



Brussels, 28 October 2020  
(OR. en)

12343/20  
CRS CRP 41

**SUMMARY RECORD**  
PERMANENT REPRESENTATIVES COMMITTEE  
5, 7 and 9 October 2020

**I. Adoption of the agenda**

11454/3/20 REV 3 OJ CRP2 37  
11432/20 OJ CRP1 37

The Committee adopted the agenda.

**II. Approval of the "I" items**

The Committee approved the "I" items as set out in the Annex.

**III. Discussion items**

**COREPER (PART 2)**

**MONDAY 5 OCTOBER 2020**

**General Affairs**

2. Special European Council on 1-2 October 2020: Follow-up  
*State of play*

The Committee took note of the main outcomes of the Special European Council and the intended next steps.

3. REACT-EU Regulation: Update following the EUCO  
Conclusions of July 2020  
*Mandate for negotiations with the European Parliament*
- 10853/20  
REGIO

The Committee agreed on a mandate for negotiations with the European Parliament.

4. Common Provisions Regulation: Update following the EUCO Conclusions of July 2020 10879/20  
*Partial Mandate for negotiations with the European Parliament*

The Committee agreed on a partial mandate for negotiations with the European Parliament.

5. Cohesion package: Update following the EUCO Conclusions of July 2020
- a) ERDF/CF Regulation 10880/20
  - b) ESF+ Regulation 10881/20
  - c) Interreg Regulation 10882/20
  - d) JTF Regulation 10883/20
- Partial Mandate for negotiations with the European Parliament*

The Committee agreed on partial mandates for negotiations with the European Parliament. In the case of the JTF Regulation, a revised mandate was agreed as set out in 10883/1/20 REV 1.

### **Economic and Financial Affairs**

6. Informal videoconference of the Ministers of the Economy and Finance on 6 October 2020: Preparation
- a) Recovery and Resilience Facility  
*Exchange of views*

The Committee prepared this item for the informal videoconference and agreed to revert on this issue at one of its forthcoming sessions.

- b) European Semester 2020 - Lessons learnt and ways forward in the recovery context  
*Exchange of views*

The Committee prepared this item for the informal videoconference.

- c) Other items in connection with the informal videoconference

The Presidency provided further information regarding the informal videoconference.

## Justice and Home Affairs

### 7. Informal videoconference of the Ministers of Justice on 9 October 2020: Preparation

- a) Setting up of the European Public Prosecutors Office (EPPO) 11063/20  
*State of play*

The Committee prepared this item for the informal videoconference.

- b) EU-Strategy to combat sexual abuse of children 11097/20  
*Information by the Commission and exchange of views*

The Committee prepared this item for the informal videoconference.

- c) Conclusions "Access to justice – seizing the opportunities of digitalisation" 10999/20  
*Presentation by the Presidency*

The Committee held an exchange of views and agreed to revert on this item at the continuation of its meeting.

- d) Digital Justice: e-evidence - Current developments 11060/20  
*Information by the Commission and the Presidency*

The Committee prepared this item for the informal videoconference.

- e) Fundamental Rights: 11062/20  
a) Antisemitism/hate speech 11106/20  
*Exchange of views*  
b) Conclusions on the Charter of Fundamental Rights in the context of Artificial Intelligence and Digital Change 11373/20  
*Presentation by the Presidency*

The Committee held an exchange of views and agreed to revert on this item at the continuation of its meeting.

- f) Other items in connection with the informal videoconference

The Presidency provided further information regarding the informal videoconference.

## **Foreign Affairs**

8. Selection of WTO Director-General 10646/20  
*Endorsement*

The Committee endorsed the short list of candidates.

9. (poss.) EU-Ukraine Summit (Brussels, 6 October 2020)  
*State of play of preparations*

The Committee held an exchange of views and gave a mandate to the Union representative to reach an agreement on the Joint Declaration.

## **WEDNESDAY 7 OCTOBER 2020**

### **General Affairs**

10. Meeting of the Council (General Affairs) on 13 October 2020:  
Preparation

- a) Preparation of the European Council on 15-16 October 2020:  
Conclusions 10529/20  
*Exchange of views*

The Committee discussed the draft conclusions.

- b) European Council follow-up  
*State of play*

The Committee prepared this item for the Council.

