

**Annex IV: List of withdrawals or modifications of pending proposals**

The Commission intends to withdraw the proposals listed below within six months (by April 2016).

Withdrawals for reasons other than obsolescence, as well as modifications, are indicated in **bold**.

| **N°** | **COM/ Inter-institutional reference** | **Title** | **Reasons for withdrawal/modification** |
| --- | --- | --- | --- |
| **Economic & Financial Affairs, Taxation & Customs** | | | |
| **1.** | **COM/2007/0746** | **Proposal for a COUNCIL REGULATION laying down implementing measures for Directive 2006/112/EC on the common system of value added tax, as regards the treatment of insurance and financial services** | **The proposal dates from 2007 and no agreement is foreseen (no Council Presidency has recently taken up discussions).** |
| **2.** | **COM/2007/0747**  **2007/0267/CNS** | **Proposal for a COUNCIL DIRECTIVE amending Directive 2006/112/EC on the common system of value added tax, as regards the treatment of insurance and financial services** | **The proposal dates from 2007 and no agreement is foreseen (no Council Presidency has recently taken up discussions).** |
| **3.** | **COM/2013/0721**  **2013/0343/CNS** | **Proposal for a COUNCIL DIRECTIVE amending Directive 2006/112/EC on the common system of value added tax as regards a standard VAT return** | **Negotiations have resulted in a draft compromise text that has fully denatured the substance of the Commission proposal. In particular, the latest developments have run counter to the simplification, harmonisation and substantial burden reduction objectives of the Commission proposal.** |
| 4. | COM/2011/0594  2011/0261/CNS | Proposal for a COUNCIL DIRECTIVE on a common system of financial transaction tax and amending Directive 2008/7/EC | This proposal has been superseded by a corresponding proposal of 2013 under the procedure of enhanced cooperation. |
| 5. | COM/2011/0738  2011/0334/CNS | Proposal for a COUNCIL REGULATION on the methods and procedure for making available the own resource based on the financial transaction tax | The European Council of February 2013, when deciding on the 2014-2020 package, "called upon participating Member States to examine if it (i.e. the financial transaction tax) could become the base for a new own resource". It should be noted that the high-level Group on Own Resources has been tasked with undertaking "a general review of the own resources system guided by the overall objectives of simplicity, transparency, equity and democratic accountability". As the making available regulation was based on the Commission proposal of June 2011 for a new Own resources decision, which was in this respect not retained, the proposed making available regulation is no longer relevant and the Commission therefore intends to withdraw the proposal. Any possible future Commission proposal on a FTT own resource would again have to be accompanied by a corresponding making available regulation. |
| **6.** | **COM/2011/0121**  **2011/0058/CNS** | [**Proposal for a COUNCIL DIRECTIVE on a Common Consolidated Corporate Tax Base (CCCTB)**](http://eur-lex.europa.eu/legal-content/AUTO/?uri=CELEX:52011PC0121&qid=1445340274523&rid=2) | **As announced in the Communication on "A fair and efficient corporate tax system in the European Union: 5 key areas for action" (COM(2015)302), the Commission is re-launching the work with a new staged approach. The existing proposal will be withdrawn in parallel.** |
| **7.** | **COM/1998/0637** | **Proposal for a COUNCIL DECISION on the representation and position taking of the Community at international level in the context of Economic and Monetary Union** | **The proposal was withdrawn (C(2015)8001) and replaced by a new proposal on 21 October 2015 (COM(2015)603).** |
| **Foreign Affairs & Security Policy** | | | |
| 8. | COM2007/0141  2007/0049/APP | Proposal for a COUNCIL AND COMMISSION DECISION on the conclusion of the Protocol to the Partnership and Cooperation Agreement between the European Communities and their Member States, of the one part, and the Republic of Turkmenistan, of the other part, to take account of the accession of the Republic of Bulgaria and Romania to the European Union | Obsolete: this Protocol of adaptation was to reflect the accession of Bulgaria and Romania, however it was never finalised and it was subsequently decided to propose a Decision covering all Member State accessions since 2004. |
| 9. | COM/2007/0144 | Proposal for a COUNCIL DECISION on the signing and provisional application of a Protocol to the Partnership and Cooperation Agreement between the European Communities and their Member States, of the one part, and the Republic of Turkmenistan, of the other part, to take account of the accession of the Republic of Bulgaria and Romania to the European Union | Obsolete: this Protocol of adaptation was to reflect the accession of Bulgaria and Romania, however it was never finalised and it was subsequently decided to propose a Decision covering all Member State accessions since 2004. |
