

EMPL COORDINATORS

Meeting of 11 October 2021 16:45 - 18:15 hrs

Room: SPAAK 1A2 and via Interactio remotely

FINAL RESULTS

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A. Chair's announcements

1. Interpretation languages [JK]

Interpretation was provided in : FR DE IT EN PL

1.1. List of EMPL Coordinators

(For information)

(New numbers as of 16 September 2021)

EMPL Coordinators/Deputies		
EPP (14)	Dennis Radtke	Sara Skyttedal
S&D (12)	Agnes Jongerius	
RE (8)	Dragoş Pîslaru	Sylvie Brunet
Greens/EFA (4)	Kira Marie Peter-Hansen	Katrin Langensiepen
ID (6)	France Jamet	Elena Lizzi
ECR (5)	Elżbieta Rafalska	
The Left/NGL (4)	Nikolaj Villumsen	

Please note that the above *order* of political groups reflects their strength in the Chamber, not in the committee.¹

B. Exchanges of views/Decisions

1. Programming exercise of EMPL hearings, delegations and events with national parliaments for the 1st Semester 2022

Decisions

Coordinators agreed that the decision on the list of hearings and of delegations for the 1st Semester 2022 would be taken in a written procedure on 11 October.

2. Final recommendations of the Focus Groups on “Rethinking parliamentary democracy - A stronger European Parliament after Covid-19” and EMPL input to CCC

Decision

Coordinators held an exchange of views on the Focus Groups recommendations. Based on this exchange of views, a consolidated, detailed, EMPL written contribution will be prepared and sent to CCC Chair by 15 October. This contribution will thoroughly address the issue of telework, work-life balance and right to disconnect.

¹ <https://www.europarl.europa.eu/meps/en/search/table>

Plenary (16.09.2021): EPP 179, S&D 146, RE 98, Greens/EFA 73, ID 71, ECR 63, The Left 39, NI 36

3. Cooperation pursuant to Rules 56+/57/58 - state of play

(As appropriate, to be followed up by information emails to all the groups, coordinators, rapporteurs & shadows)

Title	Procedure n°	State of Play / Next steps
<p>Commission proposal for a Regulation establishing a Social Climate Fund</p>	<p>2021/0206(COD) COM(2021)0568</p>	<ul style="list-style-type: none"> • EMPL requested Rule 58 (joint committee procedure) by a letter of 10 September and at the following CCC meeting • Requests of other committees: <ul style="list-style-type: none"> - BUDG: rule 58 - ITRE: rule 58 or alternatively R57 exclusive on parts of Article 2, 5(2) and 6(2), and shared on the rest of the proposal - TRAN: rule 57 • At the CCC the ENVI Chair showed openness towards the EMPL request for Rule 58. This was also the case at a following meeting at administrative level. The CCC Secretariat took note thereof, as well as of all the arguments. • After those meetings the CCC Chair shared a proposal with the Committee Chairs involved (proposal can be found in the annexes), which consists of R 57 with shared competence over the whole proposal for EMPL, BUDG, ITRE and TRAN (+ R56 for REGI) just before the meeting of 29/09 with ENVI, EMPL, ITRE, TRAN, BUDG Chairs, conveyed by Chair Tajani. • Ms Jongerius replacing the Chair at the meeting of 29/09, reiterated EMPL arguments. While ENVI Chair remained quite positive, ITRE and TRAN, which can accept the CCC Chair proposal in case all opinion-giving Committees are associated under R57, threaten to insist on R58 in case EMPL gets R58, thus blocking the negotiations on the whole "Fit for 55 package". • On 30/09, EMPL sent a letter to CCC, with exhaustive arguments justifying EMPL R58 request (letter can be found in the annexes), asking for verifying the legal