- d) Annual Rule of Law Dialogue 11094/20  
*Exchange of views*

The Committee prepared this item for the Council.

- e) Multiannual Financial Framework  
*State of play*

The Committee took note of the information, given by the Presidency and agreed to revert on this issue at the continuation of its meeting.

- c) (poss.) Covid-19 - EU-coordination 11501/20  
*State of play*

The Committee agreed to revert on this item at the continuation of its meeting.

- f) (poss.) Conference on the Future of Europe  
*Information from the Presidency*

The Committee prepared this item for the Council.

- g) Other items in connection with the Council meeting

The Presidency provided further information regarding the Council meeting. The Committee did not agree with the proposal from a delegation to have the Annual Rule of Law Dialogue item in public session.

- h) EU-UK negotiations 11236/20  
*State of play*

The Committee prepared this item for the Council.

### **Justice and Home Affairs**

7. Informal videoconference of the Ministers of Justice on  
9 October 2020: Preparation

- c) Conclusions "Access to justice – seizing the opportunities  
of digitalisation" 10999/1/20 REV 1  
*Presentation by the Presidency*

The Committee agreed on the text of the draft conclusions and finalised the preparation of the this item for the informal videoconference. The Committee also agreed to revert on this item at the continuation of its meeting as a I-item to agree on the manner of obtaining approval of the draft conclusions by the Council.

- e) Fundamental Rights: 11062/20  
a) Antisemitism/hate speech 11106/20  
*Exchange of views*  
b) Conclusions on the Charter of Fundamental Rights 11373/20  
in the context of Artificial Intelligence and Digital  
Change  
*Presentation by the Presidency*

The Committee finalised its preparation of this item for the videoconference and agreed to revert on this issue at one of its forthcoming meetings.

## FRIDAY 9 OCTOBER 2020

### Foreign Affairs

13. Meeting of the Council (Foreign Affairs) on 12 October 2020:  
Preparation

- d) Russia  
*Exchange of views*

The Committee prepared this item for the Council. A part of this item was discussed in a restricted session.

- a) Current Affairs

The Committee prepared this item for the Council.

- b) Belgrade-Pristina dialogue  
*Exchange of views*

The Committee prepared this item for the Council.

- c) Belarus  
*Exchange of views*

The Committee prepared this item for the Council.

- e) Latin America and the Caribbean  
*Exchange of views*

The Committee prepared this item for the Council.

- f) Other items in connection with the Council meeting

The EEAS provided further information regarding the Council meeting.

11. EU-Ukraine Summit (Brussels, 6 October 2020)  
*Debriefing*

The Committee took note of the main outcomes of the above-mentioned Summit.

## **General Affairs**

10. Meeting of the Council (General Affairs) on 13 October 2020:  
Preparation

- c) Covid-19 - EU-coordination  
*State of play*

11618/20

The Committee agreed on the text of the draft Council Recommendation, agreed to withdraw this item from the agenda of the Council, and agreed to add an A-item for the adoption of the Council Recommendation.

### Statement by Austria

"In connection with the text proposal for a Council recommendation on a coordinated approach to the restriction of free movement in response to the COVID-19 pandemic Austria states the following:

Wherever possible, the preferred option should be to undergo a test.

Concerning the mapping of risk areas when considering restrictions of free movement, we state that Austria explicitly supports such a mapping in itself. However, the proposed thresholds and criteria absolutely need to be adapted in the near future, as they do not reflect the current epidemiological situation in most of the EU Member States and as the epidemiological situation is not expected to significantly change in the coming weeks and months.

The Austrian position on this Council recommendation therefore is: abstention."

- e) Multiannual Financial Framework  
*State of play*

The Committee took note of the information, given by the Presidency and finalised the preparation of this item for the Council.

## **Economic and Financial Affairs**

15. Meeting of the Council (Economic and Financial Affairs) on  
4 November 2020: Agenda

The Presidency presented the main items on the agenda..

85. Recovery and Resilience Facility  
*Mandate for negotiations with the European Parliament*

11538/20

The Committee agreed on a mandate for negotiations with the European Parliament.

