LEGISLATIVE TRANSPARENCY - Milestone documents - Current Practice (3rd column)

Milestones	Documents	Current Practice[1]
Receipt of proposal	Commission proposal	COM adopts its proposal and makes it public. CONS receives the proposal and publishes it as a public ST document.
Discussion in Working Party/COREPER	Agendas	WP agendas are issued as public CM documents.
	State of Play/Progress report	Progress Reports are generally LIMITE documents when they go to Coreper, though this is not always the case (e.g. 10519/17). Other reports submitted to the WP are generally LIMITE.
Debate in Council	Report / Note to Council/COREPER	All documents placed on a Council agenda are public documents. Documents going to COREPER are generally LIMITE documents. They are public documents if they are destined for Coreper and Council together i.e. no changes are expected at Coreper.
	Council mandate (General approach)(basis for starting trilogues)	Generally speaking, the Council mandate can take two forms: (1) **GA**: public once placed on a Council agenda (2) **CRP mandate**: since it is a document destined for CRP it is generally LIMITE, but there are cases in which it is already public at Coreper. Example of the latter: document 10345/18. However, there are also some cases in which it is the **WP which gives the negotiating mandate** (example: Macro-Financial Assistance to Ukraine 2018/0058 COD, see doc. 9228/18 LIMITE).
Trilogues	Agenda & calendar	The **agenda** is generally not considered by the Council as an official document. It is only circulated via email to participants in the trilogue meeting, but not to delegations. As regards the **calendar** and scheduling of trilogues, the forthcoming trilogue dates (next 2-3-4 trilogues) for a given file are usually pre-agreed between the Secretariats (upon confirmation of availability at the

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[1] N.b.: This table covers only documents relating to legislative files. The handling of documents relating to non-legislative files may differ.

		political level). There may not however be a concrete document specifying these dates, and if there is one it is not considered an official one.
		Within the Council, delegations are informed of forthcoming trilogue dates via the WP and Coreper (the CRP1 practice recently having been started in CRP2 as well).
	List of participants (name of Ministers & Perm Reps)	The **list of participants** of a trilogue is not considered a document by the Council. It is not made public. It is circulated to participants via email, but not to delegations.
		There is no rule as to whether such a list of participants has to exist. The Secretariat of the hosting institution (EP or GSC) may or may not elaborate such a list. Some EP committees do not systematically send lists of participants. Furthermore, the actual participants may yet vary slightly from those listed.
	4 Column-Table or basis for trilogue	See also below 'outcome of trilogues'.
		The **practice here is extremely varied**, depending on the file and policy field (as well as the negotiating strategy).
		The 4 Column-Table can be distributed to delegations as an ST LIMITE document (e.g. ST 8143/18), a WK document (e.g. WK 13846/17) or via email (simple Word document).
		The document distributed may contain the full 4 Column-Table or only the relevant parts
		It should be noted that within the EP, the (latest) 4-column table is not made generally available to all MEPs
	4 Column-Table or (partial) outcome of trilogue	The **practice here is extremely varied**, depending on the file and policy field (as well as the negotiating strategy).
		The 4 Column-Table can be distributed to delegations as an ST LIMITE document (e.g. ST 8143/18), a WK document (e.g. WK 13846/17) or via email (simple Word document).
		The document distributed may contain the full 4 Column-Table or only the relevant parts
		It should be noted that within the EP, the (latest) 4-column table is not made generally available to all MEPs.
Final trilogue	Consolidated text (4th column)	The 'analysis/confirmation of the final compromise text' is generally an ST LIMITE document sent to Coreper. But there are also examples of it being public (14846/17, 15849/17, 9296/18).
		It should be however noted that once it comes on the agenda of a meeting of the responsible EP committee for a vote, it becomes public.

	Offer letter to EP	The Offer Letter is not an ST document, it is a PCY letter following endorsement by Coreper of the provisional agreement.
Adoption	PE-CONS document	The PE-CONS document is a public document.
	Approval or non-approval of EP position at 1st reading	The text adopted by the EP is public. The corresponding Council document taking up that text for transmission to the Council for adoption is public.
	Council position at first reading	This document is public.
	Statement of reasons	This is a public document.
	Approval or non-approval of EP amendments at second reading	This is a public document.