



Council of the
European Union

Brussels, 13 June 2016
(OR. en)

10238/16

OJ CRP2 22
COMIX 451

PROVISIONAL AGENDA

Subject: 2590th meeting of the PERMANENT REPRESENTATIVES COMMITTEE
(Part 2)

Date: 15 June 2016

Time: 9.30

Venue: Brussels

1. Adoption of the agenda
Approval of "I" items in Annex

II

17. **Preparation** of the Council meeting (**Economic and Financial Affairs**) on **17 June 2016**

a) **Anti-Tax Avoidance Directive**

- Proposal for a Council Directive laying down rules against tax avoidance practices that directly affect the functioning of the internal market
 - = Political agreement
 - 10039/16 FISC 100 ECOFIN 585
 - 10067/16 FISC 101 ECOFIN 587

- #### b) Analysis by Commission on **temporary VAT derogations** (reverse charge mechanism)
- = Presentation by the Commission
 - = Exchange of views
 - 9601/16 FISC 89 ECOFIN 521

- c) **Strengthening of the Banking Union**
- Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EU) 806/2014 in order to establish a European Deposit Insurance Scheme (**First reading**)
 - Communication from the Commission to the European Parliament, the Council, the European Central Bank, the European Economic and Social Committee and the Committee of the Regions "Towards the completion of the Banking Union"
 - = Progress report (State of play)
 - = Council conclusions
 - 10176/16 EF 186 ECOFIN 604 CODEC 874
 - 10036/16 EF 175 ECOFIN 573 CODEC 856
 - 10037/16 EF 176 ECOFIN 574 CODEC 857
- d) **Fight against the financing of terrorism** (Commission Action Plan)
- = State of play / Progress report: Presentation by the Commission and exchange of views
- e) **Implementation of the Stability and Growth Pact**
- = Draft Council Decisions
 - 9325/16 ECOFIN 485 UEM 227
 - 9328/16 ECOFIN 488 UEM 230
 - 9329/16 ECOFIN 489 UEM 231
- f) **Contribution to the European Council meeting on 28-29 June 2016**
- i. Council Recommendations on the **National Reform Programmes** 2016 to each Member State and draft Council Opinions on the updated Stability or Convergence Programmes
 - = Approval
 - 9148/16 ECOFIN 437 UEM 187 SOC 301 EMPL 197 COMPET 274 ENV 318
EDUC 174 RECH 166 ENER 179 JAI 424
 - 9327/16 ECOFIN 487 UEM 229 SOC 341 EMPL 237 COMPET 314 ENV 355
EDUC 210 RECH 200 ENER 217 JAI 474
 - 10062/16 ECOFIN 583 UEM 246 SOC 401 EMPL 265 COMPET 366 ENV 399
EDUC 232 RECH 228 ENER 245 JAI 558
 - ii. (poss.) Proposal for a Council Recommendation on the establishment of **National Competitiveness and Productivity Boards** within the euro area
 - = Transmission to the European Council
 - 10083/16 ECOFIN 590 UEM 248
 - iii. Progress towards more effective **economic and fiscal governance**
 - = Exchange of views
 - iv. Progress on the **euro area's external representation**
 - = Exchange of views
 - v. Other items in relation to the **European Council**
 - = Exchange of views
- g) Other items in connection with the Council meeting