### Intervention by the Commission on the interpretation of "all or significant subset of CSRs"

"The Commission's position is that the recovery and resilience plans will need to reflect the relevant country-specific challenges and be aligned with the EU priorities in order to address key challenges in a comprehensive manner. This includes the country-specific recommendations addressed to the Member States in recent years and in particular in the 2019 and 2020 Semester cycles. When translating those recommendations into specific reforms and investments, Member States should focus on those challenges and priorities that will generate the most lasting impact and will strengthen the growth potential, job creation, health systems and economic and social resilience and regional cohesion of the Member State.

The Commission confirms that – in line with Art. 16(3) (c) of the proposed Regulation establishing a Recovery and Resilience Facility – the Commission will assess whether the recovery and resilience plan submitted by the Member State is expected to have a lasting impact on the Member State concerned.

The understanding of the Commission (based on the joint reading of Article 19a(1),(2b) and (3) of the RRF Regulation read in conjunction with recital 31a) is that the decision making process on payments and notably the need to take into account the EFC opinion respects the prerogatives of the Commission according to the Treaty."

### Statement by Bulgaria, Hungary and Poland

"The concept of "relevant CSRs" is not a new one and it is used in the context of linking the cohesion policy with the sound economic governance. The notion of "relevant CSRs" has never been understood as "all CSRs" from a given year or years but as the CSRs that are applicable to areas of intervention of the cohesion policy.

In our view, the same rules shall apply to the Recovery and Resilience Facility since the main objective of the national Recovery and Resilience Plans is to implement structural reforms and boosting investments. The relevance of CSRs shall be assessed on a "case by case" basis, bilaterally between the European Commission and Member State concerned. Having in mind that major part of resources of the RRF shall be allocated to support green and digital transitions, a pragmatic and a strong recovery oriented approach towards the rest of CSRs must be applied."



## **COREPER (PART 1)**

### **Telecommunications**

57. Regulation establishing the Digital Europe Programme for the period 2021-2027 11293/20  
*Mandate for negotiations with the European Parliament*

The Committee agreed on a mandate for negotiations with the European Parliament.

### **Employment and Social Policy**

58. Decision amending Decision No 573/2014/EU on cooperation between Public Employment Services (PES) 11090/20 + ADD 1  
*Analysis of the final compromise text with a view to agreement*

The Committee endorsed the text of the final compromise and mandated the Presidency to inform the European Parliament that, should the European Parliament adopt its position at first reading in accordance with this compromise (subject to revision by the legal linguists), the Council would approve the European Parliament's position and the act shall be adopted.

#### Statement by Hungary

"Hungary remains dedicated to its human rights commitments, including the protection and promotion of women's rights and equality between men and women.

Hungary recognizes and promotes equality between men and women in accordance with the Fundamental Law of Hungary, principles and values of the European Union, as well as commitments and principles stemming from international law. Furthermore, equality between women and men is enshrined in the Treaties of the European Union as a fundamental value. In line with these and its national legislation, Hungary interprets the concept of „gender“ as reference to sex and concept of „gender equality“ as reference to the equality between women and men.

Hungary notes, that the term of “all gender” is lacking definition at international level, including within the European Union. Therefore, Hungary is not in the position to support the compromise."

#### Statement by Poland

"Equality between women and men is enshrined in the treaties of the European Union as a fundamental right. Poland ensures equality between women and men within the framework of the Polish national legal system in accordance with internationally binding human rights instruments and within the framework of fundamental values and principles of the European Union. For these reasons, in place where the decision refers to gender equality Poland will interpret it as a equality between women and men, according to Article 8 TFEU."

### Statement by Slovakia

"The Slovak Republic recognizes and promotes equality between men and women in accordance with the Constitution of the Slovak Republic and primary law of the European Union. In this context, the Slovak Republic interprets the concept of „gender“ in the text of the Decision amending Decision No 573/2014/EU on cooperation between Public Employment Services (PES) as reference to sex and concept of „gender equality“ as reference to the equality between men and women."

59. Revision of Regulations on coordination of social security systems (883/04 and 987/09)  
*Presidency briefing on the outcome of the trilogue*

The Committee took note of the information provided by the Presidency on the outcome of the trilogue of 30 September 2020.

