



127420/EU XXIV.GP
Eingelangt am 09/10/13

**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 20 September 2013
(OR. en)**

**11420/13
ADD 1 REV 1**

**PV/CONS 34
ECOFIN 620**

DRAFT MINUTES

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

PUBLIC DELIBERATION ITEMS¹

Page

"A" ITEMS list (doc. 11122/13 PTS A 45 + ADD 1)

1.	VAT fraud: Quick Reaction Mechanism - Reverse Charge Mechanism	3
2.	Energy Taxation Directive.....	3
3.	Revised rules for markets in financial instruments (MiFID/MiFIR) [First reading].....	3
4.	Draft amending budget No 1 to the general budget for 2013 - General statement of revenue - Statement of expenditure by section - Section III - Commission.....	4

AGENDA ITEMS list (doc. 11121/13 OJ/CONS 34 ECOFIN 571 + CM 3441/2/13 REV 2)

13.	Proposal for a Council Directive amending Directive 2011/16/EU as regards mandatory automatic exchange of information in the field of taxation.....	4
14.	Banking Recovery and Resolution [First reading]	4
15.	Any other business	4

*

* *

¹ 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 endorsed the Presidency Note reflecting the background and the state of play of the discussions and setting out future work.

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.

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.