



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 16 September 2013  
(OR. en)**

**11420/13  
ADD 1**

**PV/CONS 34  
ECOFIN 620**

**DRAFT MINUTES**

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Subject: **3248th** meeting of the Council of the European Union (**ECONOMIC AND FINANCIAL AFFAIRS**) held in Luxembourg on 21 June and in Brussels on 26 June 2013

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## **PUBLIC DELIBERATION ITEMS<sup>1</sup>**

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<sup>1</sup> Deliberations on Union legislative acts (Article 16(8) of the Treaty on European Union), other deliberations open to the public and public debates (Article 8 of the Council's Rules of Procedure).

## **LEGISLATIVE DELIBERATIONS**

*(Public deliberation in accordance with Article 16(8) of the Treaty on European Union)*

### **"A" ITEMS**

- 1. VAT fraud: Quick Reaction Mechanism - Reverse Charge Mechanism**
  - a) Proposal for a Council Directive amending Directive 2006/112/EC on the common system of value added tax as regards a quick reaction mechanism against VAT fraud**
  - b) Proposal for a Council Directive amending Directive 2006/112/EC as regards an optional and temporary application of the reverse charge mechanism in relation to supplies of certain goods and services susceptible to fraud**
    - Political agreement  
10541/1/13 REV 1 FISC 120 OC 381  
10541/13 ADD 1 FISC 120 OC 381  
10150/13 FISC 108
      - + COR 1 (sv)
      - + REV 1 (fi)
    - 10151/13 FISC 109
      - + COR 1
      - + COR 2 (es)
      - + COR 3 (sv)
      - + REV 2 (fi)

The Council reached political agreement on the directive proposals.

- 2. Energy Taxation Directive**
  - State of play  
10825/13 FISC 124 ENER 283 ENV 553

The Council took note of the report on the progress on the draft directive.

- 3. Revised rules for markets in financial instruments (MiFID/MiFIR) [First reading]**
  - a) 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)**
  - b) 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)**
    - General approach  
11005/13 EF 127 ECOFIN 557 CODEC 1470  
11006/13 EF 128 ECOFIN 558 CODEC 1471  
11007/13 EF 129 ECOFIN 559 CODEC 1472

The Council confirmed a general approach reached on the regulation and the directive proposals.

**4. Draft amending budget No 1 to the general budget for 2013 - General statement of revenue - Statement of expenditure by section - Section III - Commission**  
11586/13 FIN 373 PE-L 49

The Council adopted its position on draft amending budget No 1 to the general budget for 2013.

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AGENDA ITEMS

**13. Proposal for a Council Directive amending Directive 2011/16/EU as regards mandatory automatic exchange of information in the field of taxation**

- Presentation by the Commission  
10243/13 FISC 113

The Council heard a presentation by the Commission on this new proposal.

**14. 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  
11148/13 EF 132 ECOFIN 572 DRS 121 CODEC 1511  
+ ADD 1  
11149/13 EF 133 ECOFIN 573 DRS 122 CODEC 1512

The Council agreed a general approach as set out in doc. 11148/1/13 REV 1, mandating the Presidency to undertake negotiations with the European Parliament with a view to reaching an agreement in first reading as soon as possible.

**15. Any other business**

- **Update on legislative files including Deposit Guarantee Schemes Directive**
  - = State of play

The Council had a brief exchange of views on the legislative proposals negotiated within the Council in the financial services area.