| 10. | COM/2004/808 | Proposal for a COUNCIL DECISION on the signature on behalf of the European Community and provisional application of certain provisions of a Euro-Mediterranean Association Agreement between the European Community and its Member States and the Syrian Arab Republic | This agreement will not be finalised and the legal texts from 2004 and 2008 have become obsolete in the meantime. |
| 11. | COM/2008/853 | Proposal for a COUNCIL DECISION on the signature on behalf of the European Community and provisional application of certain provisions of a Euro-Mediterranean Association Agreement between the European Community and its Member States and the Syrian Arab Republic | This agreement will not be finalised and the legal texts from 2004 and 2008 have become obsolete in the meantime. |
| **Trade** | | | |
| 12. | COM/2008/0522  2008/0169/APP | Proposal for a COUNCIL DECISION concluding the agreement establishing a framework for an Economic Partnership Agreement between the European Community and its Member States, on one part, and the East African Community Partner States, on the other part | This agreement will not be finalised as it is overtaken by a more comprehensive agreement negotiated after 2007 and initialled in 2014. |
| 13. | COM/2008/0565  2008/0177/APP | Proposal for a COUNCIL DECISION concluding the Interim Economic Partnership Agreement between the European Community and its Member States, on the one part, and the SADC EPA States, on the other part | This agreement will not be finalised as it is overtaken by a more comprehensive agreement negotiated after 2007 and initialled in 2014. |
| 14. | COM/2012/0593  2012/0287/NLE | Proposal for a COUNCIL DECISION on the position to be taken on behalf of the European Union within the Cooperation Committee set up by the Agreement on Partnership and Cooperation establishing a partnership between the European Communities and their Members States, of one part, and the Russian Federation of the other part, of 24 June 1994 as regards the establishment of a list of conciliators | Obsolete. Russia officially refused on 13 December 2012 to establish a list of conciliators to operationalise the dispute settlement system of the Agreement on Partnership and Cooperation. The EU has recourse to the general provisions of the WTO. |
| **Transport** | | | |
| 15. | COM/2014/0083  2014/0042/NLE | Proposal for a COUNCIL DECISION on the position to be adopted on behalf of the European Union at the International Maritime Organization during the 66th session of the Marine Environment Protection Committee on the adoption of amendments to MARPOL Annex VI concerning the delay of the Tier III NOx emission standards | Although the position of the Commission as contained in the proposed Decision is still valid, the proposal has become obsolete as the 66th session of the Marine Environment Protection Committee has already taken place (31 March – 4 April 2014). |
| **16.** | **COM/2013/484**  **2013/0226/COD** | **Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulation (EC) No 1365/2006 on statistics of goods transport by inland waterways as regards conferring of delegated and implementing powers upon the Commission for the adoption of certain measures** | **If not agreed in six months, the proposal should be withdrawn.** |
| **17.** | **COM/2013/0611**  **2013/0297/COD** | **Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulation (EC) No 91/2003 of the European Parliament and of the Council of 16 December 2002 on rail transport statistics, as regards the collection of data on goods, passengers and accidents** | **If not agreed in six months, the proposal should be withdrawn.** |
| **Migration, Home Affairs & Citizenship** | | | |
| **18.** | **COM/2013/0095**  **2013/0057/COD** | **Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL establishing an Entry/Exit System (EES) to register entry and exit data of third country nationals crossing the external borders of the Member States of the European Union (Smart Borders Package)** | **The Commission has announced in its ˮEuropean Agenda on Migrationˮ (COM(2015)240) its intention to present a modified proposal in 2016.** |
| **19.** | **COM/2013/0097**  **2013/0059/COD** | **Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL establishing a registered traveller programme (Smart Borders Package)** | **The Commission has announced in its ˮEuropean Agenda on Migrationˮ (COM(2015)240) its intention to present a modified proposal in 2016.** |
| **20.** | **COM/2013/0096**  **2013/0060/COD** | **Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulation (EC) No 562/2006 as regards the use of the Entry/Exit System (EES) and the Registered Traveller Programme (RTP) (Smart Borders Package)** | **The Commission has announced in its ˮEuropean Agenda on Migrationˮ (COM(2015)240) its intention to present a modified proposal in 2016.** |