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COVER NOTE

From: Secretary-General of the European Commission,
signed by Mr Jordi AYET PUIGARNAU, Director

date of receipt: 2 June 2016

To: Mr Jeppe TRANHOLM-MIKKELSEN, Secretary-General of the Council of
the European Union

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Subject: ANNEXES to the COMMUNICATION FROM THE COMMISSION TO THE
EUROPEAN PARLIAMENT, THE EUROPEAN COUNCIL, THE COUNCIL,
THE EUROPEAN ECONOMIC AND SOCIAL COMMITTEE AND THE
COMMITTEE OF THE REGIONS Delivering the Single market Agenda for
Jobs, Growth and Investment

Delegations will find attached document COM(2016) 361 final ANNEXES 1 to 2.

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Brussels, 1.6.2016
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ANNEXES 1 to 2

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to the

**COMMUNICATION FROM THE COMMISSION TO THE EUROPEAN
PARLIAMENT, THE EUROPEAN COUNCIL, THE COUNCIL, THE EUROPEAN
ECONOMIC AND SOCIAL COMMITTEE AND THE COMMITTEE OF THE
REGIONS**

Delivering the Single market Agenda for Jobs, Growth and Investment

ANNEX 1

In line with the Interinstitutional Agreement on Better Law-making of 13 April 2016¹, the Commission invites the co-legislators to give the following legislative files priority treatment in the context of the implementation of the Single Market Strategy, the Digital Single Market Strategy and the Capital Markets Union Action Plan, and invites the **European Council** to consider the following:

- Support for the Commission's forthcoming initiatives to achieve a genuine Single Market by end 2019 at the latest, including proposals linked to the enforcement of single market rules as well as measures in the area of business services, business insolvency law, the establishment of a Digital Single Gateway and the creation of a simple, modern and fraud-proof VAT system;
- Ensure an early agreement on the Commission's recently proposed e-Commerce package and digital contracts proposals which together provide a comprehensive approach to tackling the barriers preventing cross-border e-commerce from flourishing;
- Ensure a swift agreement on the pending proposal to assign the 700 MHz band to wireless broadband in all Member States at the latest by 2020, in order to improve Internet access for all Europeans by making more spectrum available for mobile services and help developing cross-border applications;
- Ensure a swift agreement on the pending proposal regarding the cross-border portability of online services which will allow EU residents to travel with the digital content they have purchased or subscribed to at home;
- Ensure a swift agreement on the forthcoming reform of the EU telecoms rules to stimulate competition and incentivise investment in high-speed broadband, as well as on the Commission proposal on the wholesale roaming review which is key to achieve the end of roaming by June 2017;
- Ensure a swift agreement on the pending proposals for simple, standardised and transparent securitisation and the simplification of prospectus requirements to contribute to the achievement of a fully integrated Capital Markets Union by end 2019 at the latest, ensuring easier access to finance for companies;
- Support investment, research and innovation in the Union by supporting the Commission's initiative to establish a Venture Capital Fund-of-Funds that will leverage private capital to bring scale and stimulus for the most promising new enterprises; agreeing swiftly the Commission's forthcoming legislative proposal with a view to increasing the attractiveness and effectiveness of the EU venture capital passport.

¹ OJ L 123, 12.5.2016, p.1.; and Article 4 in particular which aims to reinforce the Union's annual and multiannual programming

ANNEX 2

Single Market Strategy

Initiative	State of play
Initiatives adopted by the Commission	
VAT Action Plan towards a single EU VAT area	Adopted on 7 April 2016
Legislative action to prevent geo-blocking and other forms of discrimination against consumers based on nationality or residence	Adopted on 25 May 2016
Joint Initiative on Standardisation	Adopted on 1 June 2016; signature foreseen for 13 June 2016
Guidance on services standardisation	Adopted on 1 June 2016
Initiatives under preparation	
European agenda on the collaborative economy	Adoption foreseen in June 2016
Legislative proposal modelled on the successful features of the current notification procedure under Directive (EU) 2015/1535 for services currently not covered by that Directive	Public consultation completed Impact Assessment in preparation
Legislative initiative on business insolvency	Public consultation ongoing Stakeholder conference in July 2016 Impact Assessment in preparation
Analytical framework for Member States to use when reviewing the existing or proposing additional regulation of professions	Public consultation ongoing
Guidance on reform needs for Member States in regulation of professions	Public consultation ongoing
Legislative action to address targeted regulatory barriers in key business services and construction	Public consultation ongoing

Services Passport	Public consultation ongoing
Initiatives to modernise the intellectual property rights (IPR) framework, including a review of the EU IP enforcement framework	Public consultation completed Impact Assessment in preparation
Start-up initiative	Public consultation ongoing
Single Digital Gateway	Public consultation ongoing
Proposal for market information tools allowing the Commission to collect information from selected market players	Preparation of a public consultation ongoing
Initiative to facilitate the use of digital technologies throughout a company's lifecycle	External study ongoing
Initiative to facilitate cross-border mergers and divisions	Preparatory work underway
Public procurement: voluntary ex ante assessment mechanism for large infrastructure projects	Preparation of a public consultation ongoing
Action Plan to increase awareness of the mutual recognition principle	Preparation of a public consultation ongoing
Revision of Mutual Recognition Regulation	Preparation of a public consultation ongoing
Comprehensive set of actions to further enhance efforts to keep non-compliant products from the EU market (including a possible legislative initiative)	Preparation of a public consultation ongoing
Communication on best practices in retail establishment	Roadmap in preparation

