

EXPLANATORY MEMORANDUM ON EUROPEAN UNION LEGISLATION OR POLICY

13917/23 + Add 1

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COMMUNICATION FROM THE COMMISSION TO THE EUROPEAN PARLIAMENT, THE COUNCIL, THE EUROPEAN ECONOMIC AND SOCIAL COMMITTEE AND THE COMMITTEE OF THE REGIONS

Commission work programme 2024: Delivering for today and preparing for tomorrow

Annex 1: New initiatives

Annex 2: Significant proposals and initiatives to rationalise reporting requirements and evaluations and fitness checks

Annex 3: Pending proposals

Annex 4: Intended withdrawals of pending proposals

Submitted by Foreign, Commonwealth and Development Office [15] November 2023.

SUBJECT MATTER

“Delivering today and preparing for tomorrow”

1. On 17 October 2023, the European Commission (the Commission) adopted its 2024 Commission Work Programme (CWP), entitled ‘Delivering today and preparing for tomorrow’. It outlines the Commission’s policy initiatives for next year, and how it will achieve the six headline ambitions in Commission President von der Leyen’s Political Guidelines set out at the start of her mandate.
2. The CWP builds on the State of the European Union Address delivered by President von der Leyen on 13 September 2023 and looks ahead to EU parliamentary elections in 2024. The CWP is presented as continuing the work of building a stronger and more resilient European Union (EU). It highlights the Commission’s ongoing work on green and digital transitions, economic security, migration and asylum, and sets out the EU’s support for Ukraine. The CWP references the EU’s need to prepare for a successful enlargement – linked to a broader push to foster long-term peace and stability in Europe.
3. The CWP reiterates the Commission’s priority of delivering better regulation, implementation and enforcement of EU law and its target of reducing reporting requirements which impact business, particularly for Small and Medium Enterprises (SMEs). The CWP puts forward additional rationalisation proposals to reduce administrative burdens.
4. The CWP states that 90% of the commitments made in President von der Leyen’s 2019 Political Guidelines have been delivered and sets out 15 new initiatives for delivery in the

period before EU elections. The six headline sections of this year's CWP are consistent with its predecessor and are summarised below, including key initiatives of interest to His Majesty's Government (HMG).

"A European Green Deal"

5. The CWP notes the continued importance of delivering the European Green Deal in a world faced with increasingly severe environmental crises. The CWP focuses on the delivery of remaining initiatives from the 2019 Communication on the European Green Deal. This year's CWP covers supporting proposals, including:
 - i. Dialogues on the future of agriculture in the EU to move towards more sustainable food systems.
 - ii. Directive on new genomic techniques for plants (see EM COM(23)411 and a proposed Hydrogen Bank.
 - iii. Creation of processes to agree a 2040 climate target to meet the EU goal of climate neutrality by 2050.
 - iv. The European wind power package to support the long-term viability of the industry.
 - v. An initiative on water resilience to ensure reliable access to water for all EU citizens.

"A Europe fit for the digital age"

6. The CWP notes the EU's commitment to advancing the digital agenda and strengthening the resilience of Europe's digital infrastructure, including in the context of supply chains, Artificial Intelligence (AI) and space. Key initiatives include:
 - i. The first meeting of the new Critical Raw Materials Club for like-minded countries willing to strengthen global supply chains, to be held later this year;
 - ii. The EU will offer AI start-ups access to European supercomputer capacity to support innovation. Further on AI, work on the AI liability directive will restart in 2024 once the AI Act trilogue completes (see EM 8115/21).
 - iii. A new EU space law that foresees common EU rules addressing the safety and sustainability of space activities;
 - iv. A new strategy on the space data economy to support key economic sectors.

"An economy that works for people"

7. The CWP notes that the EU economy has remained resilient following an array of crises including the Covid-19 pandemic and Russia's war against Ukraine. The CWP highlights the importance of EU reform to secure long-term economic prosperity and competitiveness to enhance the EU's market economy. Key initiatives include:
 - i. Progressing the Capital Markets Union: Maintaining competitiveness by agreeing insolvency proposals, simplifying businesses' access to public capital markets, establishing a Banking Union and modernising the EU's Value Added Tax (VAT) system to increase digitalisation (see EM COM(22)701, 702 & 703).
 - ii. Action plans to progress business taxation (BEFIT and transfer pricing) and reforms to the EU Customs Union.

- iii. Continuing to implement the European Pillar of Social Rights action plan which includes frameworks for minimum wages, addressing skills shortages in certain sectors, updated structure for traineeships and guaranteeing access to important services for children including free education and free healthcare.
- iv. An initiative on the European Works Council in 2024.
- v. A proposal to ensure the EU labour market remains resilient in the context of advancements in technology, society and demography.
- vi. An initiative to maximise benefits of biotechnologies and biomanufacturing.
- vii. A commitment to adopt an advanced materials for industrial leadership plan in order to support the green and digital transition

“A stronger Europe in the world”

8. The CWP addresses Europe’s role on the global stage amid “growing tensions and geopolitical upheaval”. It aims to increase the EU’s resilience by strengthening Europe’s defence industrial base and building stronger relationships with partners across the world. It highlights the importance of EU support to Ukraine, work with Western Balkans countries, and support for international human rights and democracy. The Commission also reaffirms its commitment to the 2030 Agenda for Sustainable Development. Key new initiatives include:
- i. Strengthened defence capabilities and modernised defence through a European defence industrial strategy in 2024;
 - ii. A joint communication on a strengthened partnership with Africa

“Promoting our European way of life”

9. The CWP sets out the EU’s work in improving health security and emergency preparedness following Covid-19. It sets out the Commission’s intention to continue progressing proposals to ensure a robust framework for migration and asylum, whilst enhancing citizen security. In particular, it calls for finalisation of the New Pact on Migration and Asylum by the EU Parliament and Council.
10. The CWP outlines steps to reinforce the four pillars of the EU Security Union Strategy, including through proposals for a Cyber Solidarity Act to improve preparedness to tackle cybersecurity threats; and an action plan on anti-drug trafficking and organised crime.