		<p>bases and for postponing the decision on SCF.</p> <ul style="list-style-type: none"> • As no agreement could be reached among the committees, CCC prepared a recommendation for the CoP meeting of 7 October , including R 57 with shared competence over the whole proposal for EMPL, ITRE and TRAN and R 57 for BUDG with exclusive competences on several aspects (+ R56 for REGI). • EMPL sent a letter to President Sassoli along the lines of the letter previously sent to CCC. • Several Committees and groups raised concern on the CCC recommendations. The item was finally postponed to the CoP of 14 October
<p>Commission proposal amending Directive 2013/34/EU, Directive 2004/109/EC, Directive 2006/43/EC and Regulation (EU) No 537/2014, as regards corporate sustainability reporting</p>	<p>COM(2021)0202 2021/0105 (COD)</p>	<p>Joint EMPL - JURI letter of 28 September was endorsed by the CCC on the 05 October.</p> <p>Under the terms of the agreement EMPL would be associated under Rule 57 of the Rules of Procedure: (i) with shared competence with regards to Article 1(4) amending Directive 2013/34/EU as far as Article 19b(2)(b) (i) and (iii) is concerned (as the provisions also involve company law, which is under the JURI remit), and (ii) with exclusive competence with regards to Article 1(4) amending Directive 2013/34/EU as far as Article 19b(2)(b) (ii) and recital 43 (Social factors and European Pillar of Social Rights) are concerned.</p>
<p>Proposal for a regulation of the European Parliament and of the Council on machinery product</p>	<p>COM(2021)0202 – 2021/0105(COD)</p>	<p>The issue was referred back to the CCC for the final decision, after IMCO coordinators refused to give any ground to EMPL request for a Rule 57 on this COM proposal, offering instead Rule 56+ (this decision by IMCO coordinators followed a rather more promising exchange of opinions between IMCO and EMPL committee Chairs, which in its own turn followed numerous exchanges of letters between IMCO and EMPL as well as a few staff level meetings).</p> <p>EMPL seeks to get shared (and in one case - exclusive) competence on health and safety at workplace aspects of the COM proposal for a new Regulation on Machinery Products, particularly when it concerns heavy machinery as well as the so called “cobots” and the AI.</p>
		<p>On 9 September, the Conference of Presidents approved the CCC recommendations:</p>

FEMM INI report “Women’s poverty in Europe”		<ol style="list-style-type: none"> 1. that the FEMM Committee be authorised to draw up the own-initiative report entitled “Women’s poverty in Europe”; and 2. that the EMPL Committee be associated under Rule 57 as proposed by FEMM (association of the EMPL Committee with exclusive competences) as regards general aspects related to combating poverty and social exclusion, as well as general matters concerning pay, pensions and care, with shared competences are recommended as regards pay transparency. <p>The EMPL request for shared competence on gender related aspects of poverty, the gender, pay, pension and care gaps (measures to ensure equal pay for equal work), gender participation at the labour market was dismissed.</p> <p>See section 4 below</p>
FEMM INI report “Enhancing gender equality through common European action on care”		<p>On 13/09 September, EMPL Coordinators decided in written procedure to request the application of Rule 57, with exclusive competence on general matters concerning pay, pensions and care. S&D requested in addition exclusive competence on work-life balance as well as on workers’ rights and working conditions. The EMPL request following these lines was sent to CCC on the same day.</p> <p>FEMM Coordinators’ position is expected on 6 October; FEMM Committee asked for the extension of the original deadline of 1 October for finding an agreement.</p> <p>Contacts between the two Chairs are ongoing</p>

Decision

The efforts of the Chair, the groups and the Secretariat to defend EMPL Rule 58 request on the Social Climate Fund were emphasized. Coordinators pointed out the magnitude of the social consequences of the Green transition and decided to continue advocating for a substantial role for EMPL until the CoP decision.

The Chair also recalled that there is in CCC a consensus that the division of competences agreed during previous legislatures should not change for those of the proposals that aim to recast or amend existing legislation. However, she highlighted that the concept of energy poverty, which clearly lies within both ITRE and EMPL remit, will be defined for the first time in the proposal for recast of Directive 2012/27/EU on energy efficiency. She has

therefore suggested to the CCC Chair Tajani and President Sassoli to apply Rule 57 for EMPL, with shared competence, on this new definition, viz. Article 2(49) of the proposal for recast of Directive 2012/27/EU on energy efficiency, and she invited the Coordinators to convey this request to their respective groups' leaders.

