



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 19 June 2013
(OR. en)**

**11010/3/13
REV 3**

OJ/CRP2 23

PROVISIONAL AGENDA

Subject:	2457th meeting of the PERMANENT REPRESENTATIVES COMMITTEE (Part 2)
Date:	17/19/20 June 2013
Time:	10.00, 10.00, 09.30
Venue:	Brussels

REVISED VERSION N° 3 TO PROVISIONAL AGENDA

A. MONDAY MORNING 17 JUNE 2013 (10.00)

1. Adoption of the provisional agenda and any other business

I

2. Convening of a Conference of the Representatives of the Governments of the Member States
 - Appointment of Judges to the Court of Justice and the General Court (*restricted session*)
10671/13 JUR 291 INST 285 COUR 44
+ ADD 1

II

3. Preparation of the Council meeting (Economic and Financial Affairs) on 21 June 2013
- a) Code of Conduct (Business taxation)
 - Reporting to the Council and Draft Council conclusions
= Endorsement
10242/13 FISC 112
 - b) (poss.) Revised rules for markets in financial instruments (MiFID/MiFIR)
 - i) Proposal for a Directive of the European Parliament and of the Council on markets in financial instruments repealing Directive 2004/39/EC of the European Parliament and of the Council (Recast) (MiFID) **[First reading]**
 - ii) Proposal for a Regulation of the European Parliament and of the Council on markets in financial instruments and amending Regulation [EMIR] on OTC derivatives, central counterparties and trade repositories (MiFIR)) **[First reading]**
 - General approach
10980/13 EF 126 ECOFIN 556 CODEC 1461
 - c) Banking Recovery and Resolution **[First reading]**
 - Proposal for a Directive of the European Parliament and of the Council establishing a framework for the recovery and resolution of credit institutions and investment firms and amending Council Directives 77/91/EEC and 82/891/EC, Directives 2001/24/EC, 2002/47/EC, 2004/25/EC, 2005/56/EC, 2007/36/EC and 2011/35/EC and Regulation (EU) No 1093/2010
= General approach
10926/13 EF 125 ECOFIN 547 DRS 118CODEC 1458
10532/1/13 REV 1 EF 116 ECOFIN 469 DRS 111 CODEC 1336
4. New Multiannual Financial Framework (*restricted session*)

B. WEDNESDAY 19 JUNE 2013 (10.00)

I

5. Resolutions, decisions and opinions adopted by the European Parliament at its part-sessions in Strasbourg from 20-23 May 2013 and from 10 to 13 June 2013
9971/13 PE-RE 6
9972/13 PE-RE 7
6. Transparency - Public access to documents
 - Confirmatory application n° 12/c/01/13
9441/13 INF 85 API 53
7. Council Decision appointing the Croatian members and alternate members of the Committee of the Regions
 - Written procedure (*)
10752/13 CDR 79
10104/13 CDR 74
8. Council Decision appointing the Croatian members of the European Economic and Social Committee
 - Written procedure (*)
10751/13 CES 23
10106/13 CES 21
9. Appointment of a member of the Court of Auditors
10811/13 INST 296 CMPT 8 OC 397
10773/13 INST 293 CMPT 7 OC 395
10. Council Decision taken by common accord with the President of the Commission appointing a Member of the European Commission
 - Written procedure (*)
10749/13 INST 291 OC 383
10110/13 INST 262
11. European Council Decision establishing the composition of the European Parliament
 - Adoption
10973/13 CO EUR-PREP 28 INST 306 POLGEN 108
EUCO 110/1/13 REV 1 INST 234 POLGEN 69
12. Draft Council conclusions on the Integrated Maritime Policy
10793/13 POLGEN 101 POLMAR 19 PESC 665 COSDP 540 AGRI 377
TRANS 319 JAI 483 ENV 549 PECHE 255
10790/13 POLGEN 100 POLMAR 18 PESC 662 COSDP 538 AGRI 376
TRANS 318 JAI 482 ENV 548 PECHE 254