“A new push for European democracy”

11. The CWP notes the importance of strengthening the foundations of European democracy by promoting free and fair elections, strengthening media freedom, countering disinformation, guaranteeing equal rights for all and respect for the rule of law. In 2024, the CWP states that the Commission will continue work on fighting disinformation and encourages progress on existing proposals related to violence against women, on victims’ rights, disabilities and child protection.

SCRUTINY HISTORY

12. The Commission's 2023 Work Programme was deposited for scrutiny as EU document 13847/22, COM(2022)548. FCDO submitted an EM dated 16 November 2022. The House of Commons European Scrutiny Committee (ESC) has not reported on the document. The House of Lords European Affairs Committee (EAC) has exchanged correspondence with the Minister for Europe on issues arising from the document, which remains under scrutiny. The annex to this EM notes the proposals contained in this and earlier CWP annexes that have been submitted for examination by the ESC and EAC.

MINISTERIAL RESPONSIBILITY

13. The Secretary of State for Foreign, Commonwealth and Development Affairs has central responsibility for relations with the European Union. Individual Ministers from other government departments are responsible for the Government's consideration of specific initiatives proposed in the Work Programme in their respective policy areas.

INTEREST OF THE DEVOLVED ADMINISTRATIONS

14. The devolved administrations have been consulted on this EM and will continue to be consulted by departments as appropriate where EU legislation may impact on or be applicable in the UK.

LEGAL AND PROCEDURAL ISSUES

15. **Legal Base:** The European Union's legal basis for this decision is Article 17 of the Treaty on European Union (TEU) and the Inter-institutional agreement on Better Law-making 2016 (IIA). Article 17 TEU sets out the role and conditions under which the European Commission operates, including entrusting the European Commission with the task of initiating annual and multiannual programming. The IIA sets out the agreement between the Council, European Parliament and the Commission recognising their 'joint responsibility in delivering high-quality Union legislation and in ensuring that such legislation focuses on areas where it has the greatest added value for European citizens, is as efficient and effective as possible in delivering the common policy objectives of the Union'. This is not a legislative proposal but is an overview of the Commission's legislative agenda for 2024.

16. **Voting Procedure:** This is not a legislative proposal, so the Council has no role in its adoption.

17. **Timetable for adoption and implementation:** The Commission will begin discussions with the European Parliament and Council shortly to establish a list of joint legislative priorities on which co-legislators agree to take action.

POLICY IMPLICATIONS

18. On 31 January 2020, the United Kingdom left the EU and so the legislative initiatives derived from the 2024 CWP are not applicable to the UK, unless they would apply in Northern Ireland under the provisions of the UK-EU Withdrawal Agreement including the Windsor Framework (the Framework). The Government is analysing the proposals and engaging the Commission over potential interactions with the Framework. Any proposals that would amend or replace legislation already included in the annexes to the

Framework are notified to the UK Government through the Joint Consultative Working Group and will be considered on a case-by-case basis, with explanatory memoranda (EMs) submitted to Parliament in the usual way. The shared governance structures with the EU, including those established under the UK-EU Withdrawal Agreement and Framework, ensure that where there are potential issues with the application of future rules in Northern Ireland, there are mechanisms to deal with this. In addition, once Northern Ireland political institutions are restored, the Windsor Framework (Democratic Scrutiny) Regulations will be made. These ensure NI institutions have a democratic oversight and are afforded cross-community safeguards for amending/replacing EU goods rules through the Stormont Brake. EMs are being prepared where the UK has been notified of applicable CWP proposals, and in some cases have already been submitted. These are captured in the annex to this EM.

19. In addition, a number of the proposals in the CWP may interact with provision of the UK-EU Trade and Co-operation Agreement (TCA). Some specific instances of this are noted in the rest of this section, but as a general principle, HMG will continue to monitor measures in the CWP and where these interact with the TCA HMG will engage with the EU as appropriate, including through the formal structures set out in the TCA.

Climate and Environment

20. Similar to the 2023 CWP, this year's CWP underlines the importance of the EU's Green Deal and further work to tackle environmental challenges. The UK and EU continue to engage on respective climate ambitions, targets and budgets, including on Emissions Trading Scheme/ System developments.
21. HMG is working to support the international shift from Russian hydrocarbons and ensure stable energy markets and prices. The EU's proposals related to its electricity market have similar aims (see EMs 7435/23 & 7440/23). The initiatives under the European Green Deal related to the wind power package are also of interest to HMG given our shared interest in energy security and net zero objectives and the role wind power can play in supporting them. We will continue to engage with the EU, and its Member States, directly as well as through the North Seas Energy Cooperation and other channels. HMG continues to have constructive discussions with the EU on the climate and environment area and will monitor and engage with EU proposals as they develop.

