

**Pending and planned legislative proposals
for the purposes of Brexit preparedness
(state of play 12 June 2018)**

This list is indicative and does not preclude the addition of other items, in consultation with the European Parliament and the Council.

Policy area	Legal amendments to be proposed	Comments	Legal base
ALREADY ADOPTED COMMISSION PROPOSALS			
AGRI-TRADE			
Tariff rate quotas	Proposal for a Regulation of the European Parliament and of the Council on the apportionment of tariff rate quotas included in the World Trade Organization (WTO) schedule of the Union following the withdrawal of the United Kingdom from the Union and amending Council Regulation (EC) No 32/2000	Proposal COM(2018) 312 final adopted on 22.05.2018. The Regulation would allow for the apportionment of tariff rate quotas between the EU27 and the United Kingdom in the absence of an agreement with World Trade Organization (WTO) Members on given tariff rate quotas. The proposal is accompanied by a proposal for a Council decision authorising the Commission to negotiate in the WTO new TRQs on the basis of Article XXVIII of the General Agreement on Tariffs and Trade (GATT).	Article 207 TFEU
FISMA			
Banking – agency relocation	Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EU) No 1093/2010 as regards the location of the seat of the European Banking Authority	Proposal COM(2017) 734 final adopted on 29.11.2017. The proposal confirms the move of the seat of the European Banking Authority from London to Paris.	Article 114 TFEU

GROW			
Internal Market – type approval	Proposal for a Regulation of the European Parliament and of the Council complementing EU-type-approval legislation with regard to the withdrawal of the United Kingdom from the Union	Proposal COM(2018) 397 final adopted on 4.6.2018. The proposal will enable manufacturers holding type-approvals issued by the United Kingdom type approval authority to apply for the same types with EU27 approval authorities.	Article 114 TFEU
SANTE			
Medicinal products – agency relocation	Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 726/2004 as regards the location of the seat of the European Medicines Agency	Proposal COM(2017) 735 final adopted on 29.11.2017. The proposal confirms the move of the seat of the European Medicines Agency from London to Amsterdam.	Articles 114 and 168(4)(c) TFEU
PLANNED COMMISSION PROPOSALS			
ENER			
Energy Efficiency – targets	Proposal for an amendment of Directive 2012/27/EU on energy efficiency (COM(2016) 761) and Proposal for a regulation on the Governance of the Energy Union (COM(2016) 759 final/2).	This point does not require additional legislative proposals, but consideration of Brexit in the on-going final stages of trilogue negotiations: references to EU energy efficiency targets (expressed in absolute values) for 2030 would need to be adapted to an EU at 27.	Article 194 TFEU
HOME			
Visas	Proposal for an amendment of Regulation (EC) No 539/2001 listing the third countries whose nationals must be in possession of visas when crossing the external borders and those whose nationals are exempt from that requirement	The proposal will amend the Regulation to place the United Kingdom on either the ‘visa required’ list of third countries or the ‘visa free’ list.	Article 77(2) TFEU

MOVE			
Trans-European networks	Proposal for an amendment of Annex I of Regulation (EU) No 1316/2013 establishing the Connecting Europe Facility (and potentially also the relevant maps in Annex I of Regulation (EU) No 1315/2013 on Union guidelines for the development of the trans-European transport network)	The proposal will design a new maritime route to link Ireland with the continental part of the North Sea-Mediterranean corridor.	Article 172 TFEU
Maritime transport – periodic assessments	Proposal for an amendment to Regulation (EC) No 391/2009 on common rules and standards for ship inspection and survey organisations	The proposal will address the transfer of sponsorship from the United Kingdom to an EU27 Member State in order to facilitate the periodic assessments of recognised organisations carried out under Article 8 of Regulation (EC) No 391/2009.	Article 100 TFEU