



Council of the European Union
General Secretariat

Brussels, 22 May 2023

Interinstitutional files:

2022/0403 (COD)

2022/0404 (COD)

WK 6475/2023 REV 2

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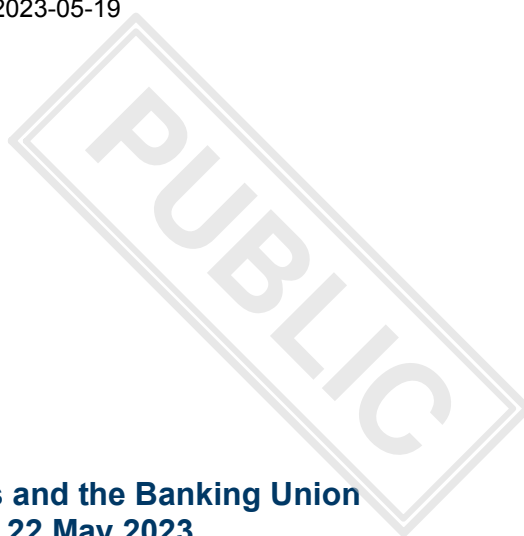
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WORKING DOCUMENT

From:	Presidency
To:	Working Party on Financial Services and the Banking Union (EMIR/CCP) Financial Services Attachés

Subject:	Working Party on Financial Services and the Banking Union (EMIR/CCP) 22.05.2023 - Revised Presidency Annotated Agenda
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Working Party on Financial Services and the Banking Union (EMIR/CCP), Council Working Party, 22 May 2023

The CWP meeting on 22 May will be devoted to a discussion on the sections below. MS will be invited to provide their views during the meeting but will as usual also have the chance to provide written comments after the meeting. The deadline for the written comments will be May 26.

1. Introduction and Presidency opening remarks (10:00–10:15)

2. Remaining issues (10:15–13:00)

Documents:

- *PCY non-paper on remaining topics (WK 6422 2023 REV 1),*
- *COM non-paper on non-financial counterparties and other aspects of the EMIR proposal (section 2 & 3) (WK 6474/2023 INIT)*

MS will be invited to provide their views on the questions in the PCY non-paper on remaining issues, preliminarily in the following rounds. The COM will be invited to present sections 2 and 3 of their non-paper on non-financial counterparties and other aspects of the EMIR proposal under the relevant rounds.

1. *Q1-3, COM non-paper (section 2)*
2. *Q4-8,*
3. *Q9-13, COM non-paper (section 3)*
4. *Q14-17*

3. Lunch (13:00-14:00)

4. Three NFC topics (14:00–15:00)

Documents:

- *PCY non-paper on eligible collateral, NFC participation and intragroup reporting (WK 6388/2023 INIT)*
- *COM non-paper on non-financial counterparties and other aspects of the EMIR proposal (section 4) (WK 6474/2023 INIT)*

COM will be invited to present the remaining sections of their non-paper. MS will be invited to provide their views on the questions in the PCY non-paper on three NFC topics in the following preliminary two rounds.

1. *Eligible collateral (Q1-2)*
2. *NFC participation (Q3-5) and intragroup reporting (Q6)*

4. Emergency situations (15:00–15:45)

Documents:

- *PCY explanatory note (WK 6407/2023 INIT) and drafting proposal (WK 6409/2023 INIT)*

MS will be invited to provide their views on the PCY drafting proposals on emergency situations (Recital 31 and Article 24 of EMIR).

5. MS non-papers on an operational active account and the joint monitoring mechanism (15:45–16:30)

Documents:

- *FR non-paper on an operational active account in EMIR3 (WK 6505/2023 REV 1)*
- *BE non paper on the Joint Monitoring Mechanism (WK 6611/2023 INIT)*

FR and BE delegations will be invited to present their non-papers followed by discussion.

6. Presentation of ECB opinion (16:30 –17:00)

Documents:

- *Opinion of the European Central Bank of 26 April 2023 (ST 8823/2023 INIT)*

The ECB will be invited to present their opinion on EMIR3.

7. AoB (17:00–17:15)

8. Presidency closing remarks (17.15-17:30)