Agriculture

22. While the CWP reiterates commitment to a strategic dialogue on the future of agriculture, there are no new legislative files proposed in the remainder of this mandate. Current files of HMG interest include New Genomic Techniques (See EM COM(23)411), which the UK has already legislated on in the form of the Precision Breeding Act, as well as Sustainable Use of Pesticides, Geographical Indications (see EM 7639/22), Industrial Emissions and the Breakfast Directive (see EM COM(23)201).

Digital and Space

23. The CWP underlines the need for further work to mitigate the risks of the digital future. The EU's Artificial Intelligence Act (AIA) is the centrepiece of EU AI regulation (see EM

8115/21). The AIA is currently in the final stages of the trilogue. The AIA will impact UK businesses that sell AI tools to EU clients or that operate in the EU and use AI systems. HMG will continue to monitor developments and will engage with the EU as needed, including through the Trade Specialised Committee on Services, Investment and Digital Trade under the TCA.

24. The CWP also contains proposals to give AI start-ups access to supercomputers. HMG recognises the importance of making computers available to researchers and businesses in the UK. At the Spring Budget, the Chancellor announced £900m of funding for an AI Research Resource and an exascale supercomputer.
25. The UK and EU have been working together on AI in the OECD and also the G7 Hiroshima process. The EU Commission, along with representatives of many countries and organisations, attended the recent AI Safety Summit which the UK hosted and signed up to the Bletchley Declaration helping to steer the next steps of work in this area. Commission President von der Leyen has recently called for a body similar to the Intergovernmental Panel on Climate Change (IPCC) to be established for AI safety and innovation.
26. The CWP underlines the importance of the EU's Cyber Resilience Act (see EM 12429/22) and Cyber Solidarity Act proposals in reinforcing cybersecurity. The UK is closely monitoring these EU files and their potential implications, including related proposals for a European Cyber Shield and a Cyber Emergency Mechanism. Establishment of a UK-EU dialogue on Cyber issues will enable further close working to combat global cybersecurity threats and incidents and to exchange information and support coordination regarding the UK and the EU's respective cyber policy and regulations.
27. The CWP proposes an EU Space Law, which would bring common EU rules on the safety, resilience and sustainability of space activities and operations. HMG has been undertaking a range of activity in this area, through delivery of the National Space Strategy (NSS), elements of which overlap with the proposed EU Space Law. HMG cooperates closely with many EU Member States through the European Space Agency, as well as in UN bodies and other multilateral fora.
28. The CWP also outlines the EU's approach to managing the risks associated with digital competitiveness. The EU has introduced the Digital Markets Act (see EM 12593/20). The UK has introduced the Digital Markets, Consumer and Competition Bill which has some similar objectives in responding to a rapidly evolving online marketplace. HMG will continue to monitor the implementation of the Digital Markets Act.

Defence

29. The CWP contains proposals for strengthening Europe's defences in the face of growing geopolitical challenges. The UK works with the EU on defence matters where it is in our interests to do so, including on providing Ukraine with military equipment and fulfilling its training needs. HMG has also applied to join the Permanent Structured Cooperation

(PESCO) Military Mobility project, which would better enable the UK to shape relevant EU rules and requirements, including cross-border military transport procedures.

30. Although the EU's Defence Industrial Strategy has been postponed to early next year, the CWP underlines the EU's growing ambition in this area. HMG generally welcomes the steps that the EU is taking to strengthen the weapons production capacity of its Member States. However, it is crucial that initiatives do not create barriers to defence cooperation between European allies. The implications of the European Defence Industrial Strategy for UK defence procurement are likely to be limited in the short term, but they may pose challenges to NATO wide options in the future. HMG continues to call for European allies to have fair access to EU initiatives and encourages both NATO and the EU to coordinate their respective efforts more closely.

Foreign Policy and Development

31. In the refreshed Integrated Review (the IRR), HMG welcomed the positive evolution of our post-Brexit relationships with the EU and our European partners. The IRR stated we will sustain the positive trajectory, building strong relationships with our European allies and partners based on values, reciprocity and cooperation across our shared interests. UK-EU cooperation on supporting Ukraine, for example, remains extensive and wide-ranging, as is UK-EU cooperation in G7, G20 and UN fora. Other areas of cooperation include sanctions, humanitarian and economic assistance, energy resilience, reconstruction and recovery and countering Russian disinformation. HMG welcomes the progress of the EU, and all our partners, towards the vision outlined in the 2030 Agenda for Sustainable Development, including in Africa.
32. The UK has a long track record of supporting democracy and is committed to working with partners and allies across the world, including the EU, to support more open, inclusive and accountable governance. HMG is aligned with the EU in efforts to defend democracy by countering disinformation, promoting free and fair elections, supporting media freedom and pluralism, including through the Defending Democracy taskforce and creation of a Centre of Expertise on Democratic Governance.
33. The CWP confirms that the Commission will put forward a Communication on pre-enlargement reforms and policy reviews in Q2 2024. Decisions on EU enlargement are a matter for the EU and accession countries.

Economy, Trade, and Competitiveness

33. The CWP outlines several proposals for boosting EU competitiveness, in particular in the renewables sectors, as part of the wider Green Deal Industrial Plan (GDIP) introduced in early 2023 and intended to support the net zero transition through a combination of spending and regulatory measures.
34. HMG has been closely monitoring the progress of the EU Net Zero Industry Act and wider GDIP policy measures, including EU and Member State spending, to ensure they do not adversely impact the level playing field (LPF) for UK-EU trade and investment. The LPF Chapter of the TCA commits both Parties to follow specific rules in granting

subsidies, including ensuring that subsidies do not have a distortive impact on trade and investment. The UK shares the ambition to develop more resilient European supply chains and support the deployment of key strategic technologies.