### **Employment, Social Policy, Health and Consumer Affairs**

60. Informal videoconference of the Ministers of Employment and Social Policy on 13 October 2020: Preparation

1. Worker participation and support for workers in restructuring  
*Policy debate*

The Committee prepared this item for the informal videoconference of the Ministers of Employment and Social Policy.

2. Equal participation of women and men in the labour market  
*Policy debate*

The Committee prepared this item for the informal videoconference of the Ministers of Employment and Social Policy.

### **Environment**

61. Meeting of the Council (Environment) on 23 October 2020: Agenda

The Presidency presented the main items on the agenda.

### **Research**

62. Regulation establishing Horizon Europe - Framework Programme  
*Presidency briefing on the outcome of the trilogue*

The Committee took note of the information provided by the Presidency on the outcome of the trilogue of 6 October 2020.

63. Regulation on European Institute of Innovation and Technology (EIT)  
Decision on Strategic Innovation Agenda (SIA) of the European Institute of Innovation and Technology (EIT)  
*Presidency debriefing on the outcome of the trilogue*

The Committee took note of the information provided by the Presidency on the outcome of the trilogue of 29 September 2020.

### **Transport**

64. Regulation on rail passengers' rights and obligations  
*Presidency debriefing on the outcome of the trilogue*

The Committee took note of the information provided by the Presidency on the outcome of the trilogue of 1 October 2020.

#### **IV. Any other business**

##### **COREPER (PART 1)**

None.

##### **COREPER (PART 2)**

Diplomatic missions in Belarus

The Committee took note of the information provided by Poland and Lithuania.

Developments in Varosha

The Committee took note of the information provided by Cyprus.

Council meetings in the next weeks

The Committee took note of the information provided by Belgium and Luxembourg in their role as host authorities.

Climate targets

The Committee took note of the information provided by Hungary.

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**"I" items approved**

**COREPER (PART 2)**

**WEDNESDAY 7 OCTOBER 2020**

**Judicial Affairs**

18. Case T-438/20 AJ, KD 11208/20  
*Information note for the Permanent Representatives Committee*  
*(Part 2)* JUR
19. Case T-439/20 AJ, KS 11210/20  
*Information note for the Permanent Representatives Committee*  
*(Part 2)* JUR
20. Cases: 11135/20  
T-444/20 (Société générale and Others v. Single Resolution Board) JUR  
T-445/20 (Crédit agricole and Others v. Single Resolution Board)  
T-446/20 (Confédération nationale du Crédit mutuel and Others v. Single Resolution Board)  
T-447/20 (PNB Paribas v. Single Resolution Board)  
T-448/20 (BPCE and Others v. Single Resolution Board)  
T-449/20 (Banque postale v. Single Resolution Board)  
*Information note for the Permanent Representatives Committee*  
*(Part 2)*

**Institutional Affairs**

**Appointments**

21. Council Recommendation on the appointment of an ECB Executive Board member 11073/20  
*Decision to use the written procedure for the adoption* 11071/20  
INST

**Transparency**

22. Public access to documents 10386/20  
Confirmatory application No 19/c/01/20 10387/20 + ADD 1  
*Decision to use the written procedure for the adoption* INF  
API
23. Public access to documents 10434/20  
Confirmatory application No 20/c/01/20 11177/20  
*Decision to use the written procedure for the adoption* INF  
API

## **Economic and Financial Affairs**

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| 24. | New Belgian Commemorative Coin  | 11174/20<br>UEM                 |
| 25. | ECA SR No 19/2020 on Digitising European Industry<br><i>Designation of a Working Party</i>              | 11295/20<br>FIN                 |
| 26. | ECA SR No 20/2020 on Combating child poverty<br><i>Designation of a Working Party</i>                   | 11307/20<br>FIN                 |
| 27. | Amendments to the Benchmarks Regulation<br><i>Mandate for negotiations with the European Parliament</i> | 11049/20<br>+ ADD 1 REV 1<br>EF |

### Statement by Italy

"Italy deems that the process envisaged under Recital 11b and Article 23a(2)(bb) of the proposal amending the Regulation EU 2016/1011 is too complex and burdensome to be accomplished in a consistent manner; additionally, the designation of the "relevant authority" is vague and the power given to it is too intrusive with respect to the autonomy of counterparties to the contracts. For the mentioned reasons, Italy strongly favors either the deletion of such part of the proposal or its significant amendment in order to make it actually viable."