18. **European Border Guard:** Proposal for a Regulation of the European Parliament and of the Council on the European Border and Coast Guard and repealing Regulation (EC) No 2007/2004, Regulation (EC) No 863/2007 and Council Decision 2005/267/EC **(First reading)**
 = Preparation of the **fourth trilogue**
19. **Follow-up** to the Council meeting (**Justice and Home Affairs**) on **9-10 June 2016**
20. **Preparation** of the Council meeting (**General Affairs**) on **24 June 2016**
- a) **Preparation** of the **European Council on 28-29 June 2016**
 = Draft guidelines for the conclusions
 8469/16 CO EUR-PREP 19
- b) **European Semester**
 = Approval of integrated Country-specific recommendations and transmission to the European Council
 10122/16 CO EUR-PREP 25 POLGEN 55 AG 8 ECOFIN 599 UEM 251
 SOC 405 COMPET 371 ENV 408 EDUC 236 RECH 232 ENER 249
 JAI 566 EMPL 268
- c) **IIA - Legislative programming**
 = Exchange of views - input ahead of the Commission's Letter of Intent
 10092/16 INST 261 POLGEN 53 AG 7 CODEC 861
- d) **Transparency**
 = Information from the Presidency
 = Exchange of views
 10120/16 CODEC 263 POLGEN 869 INST 58 AG 9 PE 72 INF 109
- e) Other items in connection with the Council meeting
21. **Relations with the European Parliament** (July 2016)
 10140/16 PE 71 INST 262 POLGEN 57 CODEC 867
22. **Preparation** of the Council meeting (**Foreign Affairs**) on **20 June 2016**
- a) (poss.) Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 539/2001 listing the third countries whose nationals must be in possession of **visas** when crossing the external borders and those whose nationals are exempt from that requirement (**Georgia**) **(First reading)**
- b) **The Arctic**
 = Draft Council Conclusions on the Arctic
 10130/16 COEST 152

- c) The **Sahel**
 - = (poss.) Draft Council conclusions
9596/16 COAFR 161 ACP 79 CFSP/PESC 440 RELEX 460
 - d) The **former Yugoslav Republic of Macedonia**
 - e) **MEPP**
 - f) Other items in connection with the Council meeting
- Any other business

o
o o

In the margins of Coreper:

MIXED COMMITTEE (12.00)

- European Border Guard: Proposal for a Regulation of the European Parliament and of the Council on the European Border and Coast Guard and repealing Regulation (EC) No 2007/2004, Regulation (EC) No 863/2007 and Council Decision 2005/267/EC
(**First reading**)
 - = Preparation of the fourth trilogue

I

- 23.- Draft minutes of the following Council meeting
= Approval (°)
- 3461st meeting of the Council of the European Union (Justice and Home Affairs), held in Luxembourg on 21 April 2016
8221/16 PV CONS 20 JAI 316 COMIX 309
+ COR 1 (fi)
+ COR 2 (lv)
+ ADD 1
+ ADD 1 COR 1 (lv)
24. Case before the EU General Court
- Case T-190/16, Mykola Yanovych Azarov v. Council
10100/16 JUR 286 RELEX 505 CFSP/PESC 474 COEST 151
25. Convening of a Conference of the Representatives of the Governments of the Member States - nominations of members of the courts of the European Union
9517/16 JUR 248 INST 236 COUR 30
26. Draft Council Decision appointing a member of the Court of Auditors
= Adoption
9714/16 INST 245 CMPT 11
9381/16 INST 233 CMPT 9
27. Fourteenth annual report of the Council on the implementation of Regulation (EU) No 1049/2001 of the European Parliament and of the Council of 30 May 2001 regarding public access to European Parliament, Council and Commission documents
9308/16 INF 86 API 59
28. Transparency - Public access to documents
- Confirmatory application No 11/c/01/16
9981/16 INF 103 API 67
29. Draft Council Conclusions on an Urban Agenda for the EU
= Adoption
9869/16 FSTR 22 FC 18 REGIO 29 SOC 383 AGRISTR 26 PECHE 203
CADREFIN 31
30. Draft Council conclusions on "A more R&I friendly, smart and simple Cohesion Policy and the European Structural and Investment Funds more generally"
= Adoption
9863/16 FSTR 20 FC 16 REGIO 26 SOC 382 AGRISTR 24 PECHE 201
CADREFIN 28 RECH 223