35. The Critical Raw Materials Act (CRMA) aims to strengthen and diversify the EU's supply of critical raw materials for the green and digital transition. It is in our collective interests to ensure that supplies of critical minerals are not geographically concentrated and that the overall supply of critical minerals is robust and able to meet demands. HMG is considering the implications of the Act for UK industries and how the UK might work with our European partners on this issue.
36. The CWP's proposed plan on advanced materials for industrial leadership is to accelerate the development of safe, sustainable and circular advanced materials and their industrial uptake for the benefit of the green and digital transition. HMG will consider any effects on supply chains or UK access to advanced materials as the proposal develops. HMG is closely following EU files intended to strengthen supply chains during times of crisis, such as Single Market Emergency Instrument (see EM 12573/22), to ensure no adverse or discriminatory impact on UK exporters or access to the EU market.
37. More widely, the CWP outlines the EU's continued ambition to further reduce reporting burdens for businesses. HMG will continue to monitor EU measures to streamline reporting requirements for any implications for UK firms.

Health

38. HMG will continue to engage with the developing proposals for the European Health Data Space, which we expect to go live in 2025.
39. HMG monitors closely the EU's reinforced health security framework, including the work of the new Health Emergency Preparedness and Response Authority (HERA), to understand where cooperation with the EU on health security is beneficial.

Justice and Home Affairs

40. The CWP's proposals on illegal migration align with a number of HMG migration priorities, including a focus on tackling organised immigration crime and tackling people smuggling. Progress on the Pact on Migration and Asylum and proposals to modernise the EU's legal framework to fight the smuggling of migrants are welcome, and continued cooperation in this space should help decrease the exploitation of vulnerable people, and dangerous illegal journeys into the UK. Our close engagement with European and international partners remains a core factor in our approach to overcoming this complex issue. At the recent European Political Community summit in Granada, the Prime Minister co-chaired, alongside Prime Minister Meloni of Italy, a meeting of likeminded European leaders who agreed it was important to take action in eight key areas, including to tackle people smuggling as well as joint action to close the supply chains of organised crime gangs. The Commission is hosting a summit on people smuggling in November.

41. HMG continues to engage with the EU on their proposals to enhance the security of citizens. We continue to discuss UK-EU cooperation relating to automated data exchange for police cooperation (Prüm) in the UK-EU Law Enforcement and Judicial Cooperation Specialised Committee and we await the outcome of the ongoing EU negotiations relating to Prüm II. We expect Prüm II will necessitate changes to the TCA provisions governing this data exchange, should we decide, following stakeholder consultation, to participate (see EM COM(21)784.)
42. HMG continues to pursue options for enhanced civil judicial cooperation between the UK and the EU.
43. HMG continues to monitor EU advancements on the Directive on Strategic Lawsuits Against Public Participation (SLAPP) as HMG progresses our domestic approach, following enactment of anti-SLAPP measures relating to economic crime in the UK Economic Crime and Corporate Transparency Act, with a shared interest for the protection of journalists and the freedom of speech.
44. EU initiatives to address terrorist content online align with HMG's Counter Terrorism Strategy (CONTEST) and our Online Safety Act and is an area where we are keen to continue to cooperate. We have confirmed our readiness for a first UK-EU Counter Terrorism Dialogue, as agreed at the 2023 UK-EU Partnership Council.
45. HMG welcome the CWP identifying the need for agreement on proposed EU legislation on child sexual exploitation and abuse (CSEA). Domestically, this is also priority for HMG, with the Online Safety Act receiving Royal Assent on 26 October 2023. We continue to monitor the progress of, and offer our support for, proposed EU legislation, as well as wider measures that the EU is driving forward to tackle this issue, through engagement with the European Commission and bilateral European partners, including those within the G7 CSEA working group.
46. The CWP notes the importance of continuing digitalisation of social security coordination (SSC) procedures to reduce the administrative burden on individuals and businesses working across borders. Most of the programmes do not apply to the UK, however they may impact on UK nationals and businesses operating in the EU. The UK uses the Electronic Exchange of Social Security Information for those covered by the UK-EU Withdrawal Agreement and TCA, therefore we welcome the Commission's commitment to continue upgrading it alongside participating countries. The UK continues to work closely with European counterparts via the Administrative Commission to assist this process and facilitate the digitalisation of SSC procedures to the extent that these are relevant to the UK.

CONSULTATION

47. Where proposals continue to apply to the UK, or have continuing impact on the UK, the Government will consult stakeholders as appropriate.

FINANCIAL IMPLICATIONS

48. Where proposals continue to apply to the UK or have continuing impact on the UK the financial implications will be assessed as appropriate.

