



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 29 November 2013
(OR. en)**

17179/13

**OJ/CRP2 43
COMIX 666**

PROVISIONAL AGENDA

Subject:	2477th meeting of the PERMANENT REPRESENTATIVES COMMITTEE (Part 2)
Date:	3 and 4 December 2013
Time:	9.00, 9.00
Venue:	Brussels

A. TUESDAY 3 DECEMBER 2013 (09.00) :

1. Adoption of the provisional agenda and any other business

II

- 2 Preparation of the Council meeting (Justice and Home Affairs) on 5-6 December 2013
 - a) Draft Council Decision on the framework for the full application of the provisions of the Schengen acquis in the Republic of Bulgaria and Romania (°)
- (poss.) Adoption
 - b) The situation in the Schengen area - Fourth bi-annual report from the Commission to the European Parliament and the Council on the functioning of the Schengen area (1 May-31 October 2013)
16933/13 JAI 1072 SCHENGEN 41 COMIX 642
 - c) Other items in connection with the Council meeting

3. Draft Regulation of the European Parliament and of the Council amending Council Regulation (EC) n° 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 (amendment to Annexes)
 - Preparation of future negotiations with the European Parliament
16625/13 VISA 251 CODEC 2674 COMIX 624
4. Proposal for a Directive of the European Parliament and of the Council on the freezing and confiscation of proceeds of crime in the European Union [**First Reading**]
 - Approval of the final compromise text
16861/13 DROIPEN 151 COPEN 217 CODEC 2716
+ ADD 1
5. Initiative of the Kingdom of Belgium, the Republic of Bulgaria, the Republic of Estonia, the Kingdom of Spain, the Republic of Austria, the Republic of Slovenia and the Kingdom of Sweden for a Directive of the European Parliament and of the Council regarding the European Investigation Order in criminal matters [**First Reading**]
 - Approval of the final compromise text
16674/13 COPEN 214 EUROJUST 128 EJM 71 CODEC 2683
6. Preparation of the Council meeting (Economic and Financial Affairs) on 10 December 2013
 - a) Macroeconomic Imbalance Procedure - Commission Alert Mechanism Report
 - Exchange of views
15808/13 UEM 376 ECOFIN 985 SOC 905
+ COR 1
 - b) Annual Growth Survey 2014
 - Exchange of views
15803/13 SOC 904 COMPET 781 EDUC 425 ENV 1025 RECH 509
ENER 502 FISC 214 JAI 1039 ECOFIN 984
+ COR 1
17155/13 ECOFIN 1098 UEM 413
 - c) Assessment of Economic Partnership Programmes
 - Draft Council opinions on Spain, France, Malta, the Netherlands and Slovenia
16841/13 ECOFIN 1070 UEM 405
16848/13 ECOFIN 1074 UEM 406
16849/13 ECOFIN 1075 UEM 407
16850/13 ECOFIN 1076 UEM 408
16851/13 ECOFIN 1077 UEM 409