31. European Union Strategy for the Alpine Region (EUSALP)
 = Endorsement by the European Council
 10113/16 CADREFIN 36 FSTR 29 POLGEN 54 REGIO 36 FC 24 ECOFIN 596
 ENV 407 TRANS 229 PECHE 215 RECH 231 JAI 564 ENER 248
 MI 441 MAR 166 COMPET 370 AGRI 323
 14613/15 CADREFIN 77 FSTR 81 POLGEN 172 REGIO 96 FC 81 ECOFIN 924
 ENV 741 TRANS 386 PECHE 449 RECH 288 JAI 920 ENER 407
 MI 764 MAR 158 COMPET 547 AGRI 617
32. Draft Council conclusions on the European Court of Auditors' special report 'EU external migration spending in Southern Mediterranean and Eastern Neighbourhood countries until 2014'
 10021/16 FIN 353 ASIM 89 MAMA 114 COEST 149 DEVGEN 123
33. European Court of Auditors' Special Report No 7/2016: The European External Action Service's management of its buildings around the world
 = Draft Council conclusions
 10016/16 FIN 351 INST 257
34. European Court of Auditors' Special Report No 12/2016: Agencies' use of grants: not always appropriate or demonstrably effective
 = Draft Council conclusions
 10017/16 FIN 352 INST 258
35. Proposal for transfer of appropriations No DEC 10/2016 within Section III - Commission - of the general budget for 2016
 10087/16 FIN 357 INST 260 PE-L 31
36. Proposal for a Decision of the European Parliament and of the Council on the mobilisation of the European Globalisation Adjustment Fund, (application from Belgium EGF/2015/012 BE/Hainaut Machinery)
 and
 Proposal for transfer of appropriations No DEC 08/2016 within Section III - Commission - of the general budget for 2016
 9537/16 FIN 326 INST 238 PE-L 25
37. ECOFIN Report to the European Council on Tax issues
 = Endorsement
 9868/16 FISC 93 ECOFIN 553
38. Code of Conduct (Business Taxation)
 – Report to the Council
 = Endorsement
 – Draft Council Conclusions
 = Adoption
 9913/16 FISC 98 ECOFIN 559
 9912/16 FISC 97 ECOFIN 558

39. Report of the European Court of Auditors on the Excessive Deficit Procedure
= Council conclusions
10054/16 ECOFIN 577 UEM 244 FIN 356
40. Draft Directive of the European Parliament and of the Council amending Directive 2014/65/EU on markets in financial instruments (**First reading**)
= Adoption of the legislative act
9956/16 CODEC 836 EF 166 ECOFIN 563
PE-CONS 23/16 EF 117 ECOFIN 395 CODEC 651
41. Draft Regulation of the European Parliament and of the Council amending Regulation (EU) No 600/2014 on markets in financial instruments, Regulation (EU) No 596/2014 on market abuse and Regulation (EU) No 909/2014 on improving securities settlement in the European Union and on central securities depositories (**First reading**)
= Adoption of the legislative act
9957/16 CODEC 837 EF 167 ECOFIN 564
PE-CONS 24/16 EF 118 ECOFIN 396 CODEC 652
42. Proposal for a regulation of the European Parliament and of the Council on Money Market Funds (**First reading**)
= General approach
9873/16 EF 161 ECOFIN 555 CODEC 821
9874/16 EF 162 ECOFIN 556 CODEC 822
43. Commission Delegated Regulations (EU) .../... of 25.4.2016 supplementing Directive 2014/65/EU of the European Parliament and of the Council as regards organisational requirements and operating conditions for investment firms and defined terms for the purposes of that Directive
= Intention not to raise objections to a delegated act
9680/16 EF 145 ECOFIN 527 DELACT 93
8356/16 EF 97 ECOFIN 330 DELACT 72
+ ADD 1
44. Commission Delegated Regulations (EU) .../... of 7.4.2016 supplementing Directive 2014/65/EU of the European Parliament and of the Council with regard to safeguarding of financial instruments and funds belonging to clients, product governance obligations and the rules applicable to the provision or reception of fees, commissions or any monetary or non-monetary benefits
= Intention not to raise objections to a delegated act
9681/16 EF 146 ECOFIN 528 DELACT 94
7713/16 EF 76 ECOFIN 273 DELACT 64
45. Commission Delegated Regulations (EU) .../... of 24.5.2016 supplementing Directive 2014/65/EU of the European Parliament and of the Council with regard to regulatory technical standards for the suspension and removal of financial instruments from trading
= Intention not to raise objections to a delegated act
10053/16 EF 177 ECOFIN 576 DELACT 105
9446/16 EF 134 ECOFIN 500 DELACT 87