MINISTERIAL NAME AND SIGNATURE



Leo Docherty MP
Minister for Europe

Annex: List of Pending Proposals and Proposals for Withdrawal in the CWP that have been submitted for examination by the EU Scrutiny Committees

Annex II: Significant proposals and initiatives to rationalise reporting requirements 2 and evaluations and fitness checks			
Proposal	Lords European Affairs Committee	Commons European Scrutiny Committee	Comments
COM(23)217: Proposal for a Regulation of the European Parliament and of the Council on detergents and surfactants, amending Regulation (EU) 2019/1020 and repealing Regulation (EC) No 648/2004	Scrutiny complete	Scrutiny complete	
COM(23)462: Proposal for a Regulation of the European Parliament and of the Council on the safety of toys and repealing Directive 2009/48/EC	Not yet considered	Not yet considered	Also listed in Annex III of the CWP (A Europe fit for the Digital Age)
Union Customs Code Reform package: COM(23)258: Proposal for a Regulation of the European Parliament and of the Council establishing the Union Customs Code and the European Union	Retained under scrutiny	Not yet considered	

<p>Customs Authority, and repealing Regulation (EU) No 952/2013</p> <p>COM(23)259: Proposal for a Council Regulation amending Regulation (EEC) No 2658/87 as regards the introduction of a simplified tariff treatment for the distance sales of goods and Regulation (EC) No 1186/2009 as regards the elimination of the customs duty relief threshold</p> <p>COM(23)262: Proposal for a Council Directive amending Directive 2006/112/EC as regards VAT rules relating to taxable persons who facilitate distance sales of imported goods and the application of the special scheme for distance sales of goods imported from third territories or third countries and special arrangements for declaration and payment of import VAT</p>			
<p>Reform of EU general pharmaceutical legislation</p> <p>COM(23)193: Proposal for a Regulation of the European Parliament and of the Council laying down Union procedures for the authorisation and supervision of medicinal products for human use and establishing rules governing the European Medicines Agency, amending Regulation (EC) No 1394/2007 and Regulation (EU) No 536/2014 and repealing Regulation (EC) No 726/2004, Regulation (EC) No 141/2000 and Regulation (EC) No 1901/2006</p> <p>COM(23)192: Proposal for a Directive of the European Parliament and of the Council on the Union code relating to medicinal products for human use, and repealing Directive 2001/83/EC</p>	<p>Retained under scrutiny</p>	<p>Retained under scrutiny</p>	

<p>COM(23)643: Proposal for a Regulation amending:</p> <ul style="list-style-type: none"> • Regulation (EU) No 1379/2013 on the common organisation of the markets in fishery and aquaculture products; • Regulation 167/2013 on the approval and market surveillance of agricultural and forestry vehicles; • Regulation No 168/2013 on the approval and market surveillance of two- or three-wheel vehicles and quadricycles. 	Not yet considered	Not yet considered	
<p>COM(23)639: Proposal for a Directive amending:</p> <ul style="list-style-type: none"> • Directive 2011/24/EU on the application of patients' rights in cross-border healthcare; • Directive 1999/2/EC on the approximation of the laws of the Member States concerning foods and food ingredients treated with ionising radiation; • Directive 2014/53/EU on the harmonisation of the laws of the Member States relating to the making available on the market of radio equipment; • Directive 2000/14/EC on the approximation of the laws of the Member States relating to the noise emission in the environment by equipment for use outdoors. 	Not yet considered	Not yet considered	
<p>COM(23)661: Proposal for a Regulation amending Regulation 2016/2031 on protective measures against pests of plants</p>	Not yet considered	Not yet considered	

Annex III: Pending Proposals

Proposal	Lords European Affairs Committee	Commons European Scrutiny Committee	Comments
European Green Deal			
<p>COM(23)415: Proposal for a Regulation of the European Parliament and of the Council on the production and marketing of forest reproductive material, amending Regulations (EU) 2016/2031 and 2017/625 of the European Parliament and of the Council and repealing Council Directive 1999/105/EC (Regulation on forest reproductive material)</p> <p>and</p> <p>COM(23)414: Proposal for a Regulation of the European parliament and of the Council on the production and marketing of plant reproductive material in the Union, amending Regulations (EU) 2016/2031, 2017/625 and 2018/848 of the European Parliament and of the Council, and repealing Council Directives 66/401/EEC, 66/402/EEC, 68/193/EEC, 2002/53/EC, 2002/54/EC, 2002/55/EC, 2002/56/EC, 2002/57/EC, 2008/72/EC and 2008/90/EC (Regulation on plant reproductive material)</p>	Retained under scrutiny	Not yet considered	

<p>COM(23)411: Proposal for a Regulation of the European Parliament and of the Council on plants obtained by certain new genomic techniques and their food and feed, and amending Regulation (EU) 2017/625</p>	<p>Not yet considered</p>	<p>Not yet considered</p>	
<p>COM(23)395: Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EU) 2017/852 of the European Parliament and of the Council of 17 May 2017 on mercury as regards dental amalgam and other mercury-added products subject to manufacturing, import and export restrictions</p>	<p>Not yet considered</p>	<p>Not yet considered</p>	
<p>COM(23)201: Proposal for a Directive of the European Parliament and of the Council amending Council Directives 2001/110/EC relating to honey, 2001/112/EC relating to fruit juices and certain similar products intended for human consumption, 2001/113/EC relating to fruit jams, jellies and marmalades and sweetened chestnut purée intended for human consumption, and 2001/114/EC relating to certain partly or wholly dehydrated preserved milk for human consumption</p>	<p>Retained under scrutiny</p>	<p>Retained under scrutiny</p>	
<p>COM(23)148: Proposal for a Regulation of the European Parliament and of the Council amending Regulations (EU) 2019/943 and (EU) 2019/942 as well as Directives (EU) 2018/2001 and (EU) 2019/944 to improve the Union's electricity market design</p>	<p>Retained under scrutiny</p>	<p>Retained under scrutiny</p>	