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| 50. | Asset manager for the CPF<br><i>Approval of a letter</i>   | 11434/20<br>FIN |
| 51. | Transfer No 2/2020 (Section VIII - European Ombudsman)<br><i>Approval</i><br><i>Decision to use the written procedure for the adoption</i>                         | 11477/20<br>FIN |
| 52. | European Ombudsman's project to relocate its Brussels office to a new building<br><i>Approval</i><br><i>Decision to use the written procedure for the adoption</i> | 11478/20<br>FIN |

## **Justice and Home Affairs**

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| 29. | Regulation amending Regulation (EU) No 514/2014, as regards the decommitment procedure<br><i>Decision to use the written procedure for the adoption of the legislative act</i> | 11316/20<br>JAI                  |
| 30. | Union Civil Protection Mechanism Decision<br><i>Mandate for negotiations with the European Parliament</i>  | 11042/20 + ADD 1<br>PROCIV       |
| 31. | Schengen evaluation Recommendation - Hungary police cooperation<br><i>Decision to use the written procedure for the adoption</i>   | 11280/20<br>11279/20<br>SCH-EVAL |

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|-----------------------------------|---|---|
| 32.                               | Schengen evaluation Recommendation - Hungary Schengen Information System<br><i>Decision to use the written procedure for the adoption</i>   | 11282/20<br>11281/20<br>SCH-EVAL          |
| 33.                               | Schengen evaluation Recommendation - Slovakia external border<br><i>Decision to use the written procedure for the adoption</i>  | 11284/20<br>11283/20<br>SCH-EVAL          |
| 34.                               | Schengen evaluation Recommendation - Slovakia Schengen Information System<br><i>Decision to use the written procedure for the adoption</i>  | 11286/20<br>11285/20<br>SCH-EVAL          |
| 35.                               | Schengen evaluation Recommendation - Slovakia police cooperation<br><i>Decision to use the written procedure for the adoption</i>   | 11289/20<br>11288/20<br>SCH-EVAL          |
| 36.                               | Schengen evaluation Recommendation - Slovakia visa policy<br><i>Decision to use the written procedure for the adoption</i>  | 11291/20<br>11290/20<br>SCH-EVAL          |
| 37.                               | Schengen evaluation Recommendation - Germany return (2019)<br><i>Decision to use the written procedure for the adoption</i>   | 11297/20<br>11296/20<br>SCH-EVAL          |
| 38.                               | Schengen evaluation Recommendation - Germany return (2020)<br><i>Decision to use the written procedure for the adoption</i>   | 11299/20<br>11298/20<br>SCH-EVAL          |
| 39.                               | Schengen evaluation Recommendation - Germany visa policy<br><i>Decision to use the written procedure for the adoption</i>   | 11301/20<br>11300/20<br>SCH-EVAL          |
| 40.                               | Relations of the EPPO with third countries and international organisations<br><i>Endorsement</i><br><i>Decision to use the written procedure</i>                                    | 11385/20<br>EPPO                          |
| <br><b><u>Foreign Affairs</u></b> |   |   |
| 42.                               | Regulation amending autonomous trade measures for the Western Balkans<br><i>Confirmation of the final compromise text with a view to agreement</i>                                  | 11379/20<br>7195/20 + ADD 1<br>WTO        |
| 43.                               | Council Decision concerning restrictive measures against ISIL (Da'esh) and Al-Qaeda and persons, groups, undertakings and entities associated with them - review<br><i>Adoption</i> | 11390/20<br>11389/20<br>11100/20<br>CORLX |

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| 44. | Conclusions on Bosnia and Herzegovina/Althea<br><i>Approval</i>  | 11402/20<br>BiH                                   |
| 53. | Council Decision and Implementing Regulation concerning restrictive measures against cyber-attacks threatening the Union or its Member States<br><i>Decision to use the written procedure for the adoption</i> | 11396/20 + COR 1<br>11275/20<br>11277/20<br>CORLX |
| 54. | Egypt Restrictive measures: letter of reply<br><i>Approval</i>   | 11463/20<br>CORLX                                 |
| 55. | Syria Restrictive measures: letter of reply<br><i>Approval</i>   | 11465/20<br>CORLX                                 |
| 56. | Council Decision establishing a European Security and Defence College, repealing Council Decision 2016/2382/CFSP<br><i>Adoption</i>  | 11472/20<br>10068/20<br>CORLX                     |

#### **EU positions for international negotiations**

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|-----|--|---|
| 45. | Council Decision on the EU position to be taken in the EU-Korea FTA Customs Committee concerning the verification of proofs of origin<br><i>Adoption</i> | 10587/20<br>10584/20<br>10586/20<br>WTO |
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#### **Statement by the Commission**

"The Commission considers that the Council Decision should be addressed to the Commission, and therefore considers the changes to Article 2 to be inappropriate."