13. Finalisation of the CCA review process : the EU Integrated Political Crisis Response (IPCR) arrangements
10708/13 CAB 24 POLGEN 99 CCA 8 JAI 475 COSI 75 PROCIV 75
ENFOPOL 180 COPS 219 COSDP 529 PESC 652 COTER 56
COCON 26 COHAFA 67
14. Presidency progress report on the handling within the Council of the Joint proposal for a Council Decision on the arrangements for the implementation by the Union of the Solidarity Clause
10864/13 CAB 25 POLGEN 105 CCA 9 JAI 491 COSI 77 PROCIV 76
ENFOPOL 185 COPS 224 COSDP 547 PESC 678 COTER 58
COCON 28 COHAFA 69
15. Council conclusions on Climate Change : An EU Strategy on Adaptation to Climate Change
11043/13 ENV 570 SAN 219 AGRI 386 FORETS 30 ENERG 291
TRANS 328 ECOFIN 561
11044/13 ENV 571 SAN 220 AGRI 387 FORETS 31 ENER 292
TRANS 329 ECOFIN 562
16. Case before the Court of Justice
- Introduction of an action for annulment of the Commission decision to withdraw its proposal for a Regulation of the European Parliament and of the Council establishing general provisions on financial assistance to third countries
10888/13 JUR 297
17. Decisions of the Representatives of the Governments of the Member States of the European Union
a) Appointing a judge at the Court of Justice
b) Appointing a judge at the General Court
- Written procedure (*)
10836/13 JUR 294 INST 297 COUR 45
19. Special Report n° 2/2013 : Has the Commission ensured efficient implementation of the seventh framework programme for research ?
- Designation of Working Party (*)
10732/13 FIN 330 RECH 263 COMPET 440
20. Energy Taxation Directive
- State of play
10825/13 FISC 124 ENER 283 ENV 553

21. Proposal for a Council Regulation amending Implementing Regulation (EU) n° 282/2011 as regards the place of supply of services
 - Political agreement10911/13 FISC 126 OC 411
22. Draft design of the Belgian 2-euro coin commemorating the 100th anniversary of the creation of the Royal Meteorological Institute
10250/13 ECOFIN 426 UEM 136
23. Submission of draft designs of commemorative 2-euro coins, to be issued by Greece in 2013
10253/13 ECOFIN 427 UEM 137
24. Approval of the design of a 2-euro commemorative coin to be issued by Luxembourg and dedicated to the National Anthem of the Grand-Duchy of Luxembourg
10879/13 ECOFIN 542 UEM 219
25. Council Decision amending Decision 98/481/EC concerning the external auditors of the national central banks, as regards the external auditors of the European Central Bank
10066/13 UEM 115
10421/13 UEM 147 OC 351
26. Council Decision amending Decision 1999/70/EC concerning the external auditors of the national central banks, as regards the external auditors of Suomen Pankki
10125/13 UEM 131
10426/13 UEM 148 OC 352
27. Council Decision amending Decision 1999/70/EC concerning the external auditors of the national central banks, as regards the external auditors of the Österreichische Nationalbank
10082/1/13 REV 1 UEM 124
10440/13 UEM 149 OC 354
28. Council Decision on the position to be adopted, on behalf of the European Union, in the EEA Joint Committee amending Protocol 30 to the EEA Agreement, on specific provisions on the organisation of cooperation in the field of statistics
10258/13 EEE 22 STATIS 44
10259/13 EEE 23 STATIS 45
29. Council Decision on the position to be adopted, on behalf of the European Union, in the EEA Joint Committee concerning an amendment to Annex XXI to the EEA Agreement
10262/13 EEE 25 STATIS 47 TRANS 286
10263/13 EEE 26 STATIS 48 TRANS 287