<p>COM(23)147: Proposal for a Regulation of the European Parliament and of the Council amending Regulations (EU) No 1227/2011 and (EU) 2019/942 to improve the Union's protection against market manipulation in the wholesale energy market</p>	<p>Retained under scrutiny</p>	<p>Retained under scrutiny</p>	
<p>16258/22, COM(22)748: Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 1272/2008 of the European Parliament and of the Council on classification, labelling and packaging of substances and mixtures</p>	<p>Scrutiny complete</p>	<p>Retained under scrutiny</p>	
<p>15581/22, COM(22)677: Proposal for a Regulation of the European Parliament and of the Council on packaging and packaging waste, amending Regulation (EU) 2019/1020 and Directive (EU) 2019/904, and repealing Directive 94/62/EC</p>	<p>Retained under scrutiny</p>	<p>Retained under scrutiny</p>	
<p>14598/22, COM(22)586: Proposal for a Regulation of the European Parliament and of the Council on type-approval of motor vehicles and engines and of systems, components and separate technical units intended for such vehicles, with respect to their emissions and battery durability (Euro 7) and repealing Regulations (EC) No 715/2007 and (EC) No 595/2009</p>	<p>Retained under scrutiny</p>	<p>Retained under scrutiny</p>	

<p>7799/22, COM(22)144: Proposal for a Regulation of the European Parliament and of the Council laying down harmonised conditions for the marketing of construction products, amending Regulation (EU) 2019/1020 and repealing Regulation (EU) 305/2011</p>	<p>Retained under scrutiny</p>	<p>Retained under scrutiny</p>	
<p>7854/22, COM(22)142: Proposal for a Regulation of the European Parliament and of the Council establishing a framework for setting ecodesign requirements for sustainable products and repealing Directive 2009/125/EC</p>	<p>Retained under scrutiny</p>	<p>Retained under scrutiny</p>	
<p>7639/22, COM(22)134: Proposal for a Regulation of the European Parliament and of the Council on European Union geographical indications for wine, spirit drinks and agricultural products, and quality schemes for agricultural products, amending Regulations (EU) No 1308/2013, (EU) 2017/1001 and (EU) 2019/787 and repealing Regulation (EU) No 1151/2012</p>	<p>Scrutiny complete</p>	<p>Scrutiny complete</p>	
<p>14135/21, COM(21)709: Proposal for a Regulation of the European Parliament and of the Council on shipments of waste and amending Regulations (EU) No 1257/2013 and (EU) No 2020/1056</p>	<p>Retained under scrutiny</p>	<p>Retained under scrutiny</p>	

10872/21, COM(21)563: Proposal for a Council Directive restructuring the Union framework for the taxation of energy products and electricity (recast)	Retained under scrutiny	Retained under scrutiny	
12184/21, COM(21)579: Proposal for a Regulation of the European parliament and of the Council on applying a generalised scheme of tariff preferences and repealing Regulation (EU) No 978/2012 of the European Parliament and of the Council	Retained under scrutiny	Retained under scrutiny	
11501/13, COM(13)410: Proposal for a Regulation of the European Parliament and of the Council on the implementation of the Single European Sky (recast)	Scrutiny complete	Scrutiny complete	Pre-EU exit scrutiny
10841/20, COM(20)577: Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EU) 2018/1139 as regards the capacity of the European Union Aviation Safety Agency to act as Performance Review Body of the Single European Sky	Scrutiny complete	Scrutiny complete	Pre-EU exit scrutiny
Europe fit for the Digital Age			
COM(23)462: Proposal for a Regulation of the European Parliament and of the Council on the safety of toys and repealing Directive 2009/48/EC	Not yet considered	Not yet considered	Also listed in Annex II of the CWP

COM(23)224: Proposal for a Regulation of the European Parliament and of the Council on compulsory licensing for crisis management and amending Regulation (EC) 816/2006	Retained under scrutiny	Retained under scrutiny	
13134/22, COM(22)495: Proposal for a Directive of the European Parliament and of the Council on liability for defective products	Retained under scrutiny	Retained under scrutiny	
12573/22, COM(22)459: Proposal for a Regulation of the European Parliament and of the Council establishing a Single Market emergency instrument and repealing Council Regulation No (EC) 2679/98	Scrutiny complete	Retained under scrutiny	
12576/22, COM(22)461: Proposal for a Regulation of the European Parliament and of the Council amending Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) 2019/1009 and (EU) No 305/2011 as regards emergency procedures for the conformity assessment, adoption of common specifications and market surveillance due to a Single Market emergency	Scrutiny complete	Retained under scrutiny	
12572/22, COM(22)462: Proposal for a Directive of the European Parliament and of the Council amending Directives 2000/14/EC, 2006/42/EC, 2010/35/EU, 2013/29/EU, 2014/28/EU, 2014/29/EU, 2014/30/EU, 2014/31/EU, 2014/32/EU, 2014/33/EU, 2014/34/EU, 2014/35/EU, 2014/53/EU and 2014/68/EU as regard emergency procedures for the conformity assessment, adoption of common specifications and market	Scrutiny complete	Retained under scrutiny	

surveillance due to a Single Market emergency			
12429/22, COM(22)454: Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on horizontal cybersecurity requirements for products with digital elements and amending Regulation (EU) 2019/1020	Scrutiny complete	Scrutiny complete	
8115/21, COM(21)206: Proposal for a Regulation of the European parliament and of the Council laying down harmonised rules on artificial intelligence (Artificial Intelligence Act) and amending certain Union legislative acts	Retained under scrutiny	Retained under scrutiny	
5358/17, COM(17)10: Proposal for a Regulation of the European Parliament and of the Council concerning the respect for private life and the protection of personal data in electronic communications and repealing Directive 2002/58/EC (Regulation on Privacy and Electronic Communications)	Retained under scrutiny	Retained under scrutiny	Pre-EU exit scrutiny
An Economy that works for People			
COM(23)258: Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL establishing the Union Customs Code and the European Union Customs Authority, and repealing Regulation (EU) No 952/2013	Retained under scrutiny	Not yet considered	
COM(23)259: Proposal for a COUNCIL REGULATION amending Regulation (EEC) No 2658/87 as regards the introduction of a simplified tariff treatment for the distance sales of goods and	Retained under scrutiny	Not yet considered	

