



Brussels, 12 December 2014
(OR. en)

16673/14

JAI 1002
COMIX 665

OUTCOME OF PROCEEDINGS

From: the Mixed Committee at Ministerial level
On: 5 December 2014
Subject: Outcome of proceedings of the meeting of the Mixed Committee at Ministerial level on 5 December 2014

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

The Mixed Committee at Ministerial level was informed by the Presidency about the state of play of the work on the above mentioned Directive.

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

The Commission - supported by EEAS and FRONTEX - informed the Mixed Committee at Ministerial level on the state of play of the implementation of the operational actions identified by the Task Force Mediterranean and by the Council Conclusions of 10 October 2014 (doc. 16222/14).

During the exchange of views that followed, several delegations welcomed the launch of the Frontex managed-operation Triton. Several Ministers underlined the importance of the migratory pressure on the EU external borders and the need to prepare an adequate response to this challenge. Particular emphasis was put on the need to ensure additional solidarity with the front-line countries particularly affected by these migratory flows. Some Ministers underlined the uneven distribution of asylum seekers among Member States and considered that some additional efforts should be made in this area. They mentioned in particular the need to fulfil the EU rules on registering and fingerprint all irregular migrants in the entrance country.

In reply to these requests, the Commission recalled the different initiatives listed in the scorecard presented (doc. 16222/14) and indicated that it is currently reflecting on the possibility of presenting an outline of pilot project on resettlement, which could be presented shortly to the Council. This announcement was particularly welcomed by some Ministers, while others indicated that any initiative on resettlement could only be accepted on a voluntary basis.

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

The Commission presented its recently issued *Sixth Biannual Report*, in which it highlighted three issues for reflection for the exchange of views.

A lively debate took place referring both to issues of particular interest to them and to possible ways of improving the functioning of the Schengen system.

The Mixed Committee at Ministerial level took note of the Commission's report and the comments made by delegations, and welcomed the work that had taken place over the past months on strengthening the Schengen area and enhancing mutual trust.

- **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

The Mixed Committee at Ministerial level endorsed the overview of developments and accomplishments of the Schengen evaluation system within the Council and welcomed the accompanying conclusions. These conclusions are important as they determine the framework for the future activities of the Working Party on Schengen Matters following the transfer of the responsibility for Schengen evaluations from the Council's General Secretariat to the Commission. These activities in particular include examining recommendations from the Commission for the purpose of their adoption by the Council, and preparing the Ministerial biannual debate on the operation of Schengen based on the biannual reports from the Commission, which, according to the conclusions, is invited to produce these reports in time to prepare the debate properly.

4. Any other business

a) Information from the Presidency on current legislative proposals

The Presidency informed the Mixed Committee at Ministerial level on the state of play regarding the Smart Borders Package and the proposals for a recast of the Visa code and for a touring Visa.

b) Presentation by Latvia of the programme of the incoming Presidency (January-June 2015)

The Mixed Committee at Ministerial level took note of the oral presentation of the programme of the incoming Latvian Presidency.