30. Council Decision on the position to be adopted, on behalf of the European Union, in the EEA Joint Committee concerning an amendment to Protocol 31 to the EEA Agreement, on cooperation in specific fields outside the four freedoms
10267/13 EEE 28 BUDGET 27 MI 475
10268/13 EEE 29 BUDGET 28 MI 476
31. Enlargement
- Accession negotiations with Montenegro
= Outcome of screening on Chapter 22 : Regional policy and coordination of structural instruments
10928/13 ELARG 88
32. Enlargement
- Accession negotiations with Montenegro
= Outcome of screening on Chapter 3 : Right of establishment and freedom to provide services
11022/13 ELARG 90
34. Enlargement
- Accession negotiations with Montenegro
= Outcome of screening on Chapter 7 : Intellectual property law
11025/13 ELARG 92
35. Enlargement
- Accession negotiations with Montenegro
= Outcome of screening on Chapter 8 : Competition policy
11026/13 ELARG 93
37. Association with Montenegro
- Establishment of the position of the European Union for the 4th Stabilisation and Association Council meeting (Brussels, 26 June 2013)
10960/13 ME 1
38. The Overarching Post 2015 Agenda
- Draft Council conclusions
= Adoption
10914/13 DEVGEN 145 ENV 561 ONU 62 RELEX 516 ECOFIN 546
40. Council Decision amending Decision 2012/642/CFSP concerning restrictive measures against Belarus
10877/13 PESC 679 COEST 141 FIN 336
10555/13 PESC 640 COEST 133 FIN 318 OC 357

41. Council Decision amending Decision 2012/389/CFSP on the European Union Mission on Regional Maritime Capacity Building in the Horn of Africa (EUCAP NESTOR)
10898/13 PESC 682 COAFR 180 SOMALIA 57 COSDP 550 EUTRA
SOMALIA 36 EUCAP NESTOR 21
10717/13 PESC 654 COAFR 177 SOMALIA 54 COSDP 531 EUTRA
SOMALIA 34 EUCAP NESTOR 20 OC 380
42. Council Decision extending the mandate of the European Union Special Representative for Central Asia
10910/13 PESC 685 COEST 143
9930/13 PESC 578 COEST 121 OC 311
43. Relations with the Republic of Moldova
- Establishment of the position of the European Union for the 15th meeting of the EU-Republic of Moldova Cooperation Council (Luxembourg, 25 June 2013)
10942/13 COEST 145
44. Relations with Ukraine
- Establishment of the position of the European Union for the 16th meeting of the EU-Ukraine Cooperation Council (Luxembourg, 24 June 2013)
10902/13 COEST 142
+ COR 1
45. Council Decision amending Decision 2012/329/CFSP extending the mandate of the European Union Special Representative for the Horn of Africa
10912/13 PESC 686 COAFR 182
9932/13 PESC 580 COAFR 162 OC 313
46. Council Regulation amending Regulation (EC) n° 881/2002 imposing certain specific restrictive measures directed against certain persons and entities associated with the Al-Qaida network
10913/13 PESC 687 RELEX 515 FIN 338 COTER 59
10557/13 PESC 642 RELEX 490 FIN 320 COTER 53 OC 358
47. Six Implementation Report of the EU Action Plan for Afghanistan
10841/13 PESC 675 COASI 83 ASIE 19 RELEX 511 COTER 57 JAI 488
POLGEN 103 COHOM 113 COHAFA 68 CIVCOM 244
DEVGEN 143
48. Council Decision amending and extending the mandate of the European Union Special Representative in Afghanistan
10936/13 PESC 690 COASI 85
9928/13 PESC 576 COASI 71 OC 309

49. Draft EU Guidelines on the promotion and protection of freedom of religion or belief
10963/13 COHOM 117 COPS 231 PESC 698 FREMP 83
10891/13 PESC 704 COHOM 119 COPS 233 FREMP 84
50. Draft Council conclusions on Yemen
11011/13 COMEM 157 PESC 705
51. Relations with the Gulf States/GCC
- Preparation of the 23rd EU-GCC Joint Council and Ministerial meeting (Bahrain,
30 June 2013) - Draft agenda
11019/13 GOLFE 2 COMEM 158 PESC 707
86. Council Decision amending the Council's Rules of Procedure
- Use of the written procedure (*)
11053/13 JUR 306 INST 312
10392/13 JUR 281 INST 271
87. Cohesion Policy legislative package [**First Reading**]
- Progress Report
11003/13 FSTR 60 FC 29 REGIO 125 SOC 471 AGRISTR 65
PECHE 260 CADREFIN 143 CODEC 1468
88. Council Decision amending and extending the mandate of the European Union Special
Representative for the South Caucasus and the crisis in Georgia
11074/13 PESC 715 COEST 148 COSDP 566
9953/1/13 REV 1 PESC 586 COEST 122 COSDP 476 OC 317
89. Council Decision amending and extending the mandate of the European Union Special
Representative for the Middle East Peace Process
10944/13 PESC 696 COMEP 19
9931/13 PESC 579 COMEP 11 OC 312
90. EU Priorities for the 68th session of the General Assembly of the United Nations
11090/13 PESC 716 CONUN 81 ONU 63 COHOM 121 DEVGEN 149
ENV 575 COJUR 2 CODUN 32 CONOP 72 COTER 63 CODRO 1
COSDP 568 CRIMORG 85
92. Local Authorities
- Draft Council conclusions
11097/13 DEVGEN 150 ACP 90 RELEX 528

