



Council of the
European Union

Brussels, 29 February 2016
(OR. fr)

6414/16

**Interinstitutional File:
2013/0081 (COD)**

**CODEC 192
MIGR 29
RECH 30
EDUC 38
SOC 93**

"I/A" ITEM NOTE

From: General Secretariat of the Council
To: Permanent Representatives Committee/Council

Subject: Draft Directive of the European Parliament and of the Council on the conditions of entry and residence of third-country nationals for the purposes of research, studies, training, voluntary service, pupil exchange schemes or educational projects and au pairing (recast)
(first reading) (LA + S)
- Adoption
(a) of the Council's position
(b) of the statement of the Council's reasons

1. On 26 March 2013 the Commission sent the above proposal ¹, based on points (a) and (b) of Article 79(2) TFEU, to the Council ^{2 3}.

¹ 7869/13.

² In accordance with Articles 1 and 2 and Article 4a(1) of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, and without prejudice to Article 4 of that Protocol, those Member States are not taking part in the adoption of this Directive and are not bound by it or subject to its application.

³ In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark, Denmark is not taking part in the adoption of this Directive and is not bound by it or subject to its application.

2. The European Economic and Social Committee delivered its opinion on 18 September 2013 ⁴. The Committee of the Regions delivered its opinion on 28 November 2013 ⁵.
3. The European Parliament adopted its position at first reading on 25 February 2014 ⁶.
4. At its 3433rd meeting on 3 December 2015, the Council (Justice and Home Affairs) reached political agreement on the Council's position at first reading on the abovementioned Directive ⁷.
5. The Permanent Representatives Committee is asked to suggest that the Council:
 - adopt the Council's position at first reading as set out in 14958/15 and the statement of reasons set out in 14958/15 ADD 1 REV 1 as an 'A' item at a forthcoming meeting, with the Austrian delegation abstaining;
 - order that the statement in the addendum to this note be entered in the minutes of that meeting.

⁴ OJ C 341, 21.11.2013, p. 50.

⁵ OJ C 114, 15.4.2014, p. 42.

⁶ 6746/14.

⁷ In accordance with the letter of 1 December 2015 from the Chair of the European Parliament's Committee on Civil Liberties, Justice and Home Affairs to the Chair of Coreper, the European Parliament is expected to approve the Council's first-reading position without amendments at its second reading.