



Council of the  
European Union

Brussels, 2 December 2014  
(OR. en)

16218/14

OJ/CONS 66  
JAI 970  
COMIX 647

## PROVISIONAL AGENDA

---

Subject:	3354th meeting of the COUNCIL OF THE EUROPEAN UNION (Justice and Home Affairs)
Date:	4 and 5 December 2014
Time:	10.00, 10.00
Venue:	Brussels

---

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

#### JUSTICE

1. Adoption of the provisional agenda

#### Legislative deliberations

2. 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
    - 16140/14 DATAPROTECT 181 JAI 961 MI 950 DRS 163 DAPIX 183  
FREMP 220 COMIX 645 CODEC 2375
    - + COR 1
    - 15656/1/14 REV 1 DATAPROTECT 170 JAI 891 MI 898 DRS 154 DAPIX 172  
FREMP 210 COMIX 616 CODEC 2276

---

<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.

3. 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
    - 15730/14 DATAPROTECT 173 JAI 903 DAPIX 177 FREMP 213  
COMIX 622 CODEC 2289
    - + COR 1
  
4. Proposal for a Council Regulation on the establishment of the European Public Prosecutor's Office
  - Orientation debate
    - 15862/1/14 REV 1 EPPO 70 EUROJUST 205 CATS 194 FIN 878 COPEN 298  
GAF 64
  
5. 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
    - 16139/14 EUROJUST 212 EPPO 73 CATS 196 COPEN 306 CODEC 2374
    - + COR 1
    - + COR 2
  
6. 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
    - 15837/14 DROIPEN 142 COPEN 297 CODEC 2316
  
7. 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
    - 15490/14 DROIPEN 129 COPEN 278 CODEC 2241
  
8. 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
    - 15221/14 DROIPEN 127 JAI 847 GAF 62 FIN 830 CADREFIN 122  
CODEC 2191
  
9. 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
    - 15414/14 JUSTCIV 285 EJUSTICE 109 CODEC 2225
    - + ADD 1
    - + ADD 1 COR 1

10. 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  
15843/14 JUSTCIV 303 FREMP 217 CODEC 2319
  
11. 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  
15841/14 JUSTCIV 302 EJUSTICE 119 CODEC 2317  
+ ADD 1
  
12. 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  
16171/14 JUSTCIV 313
  
13. Any other business
  - (poss.) Information from the Presidency on current legislative proposals

**Non-legislative activities**

14. Approval of the list of "A" items  
16219/14 PTS A 91
  
15. Any other business
  - a) Outcome of the EU-US JHA Ministerial meeting
    - Information from the Presidency  
15509/14 JAIEX 80 RELEX 922 ASIM 96 CATS 180 ELARG 122  
EUROJUST 197 USA 28
  - b) Activities of the Special Committee on organised crime, corruption and money laundering (CRIM) established by the European Parliament
    - Information from the Presidency
  - c) Presentation by Latvia of the programme of the incoming Presidency (January-June 2015)

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

### **HOME AFFAIRS**

#### **Legislative deliberations**

16. 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 (**First reading**)
    - = State of play
17. Any other business
- Information from the Presidency on current legislative proposals

#### **Non-legislative activities**

18. 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)  
15783/14 JAI 913 SCHENGEN 55 SCH-EVAL 122 COMIX 627
  - b) Managing migratory flows: follow-up to Council conclusions "Taking action to better manage migratory flows" of 10 October 2014  
16222/14 JAI 971 ASIM 103 FRONT 259 RELEX 999 COMIX 648
    - Information from the Presidency
19. The functioning of the Schengen area:
- Closure report and Council conclusions of 15 years of Schengen evaluations within the Council
    - = Approval  
14374/1/14 REV 1 SCH-EVAL 116 SCHENGEN 41 SIRIS 72 JAI 882  
COMIX 553
20. Fight against terrorism
- a) Foreign fighters and returnees: implementation of measures
    - Orientation debate  
15715/2/14 REV 2 JAI 902 PESC 1201 COSI 117 COPS 308 ENFOPOL 373  
COTER 82 SIRIS 79 FRONT 242 EUROJUST 213  
16002/1/14 REV 1 JAI 940 PESC 1233 COSI 138 COPS 314 ENFOPOL 409  
COTER 87 SIRIS 81 FRONT 255 EUROJUST 214

- b) Draft Guidelines for the EU Strategy for Combatting Radicalisation and Recruitment Terrorism
  - Adoption  
13469/1/14 REV 1 ENFOPOL 288 COTER 65
- c) Report on the implementation of the EU Counter-Terrorism Strategy  
15799/14 JAI 915 ECOFIN 1066 TRANS 547 RELEX 949 PESC 1203  
COTER 83 ENFOPOL 375 PROCIV 99 ENER 472 ATO 88  
DATAPROTECT 177 TELECOM 216 COMAG 106 COAFR 325  
COASI 138 COHOM 163 COMEM 213 COTRA 35  
+ ADD 1 REV 1
- d) Report on the implementation of the revised Strategy on Terrorist Financing  
12243/14 JAI 624 ECOFIN 766 EF 207 RELEX 645 ENFOPOL 236 COTER 60

21. Any other business

- a) Outcome of the EU-US JHA Ministerial meeting
  - Information from the Presidency  
15509/14 JAIEX 80 RELEX 922 ASIM 96 CATS 180 ELARG 122  
EUROJUST 197 USA 28
- b) Salzburg Forum Ministerial Conference, Brdo pri Kranju, Slovenia, 11-12 November 2014
  - Information from the Slovenian delegation  
15906/14 JAI 922 ENFOPOL 391 COTER 84 CORDROGUE 88
- c) IV Euro African Ministerial Conference on Migration and Development (Rabat Process), Rome 26-27 November 2014
  - Information from the Presidency  
16162/14 ASIM 101 COAFR 329
- d) EU-Horn of Africa Migration Route Initiative (Khartoum Process), Rome 28 November 2014
  - Information from the Presidency  
16164/14 ASIM 102 COAFR 330
- e) Joint Informal meeting of Ministers of Foreign Affairs and Ministers of Interior, Rome 27 November 2014
  - Information from the Presidency

o  
o o

*In the margins of the Council:*

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

1. 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  
15730/14 DATAPROTECT 173 JAI 903 DAPIX 177 FREMP 213  
COMIX 622 CODEC 2289  
+ COR 1
2. 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  
16222/14 JAI 971 ASIM 103 FRONT 259 RELEX 999 COMIX 648
3. 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  
15783/14 JAI 913 SCHENGEN 55 SCH-EVAL 122 COMIX 627
  - Closure report and Council conclusions of 15 years of Schengen evaluations within the Council
    - = Exchange of views  
14374/1/14 REV 1 SCH-EVAL 116 SCHENGEN 41 SIRIS 72 JAI 882  
COMIX 553
4. 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)