46. Commission Delegated Regulations (EU) .../... of 24.5.2016 supplementing Directive 2014/65/EU of the European Parliament and of the Council with regard to regulatory technical standards for the admission of financial instruments to trading on regulated markets
= Intention not to raise objections to a delegated act
10055/16 EF 178 ECOFIN 578 DELACT 106
9450/16 EF 135 ECOFIN 501 DELACT 88
47. Commission Delegated Regulations (EU) .../... of 26.5.2016 supplementing Regulation (EU) No 600/2014 of the European Parliament and of the Council on markets in financial instruments with regard to regulatory technical standards on criteria for determining whether derivatives subject to the clearing obligation should be subject to the trading obligation
= Intention not to raise objections to a delegated act
10057/16 EF 179 ECOFIN 579 DELACT 107
9540/16 EF 140 ECOFIN 515 DELACT 89
48. Commission Delegated Regulations (EU) .../... of 26.5.2016 supplementing Directive 2014/65/EU of the European Parliament and of the Council on markets in financial instruments with regard to regulatory technical standards for the determination of a material market in terms of liquidity in relation to notifications of a temporary halt in trading
= Intention not to raise objections to a delegated act
10058/16 EF 180 ECOFIN 580 DELACT 108
9541/16 EF 141 ECOFIN 516 DELACT 90
49. Commission Delegated Regulations (EU) .../... of 23.5.2016 supplementing Directive 2014/59/EU of the European Parliament and of the Council establishing a framework for the recovery and resolution of credit institutions and investment firms with regard to regulatory technical standards for methodologies and principles on the valuation of liabilities arising from derivatives
= Decision to extend the period for raising objections
10117/16 EF 184 ECOFIN 598 DELACT 112
9362/16 EF 132 ECOFIN 493 DELACT 86
50. Three delegated acts supplementing Directive 2014/65/EU of the European Parliament and of the Council (MiFID II)
= Decision to extend the periods for raising objections
10099/16 EF 183 ECOFIN 594 DELACT 111
10004/16 EF 172 ECOFIN 570 DELACT 103
+ ADD 1
10065/16 EF 181 ECOFIN 586 DELACT 109
+ ADD 1
10068/16 EF 182 ECOFIN 588 DELACT 110
+ ADD 1

51. Commission Delegated Regulation (EU) .../... of 18.3.2016 on classes of arrangements to be protected in a partial property transfer under Article 76 of Directive 2014/59/EU of the European Parliament and of the Council
 = Decision to extend the period for raising objections
 9257/16 EF 127 ECOFIN 473 DELACT 85
 7299/16 EF 55 ECOFIN 237 DELACT 45
52. Draft Council Implementing Decision setting out a Recommendation addressing the deficiencies identified in the 2015 evaluation on the application of the Schengen acquis in the field of data protection by Belgium
 9902/16 SCH-EVAL 94 COMIX 429
 9905/16 SCH-EVAL 95 COMIX 430
53. Proposal for a Regulation of the European Parliament and of the Council 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 (recast)
 and
 Proposal for a Regulation of the European Parliament and of the Council on the establishment of 'Eurodac' for the comparison of fingerprints for the effective application of [Regulation (EU) No 604/2013 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] , for identifying an illegally staying third-country national or stateless person and on requests for the comparison with Eurodac data by Member States' law enforcement authorities and Europol for law enforcement purposes (recast)
 and
 Proposal for a Regulation of the European Parliament and of the Council on the European Union Agency for Asylum and repealing Regulation (EU) No 439/2010 (**First reading**)
 = Optional consultation of the European Economic and Social Committee and of the Committee of the Regions (°)
 9922/16 ASILE 22 EURODAC 4 ENFOPOL 182 CODEC 828
54. Draft Council Implementing Decision (EU) 2016/... approving the conclusion by Europol of the Agreement on Strategic Cooperation between the Ministry of Public Security of the People's Republic of China and the European Police Office (Europol)
 – Consultation of the Management Board of Europol (°)
 8364/16 ENFOPOL 121 JAIEX 36 COASI 67
 9626/16 ENFOPOL 163 JAIEX 53 COASI 100
55. Presidency progress report on the FoP IPCR/SCI activities and extension of the group's mandate
 10124/16 CAB 4 IPCR 9