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| 46. | Council Decision on the EU position in the Côte d'Ivoire-EU EPA Committee regarding adoption of the dispute settlement procedure and code of conduct for arbitrators<br><i>Adoption</i> | 11303/20<br>10611/20<br>10612/20<br>ACP |
| 47. | Council Decision on the EU position in the Côte d'Ivoire-EU EPA Committee regarding adoption of list of arbitrators<br><i>Adoption</i>  | 11304/20<br>10613/20<br>10614/20<br>ACP |
| 48. | Council Decision on the EU Position in the 66th session of the Harmonized System Committee of the World Customs Organization<br><i>Adoption</i>   | 11246/20<br>11212/20<br>11214/20<br>UD  |

#### **Statement by the Commission**

"The Commission considers that the Council Decision should be addressed to the Commission, and therefore considers the changes to Article 4 to be inappropriate."



49. Council Decision on the EU Position on TIR Convention  
*Adoption*
- 11044/20  
10755/20  
10759/2  
UD

## **FRIDAY 9 OCTOBER 2020**

### **Institutional Affairs**

#### **Appointments**

86. Appointment of a Member of the Commission  
*Adoption*
- 11180/20  
11178/20  
INST

### **Justice and Home Affairs**

87. Conclusions "Access to justice – seizing the opportunities of digitalisation"  
*Approval*
- 11600/20  
11599/20  
JAI

### **Foreign Affairs**

88. Coordination of diplomatic representation in Minsk
- 11626/20  
COEST

## **COREPER (PART 1)**

### **Institutional Affairs**

#### **Written questions**

65. Replies to questions for written answer submitted to the Council by Members of the European Parliament  
*Adoption by silence procedure* 11374/20  
PE-QE
- Jean-Paul Garraud (ID) 10738/20  
"The recovery plan for Europe"

### **Judicial Affairs**

66. Case C-244/20 (INSS) 11129/20  
*Information note for the Permanent Representatives Committee (Part 1)* JUR
67. Case C-348/20 P (Nord Stream 2 AG v Parliament and Council) 11305/20 + COR 1  
*Information note for the Permanent Representatives Committee (Part 1)* JUR

### **EU positions for international negotiations**

68. Council Decision on EU position in the Joint Committee on adoption of Common Operational Procedures (Swiss ETS linking)  
*Adoption* 10961/20  
10677/20  
10831/20  
ENV
69. Council Decision on EU position in the Joint Committee on amending Annexes I and II and adoption of Linking Technical Standards (Swiss ETS linking)  
*Adoption* 10962/20  
10679/20  
10836/20  
ENV
70. Council Decision on the EU position concerning technical requirements for inland waterways vessels  
*Decision to use the written procedure for the adoption* 11369/20  
11361/20 + COR 1  
TRANS

## **Transport**

71. Decision empowering France to negotiate with the United Kingdom certain aspects of the Channel Tunnel's management  
*Decision to use the written procedure for the adoption of the legislative act* 11310/20  
TRANS
72. Regulation amending Directive (EU) 2016/798, as regards the application of railway safety and interoperability rules within the Channel Fixed Link  
*Decision to use the written procedure for the adoption of the legislative act* 11311/20  
TRANS

## **Culture/Audiovisual matters**

73. Decision on European Capitals of Culture 2020-2033  
*Mandate for negotiations with the European Parliament* 11366/20

