



Brussels, 19 November 2014

CM 5082/14

OJ/CONS  
JAI  
COMIX

## COMMUNICATION

### **NOTICE OF MEETING AND PROVISIONAL AGENDA**

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Subject: 3354th meeting of the COUNCIL OF THE EUROPEAN UNION  
(Justice and Home Affairs)

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Date: 4 and 5 December 2014

Time: 10.00, 10.00

Venue: COUNCIL  
JUSTUS LIPSIUS BUILDING  
Rue de la Loi 175, 1048 BRUSSELS

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#### **A. THURSDAY 4 DECEMBER 2014 (10.00)**

##### **JUSTICE**

- Adoption of the provisional agenda

##### **Legislative deliberations**

- (poss.) Approval of the list of "A" items

- Proposal for a Regulation of 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)**
  - = Partial general approach<sup>1</sup>
  - = Orientation debate
  
- Proposal for a Directive of the European Parliament and of the Council on the protection of individuals with regard to the processing of personal data by competent authorities for the purposes of prevention, investigation, detection or prosecution of criminal offences or the execution of criminal penalties, and on the free movement of such data **(First reading)**
  - = State of play
  
- Proposal for a Council Regulation on the establishment of the European Public Prosecutor's Office
  - = Orientation debate
  
- Proposal for a Regulation of the European Parliament and of the Council on the European Union Agency for Criminal Justice Cooperation (EUROJUST) **(First reading)**
  - = Partial general approach
  
- Proposal for a Directive of the European Parliament and of the Council on the strengthening of certain aspects of the presumption of innocence and of the right to be present at trial in criminal proceedings **(First reading)**
  - = General approach
  
- Proposal for a Directive of the European Parliament and of the Council on provisional legal aid for suspects or accused persons deprived of liberty and legal aid in European arrest warrant proceedings **(First reading)**
  - = State of play
  
- Proposal for a Directive of the European Parliament and of the Council on the fight against fraud to the Union's financial interests by means of criminal law **(First reading)**
  - = State of play
  
- Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 1346/2000 on insolvency proceedings **(First reading)**
  - = Political agreement

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<sup>1</sup> When adopting a General approach after the European Parliament has adopted its position at first reading, the Council is not acting within the meaning of Article 294(4) and (5) TFEU.

- Proposal for a Regulation of the European Parliament and of the Council on promoting the free movement of citizens and businesses by simplifying the acceptance of certain public documents in the European Union and amending Regulation (EU) No 1024/2012  
(**First reading**)
  - = Orientation guidelines
  
- Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 861/2007 of the European Parliament and the Council of 11 July 2007 establishing a European Small Claims Procedure and Regulation (EC) No 1896/2006 of the European Parliament and of the Council of 12 December 2006 creating a European order for payment procedure (**First reading**)
  - = General approach
  
- (poss.) a) Proposal for a Council Regulation on jurisdiction, applicable law and the recognition and enforcement of decisions in matters of matrimonial property regimes
  - = State of play
- b) Proposal for a Council Regulation on jurisdiction, applicable law and the recognition and enforcement of decisions regarding the property consequences of registered partnerships
  - = State of play
  
- Any other business
  - = (poss.) Information from the Presidency on current legislative proposals

**Non-legislative activities**

- Approval of the list of "A" items
  
- Any other business
  - a) Outcome of the EU-US JHA Ministerial meeting
    - Information from the Presidency
  - b) Presentation by Latvia of the programme of the incoming Presidency (January-June 2015)

**B. FRIDAY 5 DECEMBER 2014 (10.00)**

**HOME AFFAIRS**

**Legislative deliberations**

- Fight against terrorism
  - = Proposal for a Directive of the Council and the European Parliament on the use of Passenger Name Record data for the prevention, detection, investigation and prosecution of terrorist offences and serious crime
    - State of play
- Any other business
  - = Information from the Presidency on current legislative proposals

**Non-legislative activities**

- Mixed Committee related issues:
  - a) The functioning of the Schengen area:
    - Sixth Biannual Report from the Commission to the European Parliament and the Council on the functioning of the Schengen area (1 May 2014 - 31 October 2014)
  - b) Managing migratory flows: follow-up to Council conclusions "Taking action to better manage migratory flows" of 10 October 2014
  - c) (poss.) Draft Council Decision on the framework for the full application of the provisions of the Schengen acquis in the Republic of Bulgaria and Romania
    - = Information from the Presidency
- The functioning of the Schengen area:
  - = Closure report and Council conclusions of 15 years of Schengen evaluations within the Council
    - Approval
- Fight against terrorism
  - a) Foreign fighters and returnees: implementation of measures
    - Orientation debate
  - b) Draft Guidelines for the EU Radicalisation & Recruitment Strategy
    - Adoption
  - c) Report on the implementation of the EU Counter-Terrorism Strategy
  - d) Report on the implementation of the revised Strategy on Terrorist Financing
- Any other business
  - = Outcome of the EU-US JHA Ministerial meeting
    - Information from the Presidency

**In the margins of the Council:**

**Meeting of the MIXED COMMITTEE (FRIDAY 5 DECEMBER 2014 – 10.00)**

- Proposal for a Directive of the European Parliament and of the Council on the protection of individuals with regard to the processing of personal data by competent authorities for the purposes of prevention, investigation, detection or prosecution of criminal offences or the execution of criminal penalties, and on the free movement of such data (**First reading**)
  - = State of play
  
- Managing migratory flows: follow-up to Council conclusions "Taking action to better manage migratory flows" of 10 October 2014
  - = Information from the Commission and the EEAS and exchange of views
  
- The functioning of the Schengen area:
  - = Sixth Biannual Report from the Commission to the European Parliament and the Council on the functioning of the Schengen area (1 May 2014 - 31 October 2014)
    - Presentation and exchange of views
  - = Closure report and Council conclusions of 15 years of Schengen evaluations within the Council
    - Exchange of views
  
- (poss.) Draft Council Decision on the framework for the full application of the provisions of the Schengen acquis in the Republic of Bulgaria and Romania
  - = State of play
  
- Any other business
  - a) Information from the Presidency on current legislative proposals
  - b) Presentation by Latvia of the programme of the incoming Presidency (January-June 2015)

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**NB:** *Please send the Conferences Division a list of your delegates to this meeting as soon as possible: E-mail address: [confpart@consilium.europa.eu](mailto:confpart@consilium.europa.eu)*

**NB:** *Delegates requiring day badges to attend meetings should consult document [14387/1/12 REV 1](#) on how to obtain them.*