- d) Implementation of the Stability and Growth Pact
 - i) Council Decision establishing that no effective action has been taken by Poland in response to the Council Recommendation of 21 June 2013
16853/13 ECOFIN 1079 UEM 411
 - ii) Council Recommendation with a view to bringing an end to the situation of an excessive government deficit in Poland
16852/13 ECOFIN 1078 UEM 410
 - e) Proposal for a Council Regulation establishing a facility for providing financial assistance for Member States whose currency is not euro
 - = State of play
16961/13 ECOFIN 1085 UEM 412
16686/13 ECOFIN 1060 UEM 397
 - f) Other items in connection with the Council meeting
7. Preparation of the EU-Russia Summit
- Orientation debate
16328/13 COEST 387 PESC 1454 POLGEN 249 **RESTREINT UE**
2. Preparation of the Council meeting (Justice and Home Affairs) on 5-6 December 2013
- d) Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) n° 1346/2000 on insolvency proceedings [**First Reading**]
 - Orientation debate
17003/13 JUSTCIV 292 EJUSTICE 104 CODEC 2764
+ COR 1
 - e) Draft Council conclusions on combating hate crime in the European Union
16573/13 FREMP 188 JAI 1032 COPEN 211 DROIPEN 143 SOC 965
 - f) Proposal for a Regulation on the European Parliament and of the Council on the protection of individuals with regard to the processing of personal data and on the free movement of such data (General Data Protection Regulation) [**First Reading**]
 - Essential elements of the one-stop-shop mechanism
16626/2/13 REV 2 DATAPROTECT 177 JAI 1042 MI 1063 DRS 208
DAPIX 145 FREMP 192 COMIX 625 CODEC 2675
8. Report on the findings by the EU Co-Chairs of the ad hoc EU-US Working Group on Data Protection (*restricted session*)
- Presentation and follow-up
16987/13 JAI 1078 USA 61 DATAPROTECT 184 COTER 151
ENFOPOL 394
16824/1/13 REV 1 JAI 1066 USA 59 RELEX 1069 DATAPROTECT 182
COTER 147 **RESTREINT UE**
9. (poss.) Proposals for external financing instruments under Heading 4 (2014-2020) [**First Reading**]

10. EU-Korea Summit (Brussels, 8 November 2013)
 - Debriefing
11. EU-Japan Summit (Tokyo, 19 November 2013)
 - Debriefing
12. EU-China Summit (Beijing, 21 November 2013)
 - Debriefing
13. Own Resources legislative package
 - a) Amended proposal for a Council Decision on the system of own resources of the European Union
 - Political agreement
17109/13 RESPR 15 FIN 856 CADEFIN 333 POLGEN 246
 - b) Amended proposal for a Council Regulation laying down implementing measures for the system of own resources of the European Union
 - Agreement in principle
17114/13 RESPR 16 FIN 857 CADREFIN 334 POLGEN 247
 - c) Amended proposal for a Council Regulation on the methods and procedure for making available the traditional, VAT and GNI-based own resources and on the measures to meet cash requirements (Recast)
 - Political agreement
17117/13 RESPR 17 FIN 858 CADREFIN 335 POLGEN 248

B. WEDNESDAY 4 DECEMBER 2013 (09.00) :

I

14. Draft minutes (*)
 - a) Conference of the Representatives of the Governments of the Member States, held in Brussels on 6 March 2013
12654/13 PV/RGEM 1
 - b) Conference of the Representatives of the Governments of the Member States, held in Brussels on 26 June 2013
12655/13 PV/RGEM 2
 - c) Conference of the Representatives of the Governments of the Member States, held in Brussels on 18 July 2013
12656/13 PV/RGEM 3
 - d) Conference of the Representatives of the Governments of the Member States held in Brussels on 24 July 2013
13583/13 PV/RGEM 4
 - e) Conference of the Representatives of the Governments of the Member States held in Brussels on 16 October 2013
15433/13 PV/RGEM 5
15. Case before the General Court
 - Case T-383/13 (Antonis Chatzianagnostou/Council, Commission and Eulex Kosovo)
16905/13 JUR 603 RELEX 1071 COWEB 175
16. Case before the Court of Justice of the European Union
 - Case C-511/13 P - Appeal brought by Philips Lighting Poland S.A., and Philips Lighting B.V. against the judgement of the General Court of 11 July 2013 in Case T-469/07
16926/13 JUR 606 COMER 273
17. Case before the General Court of the European Union
 - Case T-545/13 (Fahed Mohamed Sakher Al Matri v. Council of the European Union)
 - Action for annulment of Council Implementing Decision 2013/409/CFSP of 30 July 2013 implementing Decision 2011/72/CFSP concerning restrictive measures directed against certain persons and entities in view of the situation in Tunisia
 - = Information Note for the Permanent Representatives Committee (Part 2)
16932/13 JUR 607 RELEX 1075 COMAG 120 PESC 1437
18. Case before the Court of Justice
 - Action for annulment of the Commission's decision on the signature of the Addendum to the Memorandum of Understanding on a Swiss financial contribution
17135/13 JUR 617 AELE 76 RELEX 1093