3.1. *Forthcoming Commission proposal on mandatory due diligence*

Decision

The Chair recalled that the JURI Secretariat has been informed about the EMPL Coordinators' interest for very close collaboration on the upcoming proposal, and that a draft letter to the CCC Chair is being drafted.

4. Allocation of reports and opinions

4.1. *Decisions on new reports and opinions*

Reports

- 4.1.1. European Semester for economic policy coordination: Employment and Social Aspects in the Annual Sustainable Growth Strategy 2022 (hors quota) [MM]

Decision

Rapporteur to be appointed by the EPP group.

Opinions

- 4.1.2. Commission proposal amending Directive 2013/34/EU, Directive 2004/109/EC, Directive 2006/43/EC and Regulation (EU) No 537/2014, as regards corporate sustainability reporting - Opinion rule 57, associated committees [ABR]

Decision

Rapporteur to be appointed by the Greens/EFA group.

NB: Tentative Timetable proposed by EMPL Secretariat

Approved by EMPL Coordinators	11 October 2021
Draft opinion ready	4 November
Consideration of draft report	15 November

Deadline AMs	Thursday 18 November, 12:00
Consideration of AMs	1 December
Shadow Rapporteurs meetings COMPs	Weeks 48 - 47
Vote in EMPL	9 December 2021
Vote in JURI	End of January 2022
Vote in Plenary	February 2022

4.1.3. Establishing the 2030 Policy Programme “Path to the Digital Decade” – EMPL/9/07312\ – 2021/0293(COD) – A : Opinion / Others [MP]

Decision

Coordinators decided that EMPL will request association under Rule 57 with exclusive competence on provisions that are within EMPL remit.

Rapporteur: Chair

4.2.EMPL/9/07128 – 2021/2170(INI) – Women’s poverty in Europe – A* : Opinion, associated committees [MM]

Decision

Rapporteur: Chair

5. Follow-up of previous Coordinators decisions

5.1. *Appointment of executive director to EU-OSHA Agency [CK]*

Decision

Coordinators had a thorough exchange of views. Renew Europe suggested that EMPL sends a public letter of apologies to the candidate, underlining that the negative opinion of EMPL about his candidacy was influenced by wrong and inaccurate information. This proposal was not supported by the majority of the political groups who said that they duly followed the procedure in June, taking into account the information which was available at the time. Some groups, included Renew Europe, regretted the decision of the majority and indicated that they might write bilaterally to Mr Menéndez-Valdés.

6. Asbestos - letter of Director General DG Employment to the Chair and rapporteur [CK]

Decision

The Chair informed the Coordinators that she recalled that the EP right of legislative initiative must be respected at the CCC meeting on 5 October, during the exchange of views with the Commission Vice Presidents. Coordinators had a thorough exchange of views and decided that, the Chair would, as a first step, write a letter to Commissioner Schmit to be sent before the October II Plenary. A letter could be sent to President Van der Leyen as a second step.

7. Update from RRF WG and proposed RRF delegated acts [TV, MP]

7.1.Update from the RRF working group

7.2.Commission delegated regulation (EU) .../...of 28.9.2021 supplementing Regulation (EU) 2021/241 of the European Parliament and of the Council establishing the Recovery and Resilience Facility by defining a methodology for reporting social expenditure -C(2021)08801 – [MP/SM/TV]

7.3.EMPL/9/07246 – 2021/2900(DEA) – Commission Delegated Regulation on supplementing Regulation (EU) 2021/241 of the European Parliament and of the Council establishing the Recovery and Resilience Facility by setting out the common indicators and the detailed elements of the recovery and resilience scoreboard – A* : Opinion, associated committees [TV/MP/SM]

Decision

As Member of the Recover and Resilience Facility Working group, former EP Co-Rapporteur and EMPL Rapporteur for opinion on the RRF, Mr Pislaru debriefed the Coordinators on the latest developments and upcoming activities of the RRF working groups. A representative of the LEGI Unit clarified procedural aspects. Coordinators decided to inform ECON- BUDG Secretariat that EMPL is interested to contribute to a possible a motion for a resolution, should a decision on the extension of the deadline be taken.