93. Proposal for a Regulation of the European Parliament and of the Council concerning the establishment of "EURODAC" for the comparison of fingerprints for the effective application of Regulations (EC) n°.../.... 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 and on requests for the comparison with EURODAC data by member States' law enforcement authorities and EUROPOL for law enforcement purposes, an amending Regulation (EU) n° 1077/2011 establishing a European Agency for the operational management of large-scale IT systems in the area of freedom, security and justice (Recast) **[First Reading] (LA + S)**
- Adoption of the legislative act
PE-CONS 17/13 EURODAC 6 ENFOPOL 101 CODEC 759 OC 193
10850/13 CODEC 1428 EURODAC 9 ENFOPOL 184 OC 405
+ ADD 1
94. Proposal for a Regulation of the European Parliament and the Council on prudential requirements for the credit institutions and investment firms and amending Regulation (EU) n° 648/2012 **[First Reading] (LA + S)**
- Adoption of the legislative act
PE-CONS 14/13 EF 58 ECOFIN 229 CODEC 694 OC 174
10851/13 CODEC 1429 EF 123 ECOFIN 538 OC 406
+ ADD 1
95. Proposal for a Directive of the European Parliament and of the Council on the access to the activity of credit institutions and the prudential supervision of credit institutions and investment firms, amending Directive 2002/87/EC and repealing Directives 2006/48/EC and 2006/49/EC **[First Reading] (LA +S)**
- Adoption of the legislative act
PE-CONS 15/13 EF 59 ECOFIN 230 CODEC 695 OC 175
10853/13 CODEC 1431 EF 124 ECOFIN 539 OC 407
+ ADD 1
96. Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) n° 562/2006 of the European Parliament and of the Council establishing a Community Code on the rules governing the movement of persons across borders (Schengen Borders Code), the Convention implementing the Schengen Agreement, Council Regulations (EC) n° 1683/95 and (EC) n° 539/2001 and Regulations (EC) 767/2008 and (EC) n° 810/2009 of the European Parliament and of the Council **[First Reading] (LA +S)**
- Adoption of the legislative act
PE-CONS 3/13 FRONT 3 COMIX 24 CODEC 79 OC 20
10854/13 CODEC 1432 FRONT 79 COMIX 376 OC 408
+ ADD 1

99. Draft Guidelines to promote and protect the enjoyment of all human rights by lesbian, gay, bisexual, transgender and intersex (LGBTI) Persons
11152/13 COHOM 124 COPS 239 PESC 727
11153/13 COHOM 125 COPS 240 PESC 728

(Item on which a procedural decision may be adopted by COREPER, in accordance with Article 19(7) of the Council's Rules of Procedure.*