56. Draft Council Decision on the conclusion, on behalf of the European Union, of an agreement in the form of the Declaration on the Expansion of Trade in Information Technology Products (ITA)
- = Adoption
 - 9556/16 WTO 148
 - 6925/16 WTO 58
 - 6926/16 WTO 59
 - + REV 1 (sl)
57. Association with Serbia
- Establishment of the position of the European Union for the 3rd Stabilisation and Association Council meeting
 - 10077/16 RS 2
58. (poss.) Enlargement
- Accession negotiations with Montenegro
 - = Chapter 13: Fisheries
 - 9498/16 ELARG 68
59. (poss.) Enlargement
- Accession negotiations with Montenegro
 - = Chapter 12: Food safety, veterinary and phytosanitary policy
 - 10071/16 ELARG 75
60. (poss.) Association with Montenegro
- Establishment of the position of the European Union for the 7th Stabilisation and Association Council meeting
 - 10076/16 ME 2
61. (poss.) Enlargement
- Accession negotiations with Turkey
 - = Chapter 33: Financial and budgetary provisions
 - 10072/16 ELARG 76
62. Council Decision 2012/285/CFSP concerning restrictive measures directed against certain persons, entities and bodies threatening the peace, security or stability of the Republic of Guinea-Bissau
and
Council Regulation (EU) No 377/2012 concerning restrictive measures directed against certain persons, entities and bodies threatening the peace, security or stability of the Republic of Guinea-Bissau
- = Pre-notification
 - 9941/16 CORLX 234 CFSP/PESC 467 RELEX 491 COAFR 175 COARM 103
 - FIN 347

63. Draft Council Decision repealing Common Position 2008/109/CFSP concerning restrictive measures imposed against Liberia
Draft Council Regulation repealing Regulation (EC) 234/2004 concerning certain restrictive measures in respect of Liberia
= Adoption
9987/16 CORLX 235 CFSP/PESC 469 RELEX 496 COAFR 176 CONUN 111
COARM 105
9723/16 CORLX 221 CFSP/PESC 444 COAFR 165 CONUN 101 COARM 95
9888/16 CORLX 232 CFSP/PESC 462 RELEX 482 COAFR 172 CONUN 108
COARM 101
64. Draft Council Decision on the signing and the conclusion, on behalf of the Union, of the Agreement in the form of an Exchange of Letters between the European Union and the Central African Republic on the status of the European Union CSDP Military Training Mission in the Central African Republic (EUTM RCA)
= Adoption
10105/16 CORLX 239 CFSP/PESC 475 CSDP/PSDC 335 COAFR 179
RELEX 506 CONUN 112 CSC 174 EUTM RCA 12
EUMAM RCA 10
9893/16 CORLX 233 CFSP/PESC 463 CSDP/PSDC 318 COAFR 173
RELEX 484 CONUN 109 CSC 171 EUTM RCA 9
EUMAM RCA 9
65. Draft Council Conclusions on Child Labour
9813/16 COPS 170 COHOM 61 CFSP/PESC 454 ILO 2 FREMP 102
DEVGEN 116 SOC 379
66. Draft Council Decision on the position to be adopted on behalf of the European Union within the EU-Central America Association Council regarding Explanatory Notes to Article 15 of Annex II to the Agreement establishing an Association between the European Union and its Member States, on the one hand, and Central America on the other
9098/16 COLAC 35 UD 105 WTO 139
+ ADD 1
9100/16 COLAC 36 UD 106 WTO 140
67. (poss.) Draft Council conclusions on EU's strategy with Myanmar/Burma
10134/16 COASI 129 ASIE 50 DEVGEN 125 RELEX 511 ECOFIN 600
POLGEN 56 COHOM 69 WTO 160 JAI 568
68. (poss.) Draft Council Conclusions on Business and Human Rights
10136/16 COHOM 70 CONUN 113 DEVGEN 126 FREMP 109 COPS 186
CFSP/PESC 476
69. (poss.) Draft EU Annual Report on Human Rights and Democracy in the World in 2015 – Thematic Part
10138/16 COHOM 72 COPS 188 CFSP/PESC 478 CSDP/PSDC 338 FREMP 111
INF 108 JAI 570 RELEX 513

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