7. Bis. Proposal for an EMPL resolution on the European Year of Youth 2022 (ad-hoc item)

Decision:

The RE Coordinator proposed an EMPL resolution ahead of the European Year of Youth 2022. Coordinators agreed to decide upon this proposal in a written procedure (during which the proposal was endorsed).

8. Delegations

8.1.Update- EMPL delegation visit to Slovakia, 3-5 November 2021 (AB/JB)

Decision:

Coordinators will be further updated in writing

8.2. Delegation to EU-OSHA (Bilbao), during week 51 [CK]

Decision:

This item will be dealt with in a written procedure.

Coordinators of the EPP, S&D and RE groups are invited to inform the EMPL Secretariat of the names of their participants by 28 October 2021.

8.3. FEMM Delegation to Iceland (week 44)

Decision:

This item will be dealt with in a written procedure, and the issue will be addressed in the forthcoming joint coordinators meeting with FEMM.

9. Retabling of budgetary amendments to plenary

Decision:

This item was dealt with in a written procedure; Coordinators decided to retable EMPL AMs rejected by BUDG, except EMPL/ 5562.

10. Commission report on SURE [JB]

Decision:

This item was dealt with in a written procedure; Coordinators decided to invite the Commission to present the report "SURE: one year on" at the EMPL meeting of 25 October. ECON will be invited to appoint 2 speakers.

11. Motions for Resolutions² - decision on procedure [ABR]

11.1. *Motion for a resolution on the demographic decline, the falling birth rate and immigration in the European Union – [B9-0421/2021](#) [ABR/NHP]*

² Rule 143 - Motions for resolutions

1. Any Member may table a motion for a resolution on a matter falling within the spheres of activity of the European Union. That motion may not be more than 200 words long.

Decision:

This item was dealt in a written procedure; Coordinators decided not to undertake further action.

11.2. *Motion for a resolution on supporting care for people who are unable to look after themselves* [B9-0419/2021](#) [ABR/NHP]

Decision:

This item was dealt in a written procedure; Coordinators decided not to undertake further action.

12. Comitology

12.1.EMPL/9/07174 – 2021/2827(RPS) – Commission Regulation implementing Regulation (EC) No 1338/2008 of the European Parliament and of the Council as regards statistics on health care expenditure and financing (linguistic corrigendum)– A* : Opinion, associated committees [SM]

Decision:

This item was dealt in a written procedure; Coordinators took note of the corrigendum.

12.2.EMPL/9/07009 – 2021/2843(DEA) – Commission Delegated Regulation supplementing Regulation (EU) 2019/1700 of the European Parliament and of the Council by specifying the number and titles of the variables for the use of information

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2. Such a motion may not:
 - contain any decision on matters for which other specific procedures and competences are laid down in these Rules of Procedure, in particular Rule 47, or
 - deal with the subject of ongoing proceedings in Parliament.
 3. Each Member may table no more than one such motion per month.
 4. The motion for a resolution shall be submitted to the President, who shall verify whether it fulfils the applicable criteria. If the President declares the motion to be admissible, he or she shall announce it in plenary and refer it to the committee responsible.
 5. The committee responsible shall decide what procedure is to be followed, which may include the combination of the motion for a resolution with other motions for a resolution or with reports; the adoption of an opinion, which may take the form of a letter; or the drawing up of a report under Rule 54. The committee responsible may also decide not to follow up the motion for a resolution.
 6. The authors of a motion for a resolution shall be informed of the decisions of the President, of the committee and of the Conference of Presidents.
 7. The report referred to in paragraph 5 shall contain the text of the motion for a resolution.
 8. Opinions in the form of a letter referred to in paragraph 5 that are addressed to other institutions of the European Union shall be forwarded to them by the President.
 9. A motion for a resolution tabled in accordance with paragraph 1 may be withdrawn by its author or authors or by its first signatory before the committee responsible has decided, in accordance with paragraph 5, to draw up a report on it. Once that motion for a resolution has been thus taken over by the committee responsible, only that committee shall have the power to withdraw it. The committee responsible shall retain that power of withdrawal until the opening of the final vote in plenary.

and communication technologies statistics domain for reference year 2022 – F : Main / Lead [SM]

Decision:

This item was dealt in a written procedure; Coordinators took note of the delegated Act³, and no objection was received.

