



**COUNCIL OF
THE EUROPEAN UNION**

GENERAL SECRETARIAT

Brussels, 4 February 2014

CM 1470/14

**JAI
MIGR
SOC**

COMMUNICATION

NOTICE OF MEETING AND PROVISIONAL AGENDA

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Subject: JHA Counsellors meeting

Date: 6 February 2014

Time: 10.00

Venue: COUNCIL

JUSTUS LIPSIUS BUILDING

Rue de la Loi 175, 1048 BRUSSELS

1. Proposal for a Directive of the European Parliament and of the Council on conditions of entry and residence of third-country nationals in the framework of an intra-corporate transfer [**First reading**]

Suggestions of substantial nature concern the following provisions:

- Recital (13), Articles 3(e) and (f) and Article 5(1)(d) - Manager / specialist
- Recital (15) - Labour market test
- Recital (18) - Sanctions (Presidency suggests in combination an amendment of recital (9b))
- Recital (23) - Social security and family members
- Article 3(b) - Definition intra-corporate transfer
- Article 5(1)(e), 16A(3)(b1), 16B(2)(a)(iii), Article 16A(6)(a) and recital (15a) - Regulated professions
- Article 5(2), Article 6(2)(a) and Article 7(3)(b) - Practices
- Article 5(7) and recital (13) - Financial statement
- Article 10(7) and (8) - Simplified procedures
- Article 13(4) and recital (21b) and (21bb) - Additional information

- Article 14(2)(c) - Bilateral social security agreements
- Article 14(2)(d) - Survivors' pensions
- Article 15(6) - Preference Union citizens
- Article 16(new), 16A(6)(b) and 16B(3)(a) - Threat to public policy
- Article 16A(6) last subparagraph - Information about objection to mobility
- Article 16A(7) - Application Article 16C in case of short-term mobility
- Article 16B(1)(b) - Stay and work on the basis of a mobile intra-corporate transferee permit
- Article 16B(2) last subparagraph - Address
- Article 16B(3)(c) - Rejection in case of expiration ICT permits during procedure
- Article 16B(4) - Additional information on mobile ICT permit
- Article 16B(4b) - Information to second Member State in case of issuance mobile ICT permit
- Article 16B(5), 10(3) and 16B(4a) - Renewal of mobile ICT permit
- Article 16C(1a) - Requirement in case of crossing external border
- Article 16C(2) - Cessation of employment in second Member State
- Article 16C(2a) and recital (21aa) - Evidence in case of crossing of an external border

Suggestions of a technical nature concern the following provisions:

- Article 1(b)
- Article 3(c)
- Article 6 Title
- Article 6(10(a) and Article 7(3)(a)
- Article 9(2)
- Article 16A(1) and 16B(1)
- Article 16A(2)(b)
- Article 16A(3)(a), 16A(6) last subpara., 16B(2)(a)(i), 16C(1)
- Article 16A(3)(b)
- Article 16A(3)(c) and 16B(2)(a)(iv)
- Article 16B(1)(b)
- Article 16B(2)(a) heading and (b)
- Article 16B(2)(a)(v)
- Article 16B(2)(c)
- Article 16B(3)
- Article 16B(3)(a) and (2)(a)
- Article 16C(4) moved to paragraph Article 16C(1aa)
- Article 17(1).

Examination of Presidency suggestions

Docs.: 5771/14 MIGR 10 SOC 49 DRS 12 CODEC 192 WTO 27 SERVICES 6
6075/14 MIGR 14 SOC 74 DRS 18 CODEC 199 WTO 47 SERVICES 13

NB: Council documents are available on Extranet. A limited stock of documents produced immediately prior to the meeting will be available in the meeting room. Room attendants will provide copies on request at the earliest opportunity.