II

3. Preparation of the Council meeting (Economic and Financial Affairs) on 21 June 2013
- c) Banking Recovery and Resolution [**First reading**]
- Proposal for a Directive of the European Parliament and of the Council establishing a framework for the recovery and resolution of credit institutions and investment firms and amending Council Directives 77/91/EEC and 82/891/EC, Directives 2001/24/EC, 2002/47/EC, 2004/25/EC, 2005/56/EC, 2007/36/EC and 2011/35/EC and Regulation (EU) No 1093/2010
= General approach
- d) Contribution to the European Council meeting on 27-28 June 2013 - European Semester 2013
- i) Draft Council Recommendations on the National Reform Programmes 2013 to each Member State and draft Council Opinions on the updated Stability or Convergence Programmes
 - Approval
10662/13 UEM 211 ECOFIN 521 SOC 449 COMPET 434 ENV 533 EDUC 224
RECH 259 ENER 278
 - ii) Draft Council Recommendation on the implementation of the broad guidelines for the economic policies of the Member States whose currency is the euro
 - Approval
10666/13 UEM 212 ECOFIN 523 SOC 452 COMPET 435 ENV 534 EDUC 226
RECH 260 ENER 279
 - iii) Draft Council conclusions on Croatia
10959/13 UEM 221 ECOFIN 552 SOC 470 COMPET 459 ENV 567 EDUC 231
RECH 271 ENER 289
- e) Implementation of the Stability and Growth Pact
- i) Council Decision on the existence of an excessive deficit in Malta - Article 126(6) TFEU
10568/13 ECOFIN 486 UEM 181 OC 369
 - ii) Council Recommendations with a view to bringing an end to the situation of an excessive government deficit - Article 126(7) TFEU
10558/13 ECOFIN 476 UEM 171 OC 359
10560/13 ECOFIN 478 UEM 173 OC 361
10561/13 ECOFIN 479 UEM 174 OC 362
10562/13 ECOFIN 480 UEM 175 OC 363
10563/13 ECOFIN 481 UEM 176 OC 364
10569/13 ECOFIN 487 UEM 182 OC 370
10571/13 ECOFIN 489 UEM 184 OC 372

- iii) Council Decisions abrogating Excessive Deficit procedures - Article 126(12) TFEU
 - 10559/13 ECOFIN 477 UEM 172 OC 360
 - 10564/13 ECOFIN 482 UEM 177 OC 365
 - 10565/13 ECOFIN 483 UEM 178 OC 366
 - 10566/13 ECOFIN 484 UEM 179 OC 367
 - 10567/13 ECOFIN 485 UEM 180 OC 368
- iv) Council Decision establishing that no effective action has been taken by Belgium in response to the Council Recommendation of 2 December 2009 - Article 126(8) TFEU
 - 10570/13 ECOFIN 488 UEM 183 OC 371
- v) Council Decision giving notice to Belgium to take measures for the deficit reduction judged necessary in order to remedy the situation of excessive deficit - Article 126(9) TFEU
 - 10572/13 ECOFIN 490 UEM 185 OC 373
- f) (poss.) Financial assistance to Ireland and Portugal
 - i) Council Implementing Decision amending Implementing Decision 2011/77/EU on granting Union financial assistance to Ireland
 - 10416/13 ECOFIN 452 UEM 146 OC 350
 - ii) Council Implementing Decision amending Implementing Decision 2011/344/EU on granting Union financial assistance to Portugal
 - 10225/13 ECOFIN 423 UEM 134 OC 334
 - = Adoption
- g) ECB/Commission Convergence Reports and enlargement of the euro area
 - i) Recommendation by the euro area Member States on the Commission proposal on the adoption of the euro by Latvia
 - Adoption
 - 11055/13 UEM 225 ECOFIN 563 OC 417**
 - ii) Letter from the President of the Council to the European Council
 - Preparation
 - 10965/13 UEM 223 ECOFIN 554
- i) Code of Conduct (Business taxation)
 - Report to the Council
 - = Endorsement
 - 11133/13 FISC 129
 - Draft Council conclusions
 - = Endorsement
 - 11134/13 FISC 130
- h) Other items in connection with the Council meeting