Digital Single Market Strategy

Initiative	State of play
Initiatives adopted by the Commission	
Proposal for a Directive on certain aspects concerning contracts for the supply of digital content	Adopted on 9 December 2015
Proposal for a Directive on certain aspects concerning contracts for the online and other distance sales of goods	
Proposal for a Regulation on ensuring the cross-border portability of online content services in the internal market Communication 'Towards a modern, more European copyright framework'	Adopted on 9 December 2015 General Approach reached by the Council on 26 May 2016
Proposal for a Decision on the use of the 470-790 MHz frequency band in the Union	Adopted on 2 February 2016 General Approach reached by the Council on 26 May 2016
Communication 'Digitising European Industry - Reaping the full benefits of a Digital Single Market'	Adopted on 19 April 2016
Communication 'European Cloud Initiative - Building a competitive data and knowledge economy in Europe'	
ICT Standardisation Priorities for the Digital Single Market	
EU eGovernment Action Plan 2016-2020 Accelerating the digital transformation of government	
Proposal for a revision of the Regulation on Consumer Protection Cooperation	Adopted on 25 May 2016
Legislative proposal in the area of parcel delivery	
Legislative action to prevent geo-blocking and other forms of discrimination against consumers based on nationality or residence	

Guidance on the application of the Unfair Commercial practices Directive	
Review the Audiovisual Media Services Directive	Adopted on 25 May 2016
Commission assessment of the role of platforms in the market including illegal content on the Internet	Adopted on 25 May 2016
Initiatives under preparation	
Review of wholesale roaming markets	Adoption foreseen in June 2016
Cybersecurity Public Private Partnership / Communication	Public consultation completed
Reform of the copyright regime (2nd part)	Impact Assessment in preparation
Review of the Satellite and Cable Directive	Impact Assessment in preparation
Reform telecoms rules	Impact Assessment in preparation
Free flow of data	Public consultation completed and studies underway
Review of the e-Privacy Directive	Public consultation ongoing
Legislative proposals to reduce the administrative burden on businesses arising from different VAT regimes	Public consultation completed Impact Assessment in preparation
Review of the EU IP enforcement framework	Public consultation completed Impact Assessment in preparation

Action Plan on Building the Capital Markets Union

Initiative	State of play
Initiatives adopted by the Commission	
Proposal on simple, transparent and standardised (STS) securitisations and revision of the capital calibrations for banks	Adopted on 30 September 2015 General Approach reached by the Council on 8 December 2015
Proposal to modernise the Prospectus Directive	Adopted on 30 November 2015
Green Paper on retail financial services and insurance	Adopted on 10 December 2015 Public consultation completed
Adjustment of Solvency II calibrations for insurers' investment in infrastructure and European Long Term Investment Funds	Adopted on 30 September 2015 Entered into force on 6 February 2016
Report on crowdfunding	Mapping of national regimes completed; report published on 3 May 2016
Initiatives under preparation	
Revision of EuVECA and EuSEF legislation	Work on the impact assessment completed Adoption foreseen in July 2016
Proposal for pan-European venture capital fund-of-funds and multi-country funds	Preparation of terms of reference ongoing Call for expression of interest to select the asset manager in preparation
Call for evidence on the cumulative impact of the financial reform	Public consultation completed; summary of contributions published on 17 May 2016
Address the debt-equity bias, as part of the legislative proposal on Common Consolidated Corporate Tax Base	Public consultation completed Impact assessment in preparation
Review EU corporate bond markets, focusing on how market liquidity can be improved	Call for tender for a study published Expert group call for expression of interest

	to be published
Consultation on the main barriers to the cross-border distribution of investment funds	Public consultation ongoing
Legislative initiative on business insolvency	Public consultation ongoing Stakeholder conference in July 2016 Impact Assessment in preparation
Assessment of the case for a policy framework to establish European personal pensions	EIOPA advice expected
Assessment of the prudential treatment of private equity and privately placed debt in Solvency II	Preparatory work ongoing
Explore the possibility for all Member States to authorise credit unions outside the EU's capital requirements rules for banks	Impact assessment on the revision of the capital requirement legislation in preparation
Review of the EU macroprudential framework	Impact assessment ongoing
Consultation on an EU-wide framework for covered bonds and similar structures for SME loans	Public consultation completed Conference organised on 1 February 2016
Report on national barriers to the free movement of capital	Discussions in expert group ongoing
Review progress in removing remaining Giovannini barriers	Discussions in expert group ongoing
Best practice and code of conduct for relief-at-source from withholding taxes procedures	Discussions in expert group on barriers to the free movement of capital ongoing
Study on discriminatory tax obstacles to cross-border investment by pension funds and life insurers	Preparatory work underway
White Paper on ESA funding and governance	Preparatory work underway
Investigate how to develop or support pan-European information systems	Preparatory work underway