19. Council Decision amending the Council's Rules of Procedure
 - Updating the table of the population of the Member States for the period from 1 January 2014 to 31 October 2014
16003/13 JUR 581 INST 590
16912/13 JUR 605 INST 642
20. Contribution of the Legal Service on preparation of the Council meeting (Foreign Affairs/Trade) on 3 December 2013 IX World Trade Organization Ministerial Conference (Bali, 3-6 December 2013)
17157/13 JUR 618 COMER 284 WTO 322 DEVGEN 304 AGRI 804
21. Resolutions, decisions and opinions adopted by the European Parliament at its part-session in Strasbourg from 18 to 21 November 2013
16455/13 PE-RE 13
22. Council Decision appointing a German member and a German alternate member of the Committee of the Regions
16866/13 CDR 109
16865/13 CDR 108
23. Recommendation to the Council concerning the approval of a second-party evaluated cryptographic product
16532/13 CSCI 64 CSC 155
24. Transparency - Public access to documents
 - Confirmatory application n° 21/c/01/13
15672/13 INF 191 API 98
25. Proposal for transfer of appropriations No DEC 38/2013 within Section III - Commission - of the general budget for 2013
16465/13 FIN 775 INST 620 PE-L 104
26. Proposal for transfer of appropriations No DEC 40/2013 within Section III - Commission - of the general budget for 2013
16466/13 FIN 776 INST 621 PE-L 105
27. Proposal for transfer of appropriations No DEC 41/2013 within Section III - Commission - of the general budget for 2013
16467/13 FIN 777 INST 622 PE-L 106
28. Commission delegated regulation (EU) n° .../.. of 30 September 2013 on the framework financial regulation for the bodies referred to in Article 208 of Regulation (EU, Euratom) n° 966/2012 of the European Parliament and of the Council
 - Intention not to raise objections to a delegated act
16862/13 FIN 842 DELACT 82
29. Proposal for transfer of appropriations n° 5/2013 within Section VIII - European Ombudsman - of the general budget for 2013
16949/13 FIN 847 INST 646 PE-L 107

30. Special Report n° 10/2013 : "Common Agricultural Policy" : Is the specific support provided under Article 68 of Council Regulation (EC) n° 73/2009 well designed and implemented ?
- Designation of Working Party (*)
17147/13 FIN 863 AGRIFIN 202 AGRI 801
31. Special Report n° 12/2013 : Can the Commission and Member States show that the EU budget allocated to the rural development policy is well spent ?
- Designation of Working Party (*)
17149/13 FIN 865 AGRIFIN 204 AGRI 803 AGRISTR 146
32. Proposal for a Council Regulation extending to non-participating Member States the application of Regulation (EU) N°.../2012 establishing an exchange, assistance and training programme for the protection of the euro against counterfeiting (the "Pericles 2020" programme)
- Request by the Council for the consent of the European Parliament
17044/13 GAF 52 FIN 852 CADREFIN 332
33. Proposal for a Directive of the European Parliament and of the Council amending Directive 2009/138/EC on the taking-up and pursuit of the business of Insurance and Reinsurance (Solvency II) as regards the dates of transposition and application and the date of repeal of certain Directives **[First Reading] (LA)**
- Adoption of the legislative act
PE-CONS 98/13 EF 190 ECOFIN 871 SURE 16 CODEC 2233
16996/13 CODEC 2758 EF 245 ECOFIN 1088 SURE 24
34. Proposal for a Decision of the European Parliament and of the Council providing macro-financial assistance to the Hashemite Kingdom of Jordan **[First Reading] (LA)**
- Adoption of the legislative act
PE-CONS 109/13 ECOFIN 933 RELEX 957 MED 36 CODEC 2380
16998/13 CODEC 2760 ECOFIN 1089 RELEX 1078 MED 54
35. Code of Conduct (Business Taxation)
- Report to the Council
 - Draft Council conclusions
= Endorsement
16680/13 FISC 230
16656/13 FISC 226
36. Proposal for a Directive of the European Parliament and of the Council amending Directive 2009/65/EC on the coordination of laws, regulations and administrative provisions relating to undertakings for collective investment in transferable securities (UCITS) as regards depositary functions, remuneration policies and sanctions (UCITS V) **[First Reading]**
- General Approach
17094/13 EF 248 ECOFIN 1094 CODEC 2784 SURE 25
17095/13 EF 249 ECOFIN 1095 CODEC 2785

