



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 19 June 2012

11617/12

**Interinstitutional File:
2011/0341 (COD)**

**FISC 87
UD 174
CODEC 1718**

"I" ITEM NOTE

from: General Secretariat
to: Coreper

Subject: Commission proposal for a Regulation of the European Parliament and of the Council establishing an action programme for customs and taxation in the European Union for the period 2014-2020 (FISCUS) and repealing Decisions N°1482/2007/EC and N°624/2007/EC (first reading)
– The way forward

1. On 14 November 2011 the Commission forwarded to the Council a proposal for a Regulation of the European Parliament and of the Council establishing an action programme for customs and taxation in the European Union for the period 2014-2020 (FISCUS) and repealing Decisions No 1482/2007/EC and No 624/2007/EC (doc. 16901/11 FISC 139 UD 313 CODEC 2024).
2. The proposal has been discussed at several meetings of the Council Working Parties on Tax Questions and on Customs Union, where a number of delegations raised concerns that the proposal suggests to merge two programmes (FISCALIS and CUSTOMS), which were separate in the past, into a single programme called FISCUS.

3. In order to address these concerns, at the joint meeting of the Working Parties on Tax Questions and on the Customs Union on 24 April 2012 the Presidency proposed to delegations three possible options on the way forward. The option of examination of two separate acts, the proposal being split into a Customs sector act and a Taxation sector act, was largely seen by delegations as the most promising way forward.
4. By the letter of 12 June 2012 (Annex) the Presidency was informed about approval by the Conference of Presidents of the European Parliament on 16 May 2012¹ of the recommendation to split the proposal on FISCUS programme and to grant authorisation for the ECON and IMCO committees of the European Parliament to draw up two separate legislative reports on the basis of the Commission proposal.
5. Against this background and building on the discussions that have taken place in the Working Parties, on 15 June 2012 the Presidency has proposed to delegations to submit the matter to the Committee of the Permanent Representatives, with a view to confirming the split of the FISCUS proposal.

¹ Minutes are to be found at the following link:
[http://www.europarl.europa.eu/RegData/organes/conf_pres_groupes/proces_verbal/2012/05-16/CPG_PV\(2012\)05-16_EN.pdf](http://www.europarl.europa.eu/RegData/organes/conf_pres_groupes/proces_verbal/2012/05-16/CPG_PV(2012)05-16_EN.pdf)

6. Since no objections from delegations were received, the Committee of the Permanent Representatives is invited, as "I" item on its agenda:
- to confirm the view of delegations that the FISCUS proposal (doc. 16901/11 FISC 139 UD 313 CODEC 2024) should be split into two legal acts (FISCALIS 2020 and CUSTOMS 2020);
 - to invite the incoming Presidency to start the work on draft texts of, respectively, the FISCALIS 2020 and the CUSTOMS 2020 in the competent Working Parties of the Council;
 - to invite the incoming Presidency to maintain necessary contacts with the European Parliament.
-



EUROPEAN PARLIAMENT

Theodor Dumitru STOLOJAN
 Member of the European Parliament
 Head of the Romanian Delegation to the EPP Group

Margrethe Vestager
 President of the Council (ECOFIN)
 Council of the European Union
 Rue de la Loi 175,
 B-1048 Brussels

Subject:

Split of the Commission "Proposal for a Regulation of the European Parliament and of the Council establishing an action programme for customs and taxation in the European Union for the period 2014-2020 (FISCUS) and repealing decisions n° 1482/2007 and n° 624/2007"(COM(2011)0706 - 2011/0341(COD))" into two separate programmes

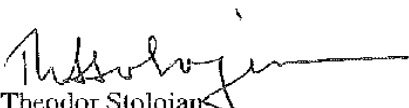
Dear Mrs Vestager,

Following the pleasant meeting with the staff from the Danish Presidency in Brussels on 28 March 2012, I am pleased to send you enclosed the official minutes of the European Parliament's Conference of Presidents' (CoP) meeting of 16 May 2012, which confirm the CoP's decision to **approve the split** of the "Proposal for a Regulation of the European Parliament and of the Council establishing an action programme for customs and taxation in the European Union for the period 2014-2020 (FISCUS) and repealing decisions n° 1482/2007 and n° 624/2007"(COM(2011)0706 - 2011/0341(COD))", and to **authorise the ECON and IMCO Committees to draw up two separate legislative reports** on the basis of the Commission proposal.

I trust this information will be useful to the Danish Presidency, and I am looking forward to a fruitful cooperation between the two Co-legislators on this file in the coming months.

Yours sincerely,

SECRETARIAT DU CONSEIL DE L'UNION EUROPÉENNE	
S6E12/006632	
REÇU LE:	12 JUN 2012
DEST. PRINCIPAL:	M. PILLATH
DEST. COPI:	


 Theodor Stoilojan
 Rapporteur in the ECON Committee

theodordumitru.stolojan@europarl.europa.eu
 B-1047 Bruxelles / Brussel Tel 0032 2 28 45570
 F-67070 Strasbourg - Tel 0033 3 88 1 75670