



Brussels, 10 October 2018  
(OR. en)

12664/1/18  
REV 1  
OJ CONS 50  
JAI 942  
COMIX 526

**PROVISIONAL AGENDA**  
COUNCIL OF THE EUROPEAN UNION  
(Justice and Home Affairs)  
ECCL, Luxembourg  
11 and 12 October 2018 (10.30, 9.30)

**THURSDAY 11 OCTOBER 2018 (10.30)**

**JUSTICE**

1. Adoption of the agenda
2. Approval of "A" items
  - a) Non-legislative list 12665/18
  - b) Legislative list (Public deliberation in accordance with Article 16(8) of the Treaty on European Union) 12666/18

**Legislative deliberations**

**(Public deliberation in accordance with Article 16(8) of the Treaty on European Union)**

3. Directive on Insolvency, restructuring and second chance  12536/18  
*General approach*
4. e-evidence 
  - a) Regulation on European Production and Preservation Orders for e-evidence 
  - b) Directive on legal representatives for gathering evidence   
*Policy debate*
5. Any other business
  - Current legislative proposals  
*Information from the Presidency*

## Non-legislative activities

- |     |   |  |
|-----|---|--|
| 6.  | Fundamental Rights  |  |
| a)  | Exchange of views with the Director of the Fundamental Rights Agency (FRA)  |  |
| b)  | Conclusions on the application of the EU Charter of Fundamental Rights in 2017<br><i>Adoption</i>   | 12839/1/18 REV 1<br>+ <b>REV 1 COR 1</b><br>12884/18 |
| 7.  | EPPO Regulation: Implementation<br><i>State of play</i>   | 12171/18   |
| 8.  | Mutual Recognition in Criminal Matters - Enhancing Mutual Trust - The way forward<br><i>Exchange of views</i>   | 12492/18   |
| 9.  | Securing free and fair European elections, including protection from personal data misuse and cyber incidents<br><i>Information from the Commission</i> | 12404/18 + COR 1<br>12405/18 + COR 1                 |
| 10. | Any other business  |  |
| –   | EU-Western Balkans Ministerial Forum on Justice and Home Affairs (Tirana, 4-5 October 2018)<br><i>Information from the Presidency</i>                   | 12868/18   |

**Legislative deliberations**

**(Public deliberation in accordance with Article 16(8) of the Treaty on European Union)**

- |     |   |      |                  |
|-----|---|------|------------------|
| 11. | Commission proposals in the context of the Multiannual Financial Framework <sup>1</sup>                                   |      | 12777/18         |
| a)  | Regulation establishing the Asylum and Migration Fund (AMF)   | 🗳️🗳️ |                  |
| b)  | Regulation establishing the Border Management and Visa Instrument as part of the Integrated Border Management Fund (BMVI) | 🗳️🗳️ |                  |
| c)  | Regulation establishing the Internal Security Fund (ISF)  | 🗳️🗳️ |                  |
|     | <i>Policy debate</i>  |      |                  |
| 12. | Regulation amending the European Border and Coast Guard Regulation  | 🗳️🗳️ | 12768/18 + COR 1 |
|     | <i>Policy debate</i>  |      |                  |
| 13. | Return Directive (recast)   | 🗳️🗳️ | 12562/18 + COR 1 |
|     | <i>Policy debate</i>  |      |                  |
| 14. | Reform of the Common European Asylum System and Resettlement  |      | 12826/18         |
| a)  | Dublin Regulation   | 🗳️🗳️ |                  |
| b)  | Reception Conditions Directive  | 🗳️🗳️ |                  |
| c)  | Qualification Regulation  | 🗳️🗳️ |                  |
| d)  | Asylum Procedure Regulation   | 🗳️🗳️ |                  |
| e)  | Eurodac Regulation  | 🗳️🗳️ |                  |
| f)  | EU Asylum Agency Regulation   | 🗳️🗳️ |                  |
| g)  | Resettlement Framework Regulation   | 🗳️🗳️ |                  |
|     | <i>Progress report</i>  |      |                  |
| 15. | Any other business  |      |                  |
| –   | Current legislative proposals   |      |                  |
|     | <i>Information from the Presidency</i>  |      |                  |

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<sup>1</sup> Exceptionally, in the presence of the Schengen Associated States.

## Non-legislative activities

16. Migration: State of play<sup>1</sup>  
*Exchange of views*
17. Any other business
- Vienna Process: State of play, way forward
  - Conference "Security and Migration - Promoting Partnership and Resilience" (Vienna, 13-14 September 2018) 12486/18
  - EU-Western Balkans Ministerial Forum on Justice and Home Affairs (Tirana, 4-5 October 2018) 12868/18  
*Information from the Presidency*
  - Legal Migration  
*Information from the Commission*

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### In the margins of the Council:

#### Meeting of the MIXED COMMITTEE (FRIDAY 12 OCTOBER 2018 – 09.30)

- |  |                       |
|--|-----------------------|
| Regulation amending the European Border and Coast Guard Regulation<br><i>Policy debate</i>   | 🗳️🇨🇪 12768/18 + COR 1 |
| Return Directive (recast)<br><i>Policy debate</i>  | 🗳️🇨🇪 12562/18 + COR 1 |
| Commission proposals in the context of the Multiannual Financial Framework   |                       |
| b) Regulation establishing the Border Management and Visa Instrument as part of the Integrated Border Management Fund (BMVI)<br><i>Policy debate</i> | 🗳️🇨🇪 12777/18         |
| Any other business   |                       |
| – Current legislative proposals<br><i>Information from the Presidency</i>  |                       |

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🗳️ First reading

🇨🇪 Item based on a Commission proposal

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<sup>1</sup> Exceptionally, in the presence of the Schengen Associated States.