



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 10 December 2013**

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**"I/A" ITEM NOTE**

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From:	General Secretariat of the Council
to:	Coreper / Council
No. prev. doc.:	16924/13 SOC 993 PENS 3 ECOFIN 1082 CODEC 2737
No. Cion doc.:	13686/05 SOC 412 ECOFIN 324 CODEC 933 – COM(2005) 507 final + REV 1
No. Amd. prop.	13857/07 SOC 368 CODEC 1062 - COM(2007) 603 final + REV 1 + COR 1 + REV 1 COR 1
Subject:	Amended proposal for a Directive of the European Parliament and of the Council on minimum requirements for enhancing worker mobility by improving the acquisition and preservation of supplementary pension rights <b>(First reading) (Legislative deliberation)</b> <i>- Political agreement</i>

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1. On 20 October 2005, the Commission adopted a proposal for a Directive on improving the portability of supplementary pension rights.

2. Following the adoption by the European Parliament of its Opinion<sup>1</sup> in first reading on 20 June 2007, the Commission adopted an amended proposal, which was presented on 15 October 2007.<sup>2</sup> It focused on the acquisition and preservation of rights, dropping the transferability aspect.
3. The Economic and Social Committee gave its opinion on 20 April 2006.<sup>3</sup>
4. The Council reached a general approach on 20 June 2013.<sup>4</sup>
5. Based on the general approach, the Presidency entered informal negotiations with the European Parliament, with a view to exploring the possibility of reaching an early second-reading agreement. On 16 October and 6 November, the Committee of Permanent Representatives took note of the progress made and updated the mandate.
6. At the fourth informal trilogue on 26 November 2013, a provisional agreement with a view to an early second-reading agreement was reached between the co-legislators. The Committee of Permanent Representatives approved the resulting text by a qualified majority on 4 December 2013, and mandated the Chair to inform the European Parliament accordingly. MT maintained a reservation.
7. On 9 December 2013, the Chair of the EMPL Committee of the European Parliament confirmed, under the terms of the Joint declaration on practical arrangements for the codecision procedure, that the EMPL Committee could agree to support an agreement between the institutions at second reading on the text set out in Addendum 1.

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<sup>1</sup> 10933/07.  
<sup>2</sup> 13857/1/07 REV 1.  
<sup>3</sup> SOC/217.  
<sup>4</sup> 11459/13.

8. Provided that the Council adopts and transmits to the European Parliament a Council position at first reading based on the attached text, an early second reading agreement will be achieved.
  
  9. The Committee of Permanent Representatives is invited to
    - confirm its agreement on the text set out in Addendum 1 to this note; and to
  
    - invite the Council to confirm, as an "A-item", at one of its forthcoming meetings, its political agreement on the text set out in Addendum 1 to this note with a view to the adoption of its position at first reading and to order that the statement in Addendum 2 to this note be entered in the minutes of that meeting.
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