Regulation (EC) No 1186/2009 as regards the elimination of the customs duty relief threshold			
COM(23)262: Proposal for a COUNCIL DIRECTIVE amending Directive 2006/112/EC as regards VAT rules relating to taxable persons who facilitate distance sales of imported goods and the application of the special scheme for distance sales of goods imported from third territories or third countries and special arrangements for declaration and payment of import VAT	Retained under scrutiny	Not yet considered	
12184/21, COM(21)579: Proposal for a Regulation of the European parliament and of the Council on applying a generalised scheme of tariff preferences and repealing Regulation (EU) No 978/2012 of the European Parliament and of the Council	Retained under scrutiny	Retained under scrutiny	
15642/16, COM(16)815: Proposal for a Regulation of the Council and of the Council amending Regulation (EC) No 883/2004 on the coordination of social security systems and regulation (EC) No 987/2009 laying down the procedure for implementing Regulation (EC) No 883/2004	Scrutiny complete	Scrutiny complete	Pre-EU exit scrutiny
14649/15, COM(15)586: Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EU) 806/2014 in order to establish a European Deposit Insurance Scheme	Scrutiny complete	Scrutiny complete	Pre-EU exit scrutiny
7615/13, COM(13)130: Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No	Scrutiny complete	Scrutiny complete	Pre-EU exit scrutiny

<p>261/2004 establishing common rules on compensation and assistance to passengers in the event of denied boarding and of cancellation or long delay of flights and Regulation (EC) No 2027/97 on air carrier liability in respect of the carriage of passengers and their baggage by air</p>			
<p>European Way of Life</p>			
<p>COM(23)192: Proposal for a Directive of the European Parliament and of the Council on the Union code relating to medicinal products for human use, and repealing Directive 2001/83/EC and Directive 2009/35/EC</p>	<p>Retained under scrutiny</p>	<p>Retained under scrutiny</p>	
<p>COM(23)193: Proposal for a Regulation of the European Parliament and of the Council laying down Union procedures for the authorisation and supervision of medicinal products for human use and establishing rules governing the European Medicines Agency, amending Regulation (EC) No 1394/2007 and Regulation (EU) No 536/2014 and repealing Regulation (EC) No 726/2004, Regulation (EC) No 141/2000 and Regulation (EC) No 1901/2006</p>	<p>Retained under scrutiny</p>	<p>Retained under scrutiny</p>	
<p>14244/22, COM(22)480: Proposal for a Regulation of the European Parliament and of the Council on import, export and transit measures for firearms, their essential components and ammunition, implementing Article 10 of the United Nations' Protocol against the illicit manufacturing of and trafficking in firearms, their parts and components and ammunition, supplementing the United Nations Convention against Transnational</p>	<p>Retained under scrutiny</p>	<p>Retained under scrutiny</p>	

Organised Crime (UN Firearms Protocol) (recast)			
11396/22, COM(22)338: Proposal for a Regulation of the European Parliament and of the Council on standards of quality and safety for substances of human origin intended for human application and repealing Directives 2002/98/EC and 2004/23/EC	Retained under scrutiny	Retained under scrutiny	
COM(22)209: Proposal for a Regulation of the European Parliament and of the Council laying down rules to prevent and combat child sexual abuse	Not considered	Committee has considered in correspondence with the Government	Not deposited for scrutiny with an EM
COM(21)784: Proposal for a Regulation of the European Parliament and of the council on automated data exchange for police cooperation ("Prüm II"), amending Council Decisions 2008/615/JHA and 2008/616/JHA and Regulations (EU) 2018/1726, 2019/817 and 2019/818 of the European Parliament and of the Council	Not considered	Committee has considered in correspondence with the Government	Not deposited for scrutiny with an EM
COM(20)614: Amended proposal for a Regulation of the European Parliament and of the Council on the establishment of 'Eurodac' for the comparison of biometric data for the effective application of Regulation (EU) XXX/XXX [Regulation on Asylum and Migration Management] and of Regulation (EU) XXX/XXX [Resettlement Regulation], for identifying an illegally staying third-country national or stateless person and on requests for the comparison with Eurodac data by Member States' law enforcement authorities and Europol for law enforcement purposes and	Scrutiny complete	Scrutiny complete	Pre-EU exit scrutiny

<p>amending Regulations (EU) 2018/1240 and (EU) 2019/818</p> <p>And</p> <p>8765/16, CPM(16)272: Proposal for a Regulation of the European Parliament and of the Council on the establishment of 'Eurodac' for the comparison of fingerprints for the effective application of [Regulation (EU) No 604/2013 establishing the criteria and mechanisms for determining the Member State responsible for examining an application for international protection lodged in one of the Member States by a third-country national or a stateless person] , for identifying an illegally staying third-country national or stateless person and on requests for the comparison with Eurodac data by Member States' law enforcement authorities and Europol for law enforcement purposes (recast)</p>			
<p>COM(20)613: Proposal for a Regulation of the European Parliament and of the Council addressing situations of crisis and force majeure in the field of migration and asylum</p>	<p>Scrutiny complete</p>	<p>Scrutiny complete</p>	<p>Pre-EU exit scrutiny</p>
<p>COM(20)612: Proposal for a Regulation of the European Parliament and of the Council introducing a screening of third country nationals at the external borders and amending Regulations (EC) No 767/2008, (EU) 2017/2226, (EU) 2018/1240 and (EU) 2019/817</p>	<p>Scrutiny complete</p>	<p>Scrutiny complete</p>	<p>Pre-EU exit scrutiny</p>