55. Presentation of the provisional agenda of the Council meeting (Economic and Financial Affairs) on 9 July 2013
97. Cohesion Policy legislative package **[First Reading]**
- a) Element of a partial general approach
 - b) Validation of preliminary results with the view to negotiations with the European Parliament
 - 11047/13 FSTR 61 FC 30 REGIO 126 SOC 472 AGRISTR 67 PECHE 261
 - CADREFIN 144 CODEC 1485
 - + ADD 1-2
60. Follow-up to the Council meeting (Foreign Affairs/Trade) on 14 June 2013
57. Preparation of the Council meeting (General Affairs) on 25 June 2013
- b) Preparation of the European Council on 27-28 June 2013
 - i) Draft European Council conclusions
 - 9172/13 CO EUR-PREP 22
 - ii) European Semester : Integrated country-specific recommendations
 - Approval and Report to the European Council
 - 10802/13 CO EUR-PREP 27 POLGEN 102 AG 5 ECOFIN 535 UEM 217
 - SOC 459 COMPET 442 ENV 552 EDUC 228 RECH 266 ENER 282
 - c) Proposal by some Member States for an initiative on democracy, fundamental values and rule of law
 - State of play
 - d) European Council Decision on the examination by a Conference of Representatives of the Governments of the Member States of the amendment to the Treaties proposed by the Czech Government in the form of a Protocol on the application of the Charter of Fundamental Rights of the EU to the Czech Republic, to be annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, and not to convene a convention
 - 10930/13 INST 301 POLGEN 106
 - 132/13 CO EUR 11 POLGEN 95 INST 283 OC 377
 - e) Other items in connection with the Council meeting
4. New Multiannual Financial Framework (*restricted session*)

C. THURSDAY MORNING 20 JUNE 2013 (09.30) :

I

18. Draft Council Decision increasing the number of Advocates-General of the Court of Justice of the European Union
11009/1/13 REV 1 JUR 303 COUR 50
7013/13 JUR 110 COUR 27
+ ADD 1 REV 1
(transferred from Wednesday's meeting)
101. Draft Council conclusions on Pakistan
11130/13 COASI 88 COPS 237 PESC 722
102. Case before the EU General Court
- Case T-187/13, Mr. Mahmoud Jannatian v. Council
11137/13 JUR 309 RELEX 534 PESC 725 COMEM 159 CONOP 73
103. Appeal against the judgment of the General Court of 30 April 2013 in Case T-304/11
11144/13 COMER 149 JUR 310

New item

104. Council Decision appointing a Member of the Court of Auditors
- Written procedure (*)
10750/13 INST 292 CMPT 6
10109/13 INST 261 CMPT 5

II

3. **Preparation of the Council meeting (Economic and Financial Affairs) on 21 June 2013**
- i) **Code of Conduct (Business taxation)**
- **Draft Council conclusions**
= **Endorsement**
11134/1/13 REV 1 FISC 130
4. (poss.) New Multiannual Financial Framework (***restricted session***)
98. Proposal for a Regulation of the European Parliament and of the Council amending the Staff Regulations of Officials and the Conditions of Employment of Other Servants of the European Union (***restricted session***)
- State of play
59. Draft Council conclusions on the Commission and the High Representative of the European Union for Foreign Affairs and Security Policy Joint Communication on the Cybersecurity Strategy of the European Union : An Open, Safe and Secure Cyberspace
10646/1/13 REV 1 POLGEN 96 JAI 471 TELECOM 160 PROCIV 73
CSC 54 CIS 11 RELEX 497 JAIEX 39 RECH 250
COMPET 425 IND 175 COTER 55 ENFOPOL 178 DROIPEN 73
CYBER 12 COPS 217 POLMIL 34 COSI 73 DATAPROTECT 74

91. Enlargement
- Accession negotiations with Turkey
 - = Chapter 22 : Regional Policy and coordination of structural instruments
11099/13 ELARG 95
- 57 Preparation of the Council meeting (General Affairs) on 25 June 2013
- a) Enlargement and Stabilisation and Association Process
 - i) Follow-up to the December 2012 Council conclusions
 - ii) Draft Council Decision authorizing the opening of negotiations on a Stabilisation and Association Agreement between the European Union and Kosovo
56. Preparation of the Council meeting (Foreign Affairs) on 24 June 2013
- a) Climate Change
 - b) Western Balkans
 - c) Southern Neighbourhood
 - d) Afghanistan
 - Draft Council conclusions
11131/13 COASI 89 ASIE 22 COPS 238 PESC 723 CIVCOM 256
 - e) MEPP
 - f) Eastern Partnership
 - g) Other items in connection with the Council meeting

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The following item is withdrawn :

I

100. Strengthening of EU Action in Pakistan : Fifth Implementation Report
11132/13 PESC 724 COASI 90 ASIE 23 RELEX 533 COTER 65 JAI 502
POLGEN 111 COHOM 123 COHAFA 71 CIVCOM 257
DEVGEN 153