12.3.C(2021)7157 – Corrigendum to Commission Delegated Regulation of 20 July 2021 supplementing Regulation (EU) 2019/1700 of the European Parliament and of the Council by specifying the number and titles of the variables for the use of information and communication technologies statistics domain for reference year 2022 – C(2021) 5263 [SM]

Decision:

This item was dealt in a written procedure; Coordinators took note of the corrigendum.

13. Petitions received for decision (see annexes): [MP/NH]

13.1. *Pension rights and social security system in Lithuania* [SM]

Petition sent directly to the EMPL Chair

Decision:

This item was dealt in a written procedure; Coordinators decided not to undertake further action.

11.2 *Petition No 0179/2021 by P.P. (Polish), on behalf of Contrain Poland Sp. z o.o., regarding discrimination of Polish temporary work agency by the Dutch authorities*

Decision:

This item was dealt in a written procedure; Coordinators decided not to undertake further action.

³ presented in EMPL on 30 September 2021

C. Points for decision without debate

1. Endorsement of Parliament's representatives to the European Platform on Combatting Homelessness [TV]

Decision:

Given that the EP and EMPL were represented in Lisbon by the Chair and MEP Van Sparrentak, Rapporteur for the INI report on access to decent and affordable housing, the following representatives were selected:

- **Representative: Chair**
- **Alternate member: MEP Van Sparrentak.**

2. Follow-up on carry-over pending files from the 8th legislative term

2.1. EMPL/9/00174 – [2016/0222\(COD\)](#) – *Reception Conditions Directive [SM]*

Standards for the reception of applicants for international protection (recast)

A: Opinion

Background

EMPL committee (rapporteur Brando Benifei (S&D, IT)) adopted its opinion to LIBE committee on 12/04/2017 (in the 8th legislative term).

Decision:

Coordinators were invited to take note of this information and to formally remove this file from the EMPL list of carry-over pending files from the 8th legislative term.

2.2. EMPL/9/00178 – [2016/0223\(COD\)](#) – *Qualification Directive [SM]*

Standards for the qualification of 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

A: Opinion

Background

EMPL committee (rapporteur Brando Benifei (S&D, IT)) adopted its opinion to LIBE committee on 08/05/2017 (in the 8th legislative term).

Decision:

Coordinators were invited to take note of this information and to formally remove this file from the EMPL list of carry-over pending files from the 8th legislative term.

3. Timetables

Timetables of reports:

Adequate Minimum Wages in the European Union (Co-Rapporteurs: D Radtke, EPP and A Jongerius, S&D) - updated timetable

	New timetable
First draft VL with COMPs	12 October
Negotiations on COMPs concluded	28 October
Pre-Final VL circulated for comments	29 October [comments by 8 November 12:00]
Final VL circulated	9 November
Vote in EMPL	11 November (ad-hoc EMPL meeting)
Announcement of mandate in plenary	Monday 22 November

“Mental Health in the Digital World of Work” (Rapporteur: M Walsh, EPP) Timetable - INDICATIVE

Workshop	1 December 2021
Send draft report to translation	17 January 2022
Consideration of draft report	February 2022
Deadline for amendments	End February/ beginning March 2022
Availability of AMs in all languages	
Consideration of AMs	End March 2022
Shadows meetings - compromises	April 2022
Vote in EMPL	End April 2022 (tbc)
Plenary	

NB: no information concerning the logistics, conditions and criteria for organising committee meetings in 2022 has yet been sent to the committee secretariats.

D. Items for information

Coordinators were invited to take note of the information provided in this section

Dates of next Coordinators' meetings [JK]

Coordinators' meeting dates in 2021

- Please note that owing to the Coronavirus crisis, Coordinators' meetings will only be convened when this is necessary and technically feasible (availability of Interactio).
- Next Coordinators' meetings are tentatively scheduled for (to be confirmed), possibly: **Thursday 18 November**, to be confirmed (NB: it was subsequently decided to organise an ad-hoc Coordinators meeting on 25 October afternoon)