37. Draft Council Regulation laying down the form of the laissez-passer issued by the European Union
- Adoption
 - 17027/13 STAT 48 RELEX 1082 VISA 260 JAI 1085 POLGEN 244 FIN 851
 - 16225/13 STAT 43 RELEX 1029 VISA 238 JAI 1009 POLGEN 223 FIN 763
38. Draft proposal for a Directive of the European Parliament and of the Council establishing a framework for Maritime Spatial Planning [**First Reading**]
- General Approach
 - 16983/13 POLGEN 242 POLMAR 28 PESC 1440 COSDP 1112 AGRI 795
 - TRANS 629 JAI 1077 ENV 1137 PECHE 578 CODEC 2755
 - 16979/13 POLGEN 241 POLMAR 27 PESC 1439 COSDP 1111 AGRI 794
 - TRANS 628 JAI 1076 ENV 1134 PECHE 577 CODEC 2753
39. Financing poverty eradication and sustainable development beyond 2015
- Draft conclusions of the Council and of the Representatives of the Governments of the Member States, meeting within the Council
 - 16718/13 DEVGEN 295 ENV 1104 ACP 179 ONU 122 RELEX 1053
 - FIN 833 OCDE 8 WTO 308
40. Annual Report 2013 on the European Union's Development and External Assistance Policies and their implementation in 2012
- Draft Council conclusions
 - 17166/13 DEVGEN 305 RELEX 1096 ACP 186 COHAFA 131 WTO 323
 - ONU 125 OCDE 9
41. Consultation with the Republic of Guinea under Article 96 of the ACP-EU Partnership Agreement
- Draft letter addressed to the President of the Republic of Guinea
 - 17026/13 ACP 182 COAFR 357 PESC 1441 RELEX 1081
42. Anti-dumping
- Proposal for a Council Implementing Regulation repealing the anti-dumping measures on imports of certain iron or steel ropes and cables originating in the Russian Federation following an expiry review pursuant to Article 11(2) of Regulation (EC) n° 1225/2009
 - 16732/13 ANTIDUMPING 103 COMER 265
 - 16733/13 ANTIDUMPING 104 COMER 266
43. Anti-dumping
- Proposal for Council Implementing Regulation imposing a definitive anti-dumping duty on imports of peroxosulphates (persulphates) originating in the People's Republic of China following an expiry review pursuant to Article 11(2) of Council Regulation (EC) n° 1225/2009
 - 16739/13 ANTIDUMPING 106 COMER 268
 - 16740/13 ANTIDUMPING 107 COMER 269
44. Council Decision on the position to be adopted, on behalf of the European Union, in the EEA Joint Committee amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement
- 15551/13 AELE 63 EEE 42 CHIMIE 115 AGRILEG 149
 - 15552/13 AELE 64 EEE 43 CHIMIE 116 AGRILEG 150