## **Employment and Social Policy**

74. Conclusions on seasonal workers  
*Decision to use the written procedure* 11368/2/20 REV 2  
SOC
75. Conclusions on Well-Being of Older Persons  
*Decision to use the written procedure* 11367/2/20 REV 2  
SOC
76. Conclusions on Strengthening Minimum Income Protection to Combat Poverty and Social Exclusion in the COVID-19 Pandemic and Beyond  
*Decision to use the written procedure* 11365/2/20 REV 2  
SOC
77. SPC key messages on the Social Protection Performance Monitor Report  
*Endorsement* 11371/20 + ADD 1  
SOC
78. EMCO key messages on the Employment Performance Monitor Report  
*Endorsement* 11372/20 + ADD 1  
+ COR 1  
SOC
79. Council Decision on guidelines for the employment policies of the Member States (2020)  
*Adoption* 11267/20  
11408/20  
SOC

## **Environment**

80. Notification by the EU and its Member States in accordance with Article 11 of the Basel Convention  
*Approval* 11066/20 + COR 1  
ENV

## **Agriculture**

81. Decision on the equivalence of cereal seed produced in Ukraine  
*Decision to use the written procedure for the adoption of the legislative act* 11312/20  
AGRILEG

## **Delegated or Implementing Acts**

### **Internal Market and Industry**

82. Commission Directive (EU) .../... of XXX amending Annex II to Directive 2009/48/EC of the European Parliament and of the Council as regards the labelling of allergenic fragrances in toys (Labelling)  
*Decision not to oppose adoption* 11216/20  
10062/20  
MI
83. Commission Directive (EU) .../... of XXX amending Annex II to Directive 2009/48/EC of the European Parliament and of the Council as regards the prohibition of allergenic fragrances in toys (Prohibition)  
*Decision not to oppose adoption* 11216/20  
10061/20  
MI
84. Commission Regulation (EU) .../... of XXX amending Annex XVII to Regulation (EC) No 1907/2006 of the European Parliament and of the Council concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH), as regards carcinogenic, mutagenic or reproductive toxicant (CMR) substances, devices covered by Regulation (EU) 2017/745 of the European Parliament and of the Council, persistent organic pollutants, certain liquid substances or mixtures, nonylphenol and testing methods for azocolourants  
*Decision not to oppose adoption* 11215/20  
10054/20 + ADD 1  
COMPET

### **Statement by Germany**

"Deutschland geht davon aus, dass die deutsche Fassung der Erwägungsgründe wie folgt geändert wird:

Bei Erwägungsgrund 1 und 3 wird jeweils „in Anhang XVII“ in „des Anhangs XVII“ geändert. In Erwägungsgrund 3 wird „Pentachlorophenol“ in „Pentachlorphenol“ geändert. In Fußnote 6 wird „von Anhang XVII“ in „zu Anhang XVII“ geändert. Der Erwägungsgrund 8 wird wie folgt gefasst: „Die Verordnung (EU) 2017/745 des Europäischen Parlaments und des Rates legt Vorschriften für das Inverkehrbringen, die Bereitstellung auf dem Markt oder die Inbetriebnahme von Medizinprodukten für den menschlichen Gebrauch, von Zubehör für solche Produkte und von bestimmten Produktgruppen ohne medizinische Zweckbestimmung

fest. Da die Verordnung (EU) 2017/745 Bestimmungen über CMR-Stoffe enthält und um eine Doppelregulierung zu vermeiden, sollten Produkte, die in den Anwendungsbereich der Verordnung (EU) 2017/745 fallen, von den Beschränkungen gemäß den Einträgen 28-30 des Anhangs XVII der Verordnung (EG) Nr. 1907/2006 ausgenommen werden.“ In Erwägungsgrund 9 wird aus „in Anhang XVII“ „aus Anhangs XVII“. In Erwägungsgrund 10 wird im letzten Satz die Formulierung „Das Datum der Antragstellung“ in „Der Zeitpunkt der Anwendung“ geändert. In Erwägungsgrund 12 wird das Wort „Nummerierung“ in „Nummerierungen“ geändert. In Erwägungsgrund 13 wird der zweite Satz wie folgt gefasst: „Mehrere der aufgeführten Prüfmethode sind veraltet und wurden durch das Europäische Komitee für Normung durch modernere Prüfmethode ersetzt.“

Ferner geht Deutschland davon aus, dass im Annex folgende Änderungen erfolgen:

Bei der Änderung b) wird im Unterpunkt a) das Komma vor „Mit“ gestrichen. Die Formulierungen „Krebserzeugend“ werden überall durch „Krebserzeugende Stoffe“, „Keimzellenmutagene“ durch „Erbgutverändernde Stoffe“ und „Fortpflanzungsgefährdend“ durch „Fortpflanzungsgefährdende Stoffe“ ersetzt. Der Stoffname „Dibutylbis(pentan-2,4-dionato-O,O')tin“ wird in „Dibutylbis(pentan-2,4-dionato-O,O')zinn“ geändert. „Chemische Prüfungen – Bestimmung“ wird jeweils in „Chemische Prüfungen zur Bestimmung“ geändert. Beim Eintrag EN ISO 14362-1:2017 wird aus „Faser“ „Fasern“. Beim Eintrag EN ISO 14362-3:2017 wird der Begriff „gewisser“ durch „bestimmter“ ersetzt.“

#### Courtesy translation

"Germany assumes that the German translation of the recitals will be changed as follows:

In recital 1 and 3 the term „in Anhang XVII“ is each time exchanged by „des Anhangs XVII“. In recital 3 „Pentachlorophenol“ is changed to „Pentachlorphenol“. In Footnote 6 the expression „von Anhang XVII“ is replaced by „zu Anhang XVII“. Recital 8 will be worded as follows: „Die Verordnung (EU) 2017/745 des Europäischen Parlaments und des Rates legt Vorschriften für das Inverkehrbringen, die Bereitstellung auf dem Markt oder die Inbetriebnahme von Medizinprodukten für den menschlichen Gebrauch, von Zubehör für solche Produkte und von bestimmten Produktgruppen ohne medizinische Zweckbestimmung fest. Da die Verordnung (EU) 2017/745 Bestimmungen über CMR-Stoffe enthält und um eine Doppelregulierung zu vermeiden, sollten Produkte, die in den Anwendungsbereich der Verordnung (EU) 2017/745 fallen, von den Beschränkungen gemäß den Einträgen 28-30 des Anhangs XVII der Verordnung (EG) Nr. 1907/2006 ausgenommen werden.“ In recital 9 the expression „in Anhang XVII“ is changed to „aus Anhangs XVII“. In the last sentence of recital 10 the expression „Das Datum der Antragstellung“ is replaced by „Der Zeitpunkt der Anwendung“. In recital 12 the word „Nummerierung“ is changed to „Nummerierungen“. The second sentence of recital 13 will be worded as follows.: „Mehrere der aufgeführten Prüfmethode sind veraltet und wurden durch das Europäische Komitee für Normung durch modernere Prüfmethode ersetzt.“

Furthermore Germany assumes that the annex will contain the following changes:

In the changes of b) subpoint a) the comma before „Mit“ will be deleted. The expressions „Krebserzeugend“ will everywhere be replaced by „Krebserzeugende Stoffe“, as well as „Keimzellenmutagene“ by „Erbgutverändernde Stoffe“ and „Fortpflanzungsgefährdend“ by „Fortpflanzungsgefährdende Stoffe“. The substance name „Dibutylbis(pentan-2,4-dionato-O,O')tin“ is changed to „Dibutylbis(pentan-2,4-dionato-O,O')zinn“. The expression „Chemische Prüfungen – Bestimmung“ is each time replaced by „Chemische Prüfungen zur Bestimmung“. In entry EN ISO 14362-1:2017 „Faser“ is changed to „Fasern“. In entry EN ISO 14362-3:2017 the expression „gewisser“ is replaced by „bestimmter“.

## Environment

85. Commission Decision of XXX establishing the EU Ecolabel criteria for printed paper, stationery paper, and paper carrier bag products  
*Decision not to oppose adoption* 10886/20  
9938/20 + ADD 1  
ENV
86. Commission Decision of XXX establishing the EU Ecolabel criteria for electronic displays  
*Decision not to oppose adoption* 10885/20  
9904/20 + ADD 1  
ENV
87. Commission Decision of XXX amending Decisions 2014/350/EU and (EU) 2016/1349 extending the period of validity of the ecological criteria for the award of the EU Ecolabel to textile products and footwear and of the related assessment and verification requirements  
*Decision not to oppose adoption* 10884/20  
9812/20  
ENV
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