<p>COM(20)611: Amended proposal for a Regulation of the European Parliament and of the Council establishing a common procedure for international protection in the Union and repealing Directive 2013/32/EU</p> <p>And</p> <p>11317/16, COM(16)467: Proposal for a Regulation of the European Parliament and Council, establishing a common procedure for international protection in the Union and repealing Directive 2013/32/EU</p>	Scrutiny complete	Scrutiny complete	Pre-EU exit scrutiny
<p>COM(20)610: Proposal for a Regulation of the European Parliament and of the Council on asylum and migration management and amending Council Directive (EC) 2003/109 and the proposed Regulation (EU) XXX/XXX [Asylum and Migration Fund]</p>	Scrutiny complete	Scrutiny complete	Pre-EU exit scrutiny
<p>12099/18, COM(18)634: Proposal for a Directive of the European Parliament and of the Council on common standards and procedures in Member States for returning illegally staying third-country nationals</p>	Scrutiny complete	Scrutiny complete	Pre-EU exit scrutiny
<p>11313/16, COM(16)468: Proposal for a Regulation of the EO and of the Council establishing a Union Resettlement Framework and amending Regulation (EU) No 516/2014 of the EP and Council</p>	Scrutiny complete	Scrutiny complete	Pre-EU exit scrutiny
<p>11316/16, COM(16)466: Proposal for a Regulation of the European Parliament and of the Council on standards for the qualification of</p>	Scrutiny complete	Scrutiny complete	Pre-EU exit scrutiny

<p>third-country nationals or stateless persons as beneficiaries of international protection, for a uniform status for refugees or for persons eligible for subsidiary protection and for the content of the protection granted and amending Council Directive 2003/109/EC of 25 November 2003 concerning the status of third-country nationals who are long-term residents.</p>			
<p>11318/16, COM(16)465: Proposal for a Directive of the European Parliament and of the Council laying down standards for the reception of applicants for international protection (recast)</p>	<p>Scrutiny complete</p>	<p>Scrutiny complete</p>	<p>Pre-EU exit scrutiny</p>
<p>European Democracy</p>			
<p>COM(22)689: Proposal for a Council Directive on standards for equality bodies in the field of equal treatment between persons irrespective of their racial or ethnic origin, equal treatment in the field of employment and occupation between persons irrespective of their religion or belief, disability, age or sexual orientation, equal treatment between women and men in matters of social security and in the access to and supply of goods and services, and deleting Article 13 of Directive 2000/43/EC and Article 12 of Directive 2004/113/EC</p>	<p>Retained under scrutiny</p>	<p>Retained under scrutiny</p>	
<p>COM(22)688: Proposal for a Directive of the European Parliament and of the Council on standards for equality bodies in the field of equal treatment and equal opportunities between women and men in matters of employment and occupation, and deleting Article 20</p>			

of Directive 2006/54/EC and Article 11 of Directive 2010/41/EU			
8110/18, COM(18)225: Proposal for a Regulation of the European Parliament and of the Council on European Production and Preservation Orders for electronic evidence in criminal matters	Scrutiny complete	Scrutiny complete	Pre-EU exit scrutiny
7222/18, COM(18)96: Proposal for a Regulation of the European Parliament and of the Council on the law applicable to the third-party effects of assignments of claims	Scrutiny complete	Scrutiny complete	Pre-EU exit scrutiny
11531/08, COM(08)426: Proposal for a Council Directive on implementing the principle of equal treatment between persons irrespective of religion or belief, disability, age or sexual orientation.	Scrutiny complete	Scrutiny complete	Pre-EU exit scrutiny
Annex IV: Proposals Pending Withdrawal			
Proposal	Lords European Affairs Committee	Commons European Scrutiny Committee	Comments
8797/20, COM(20)247: Proposal for a Council Decision on the position to be taken on behalf of the European Union at the International Civil Aviation Organization as regards notification of differences to Annexes 1 and 6 to the Convention on International Civil Aviation related to COVID-19 pandemic	Scrutiny complete	Scrutiny complete	Transition period scrutiny
7036/19, COM(19)110: Proposal for a Council Decision on the conclusion of the Agreement between the European Union and Bosnia and Herzegovina on actions carried out by the European Border	Scrutiny complete	Scrutiny complete	Pre-EU exit scrutiny

and Coast Guard Agency in Bosnia and Herzegovina			
11913/18, COM(18)611: Proposal for a Council Decision on the conclusion of the status agreement between the European Union and the former Yugoslav Republic of Macedonia on actions carried out by the European Border and Coast Guard Agency in the former Yugoslav Republic of Macedonia	Scrutiny complete	Scrutiny complete	Pre-EU exit scrutiny
15660/17, COM(17)824: Proposal for a Council Directive laying down provisions for strengthening fiscal responsibility and the medium-term budgetary orientation in the Member States	Scrutiny complete	Scrutiny complete	Pre-EU exit scrutiny