45. Position of the Council and the Representatives of the Governments of the Member States meeting within the Council concerning the Commission's decision on the signature of the Addendum to the Memorandum of Understanding on a Swiss financial contribution
17106/13 AELE 75 CH 53
46. Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) n° 55/2008 introducing autonomous trade preferences for the Republic of Moldova [**First Reading**]
- Approval of the final compromise text
17137/13 WTO 321 COEST 386 NIS 77 CODEC 2795
47. Relations with Azerbaijan
- Establishment of the position of the European Union for 14th meeting of the EU-Azerbaijan Cooperation Council (Brussels, 9 December 2013)
16054/13 COEST 361
48. Relations with Armenia
- Establishment of the position of the European Union for the 14th meeting of the EU-Armenia Cooperation Council (Brussels 9 December 2013)
16789/13 COEST 377
49. Relations with Georgia
- Establishment of the position of the European Union for the 14th meeting of the EU-Georgia Cooperation Council (Brussels 12 December 2013)
16857/1/13 REV 1 COEST 379
50. (poss.) Relations with Georgia
- a) Draft Council Decision on the signing and provisional application, on behalf of the Union, of a Protocol to the Partnership and Cooperation Agreement between the European Communities and their Member States, of the one part, and Georgia, of the other part, on a Framework Agreement between the European Union and Georgia, on the general principles for the participation of Georgia in Union programmes
- b) Draft Council Decision on the conclusion of a Protocol to the Partnership and Cooperation Agreement between the European Communities and their Member States, of the one part, and Georgia of the other part, on a Framework Agreement between the European Union and Georgia on the general principles for the participation of Georgia in Union programmes
- c) Protocol to the Partnership and Cooperation Agreement between the European Communities and their Member States, of the one part, and Georgia, of the other part, on a Framework Agreement between the European Union and Georgia, on the general principles for the participation of Georgia in Union programmes
16976/13 COEST 382
16611/13 COEST 371
16612/13 COEST 372
16613/13 COEST 373

51. a) Decision n° 1/2013 of the EU-Iraq Cooperation Council adopting its rules of procedure and those of the Cooperation Committee
 - Adoption of the Croatian language version
- b) Decision n° 2/2013 of the EU-Iraq Cooperation Council on the establishment of three specialised subcommittees and the adoption of their terms of reference
 - Adoption of the Croatian language version
 17005/13 COMEM 266 WTO 315 COJP 266 COTER 152 EMER 552 OC 467
 EU-IQ 3751/1/13 REV 1 (hr)
52. European Defense Agency : Draft Budget 2014
 - Adoption
 17142/1/13 REV 1 COSDP 1118 POLARM 6 RELEX 1095 IND 353 RECH 581
 ECO 212
53. Council Decision promoting the European network of independent non-proliferation think tanks in support of the implementation of the EU Strategy against Proliferation of Weapons of Mass Destruction
 17154/13 PESC 1453 CONOP 149 CODUN 62 ATO 155
 16601/13 PESC 1401 CONOP 147 CODUN 59 ATO 149
54. Europol Work Programme 2014
 16641/13 ENFOPOL 367
 15202/13 ENFOPOL 330
55. Council conclusions on alerts pursuant to Article 26 of Regulation (EC) n° 1987/2006 on the establishment, operation and use of the SIS II
 17112/13 JAI 1098 PESC 1448 SIRIS 101 RELEX 1090 COMIX 658
56. Draft Council Decision on the launch of automated data exchange with regard to dactyloscopic data in Finland
 17068/13 JAI 1096 DAPIX 152 CRIMORG 157 ENFOPOL 399
 ENFOCUSTOM 183
 17056/13 JAI 1090 DAPIX 151 CRIMORG 156 ENFOPOL 397
 ENFOCUSTOM 182
 16690/13 JAI 1045 DAPIX 148 CRIMORG 138 ENFOPOL 369
 ENFOCUSTOM 165
57. Multiannual Financial Framework 2014-2020 (Home Affairs)
 - Proposal for a Regulation of the European Parliament and of the Council establishing, as a part of the Internal Security Fund, the instrument for financial support for external borders and visa **[First Reading]**
 = Approval of the final compromise text
 17118/13 JAI 1099 FRONT 196 VISA 261 CADREFIN 336 CODEC 2788
 COMIX 659

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

II

58. Relations with the European Parliament (December 2013)
16781/13 PE 560 INST 634 POLGEN 235 CODEC 2699
2. Preparation of the Council meeting (Justice and Home Affairs) on 5-6 December 2013
- g) The Future development of the JHA area
59. Preparation of the Council meeting (General Affairs) on 17 December 2013
- a) Preparation of the European Council of 19-20 December 2013
- Draft guidelines for the conclusions
15652/13 CO EUR-PREP 44
- b) Other items in connection with the Council meeting
60. Relations with Morocco : Union position within the Association Council with regard to the adoption of a recommendation on the implementation of the EU-Morocco Action Plan implementing the advanced status (2013-2017)
- Adoption
15999/1/13 REV 1 MA 13 COMAG 105 MED 48 PESC 1351
15956/1/13 REV 1 MA 12 MED 45 PESC 1347
6. Preparation of the Council meeting (Economic and Financial Affairs) on 10 December 2013
- g) Saving taxation
- Proposal for a Council Directive amending Directive 2003/48/EC on taxation of savings income in the form of interest payments
= Political agreement
17097/13 FISC 243
17096/13 FISC 242
- h) Bank recovery and resolution
- Proposal for a Directive establishing a framework for the recovery and resolution of credit institutions and investment firms (BRR) [**First reading**]
= Consideration of the European Parliament's amendments in preparation for political agreement
16992/13 EF 244 ECOFIN 1087 DRS 213 CODEC 2757
- i) Deposit guarantee schemes
- Proposal for a Directive on Deposit Guarantee Schemes (DGS) [**Second reading**]
= Consideration of the European Parliament's amendments in preparation for political agreement
16992/13 EF 244 ECOFIN 1087 DRS 213 CODEC 2757
61. High Level Group on Own Resources

6. Preparation of the Council meeting (Economic and Financial Affairs) on 10 December 2013
- j) Single Resolution Mechanism
- Proposal for a Regulation of the European Parliament and of the Council establishing uniform rules and a uniform procedure for the resolution of credit institutions and certain investment firms in the framework of a Single Resolution Mechanism and a Single Bank Resolution Fund and amending Regulation (EU) No 1093/2010 of the European Parliament and of the Council [**First reading**]
 - = General approach
 - 17055/13 EF 246 ECOFIN 1090 CODEC 2774
 - 17079/13 EF 247 ECOFIN 1092 CODEC 2778
59. Preparation of the Council meeting (General Affairs) on 17 December 2013
- c) Accession negotiations with Serbia
- Adoption of the General EU position
 - Procedure for accession negotiations with Serbia (internal arrangements)
 - 17033/13 ELARG 155
 - 17034/13 ELARG 156
- d) Enlargement and Stabilisation and Association Process
- Draft Council conclusions
 - 17032/13 ELARG 154 COWEB 177

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In the margins of COREPER

MIXED COMMITTEE (Tuesday 3 December 2013 (09.00))

- Draft Council Decision on the framework for the full application of the provisions of the Schengen acquis in the Republic of Bulgaria and Romania
- The situation in the Schengen area - Fourth bi-annual report from the Commission to the European Parliament and the Council on the functioning of the Schengen area (1 May-31 October 2013)
- = Presentation and orientation debate
- 16933/13 JAI 1072 SCHENGEN 41 COMIX 642
- Draft Regulation of the European Parliament and of the Council amending Council Regulation (EC) n° 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 (amendment to Annexes)
- = Preparation of future negotiations with the European Parliament
- 16625/13 VISA 251 CODEC 2674 COMIX 624