

AGREEMENT

concluded by the Council of the European Union and the Republic of Iceland and the Kingdom of Norway concerning the latter's association with the implementation, application and development of the Schengen acquis

THE COUNCIL OF THE EUROPEAN UNION

and

THE REPUBLIC OF ICELAND AND

THE KINGDOM OF NORWAY,

WHEREAS since the signature of the Agreement of Luxembourg of 19 December 1996 between the thirteen Member States of the European Union, signatories to the Schengen agreements and the Republic of Iceland and the Kingdom of Norway, the latter two States have been participating in the discussions concerning the application, implementation and further development of the Schengen agreements and related provisions;

WHEREAS as a result of the Protocol integrating the Schengen acquis into the framework of the European Union, annexed to the Treaty on European Union and the Treaty establishing the European Community by the Treaty of Amsterdam amending the Treaty on European Union, the Treaties establishing the European Communities and certain related Acts (hereinafter referred to as 'the Schengen Protocol'), the cooperation among the Member States of the European Union signatories to the Schengen agreements within the scope of those agreements and related provisions will be conducted within the institutional and legal framework of the European Union and with respect for the relevant provisions of the Treaty on European Union and of the Treaty establishing the European Community;

RECALLING the object and purpose of the Agreement of Luxembourg to preserve the existing regime between the five Nordic States pursuant to the Convention on the Abolition of Passport Controls at Intra-Nordic borders signed in Copenhagen on 12 July 1957, establishing the Nordic Passport Union, once those of the Nordic States which are Members of the European Union take part in the regime on the abolition of checks on persons at internal borders set out in the Schengen agreements;

BEARING IN MIND the provisions laid down in the Agreement of Luxembourg;

RECOGNISING, however, that the integration of the Schengen acquis into the framework of the European Union implies that the taking of decisions purporting to further develop the provisions constituting the Schengen acquis has become a matter for the European Union, including the European Community;

WHEREAS according to Article 6, first paragraph, of the Schengen Protocol, the European Union, including the European Community, wishes to respect and serve the object and purpose of the Agreement of Luxembourg through an Agreement associating the Republic of Iceland and the Kingdom of Norway, upon the entry into force of the Treaty of Amsterdam, with the implementation of the Schengen acquis and its further development on the basis of the Agreement of Luxembourg, thus ensuring the common objective of continuing the involvement of these two States in these activities;

CONVINCED of the need to involve all parties in an appropriate fashion which are applying the provisions constituting the Schengen acquis and to which such provisions and their further development may eventually have to apply, including the Republic of Iceland and the Kingdom of Norway, in discussions, at all levels, concerning their practical application, their implementation and the preparation of their further development;

CONSIDERING that for this purpose it is necessary to set up an organisational structure, outside the institutional framework of the European Union, ensuring the association of the Republic of Iceland and the Kingdom of Norway with the decision-making process in these fields and enabling their participation in these activities through a Mixed Committee,

HAVE AGREED AS FOLLOWS:

Article 1

The Republic of Iceland and the Kingdom of Norway hereinafter referred to as 'Iceland' and 'Norway' respectively shall be associated with the activities of the European Community and the European Union in the fields covered by the provisions referred to in Annexes A and B to this Agreement and their further development.

This Agreement creates reciprocal rights and obligations in accordance with the procedures set out herein.

Article 2

1. The provisions of the Schengen acquis as listed in Annex A to this Agreement as they apply to the Member States of the European Union hereinafter referred to as the 'Member States' which participate in the closer cooperation authorised by the Schengen Protocol, shall be implemented and applied by Iceland and Norway.

2. The provisions of the acts of the European Community listed in Annex B to this Agreement, to the extent that they have replaced corresponding provisions of, or adopted pursuant to, the Convention signed in Schengen on 19 June 1990 implementing the Agreement on the gradual abolition of checks at the common borders, shall be implemented and applied by Iceland and Norway.

3. The acts and the measures taken by the European Union amending or building upon the provisions referred to in Annexes A and B, to which the procedures set out in this Agreement have been applied, shall also, without prejudice to Article 8, be accepted, implemented and applied by Iceland and Norway.

Article 3

1. A Mixed Committee is hereby established, consisting of representatives of the governments of Iceland and Norway, the members of the Council of the European Union, hereinafter referred to as the 'Council', and of the Commission of the European Communities, hereinafter referred to as the 'Commission'.

2. The Mixed Committee shall adopt its own Rules of Procedure by consensus.

3. The Mixed Committee shall meet at the initiative of its President or at the request of any of its members.

4. Subject to Article 4(2), the Mixed Committee meets at the level of Ministers, senior officials or experts, as circumstances require.

5. The office of President of the Mixed Committee shall be held:

- at the level of experts: by the representative of the European Union;
- at the level of senior officials and Ministers: alternately, for a period of six months by the representative of the European Union and by the representative of the government of Iceland or Norway.

Article 4

1. The Mixed Committee shall address, in accordance with this Agreement, all matters covered by Article 2 and shall ensure that any concern entertained by Iceland and Norway is duly considered.

2. In the Mixed Committee at the ministerial level, the representatives of Iceland and Norway shall have the opportunity:

— to explain the problems they encounter in respect of a particular act or measure or to respond to the problems encountered by other delegations;

— to express themselves on any questions concerning the development of provisions of concern to them or the implementation thereof.

3. Meetings of the Mixed Committee at ministerial level shall be prepared by the Mixed Committee at the level of senior officials.

4. The representatives of the governments of Iceland and Norway shall have the right to make suggestions in the Mixed Committee relating to the matters mentioned in Article 1. After discussion, the Commission or any Member State may consider such suggestions with a view to making a proposal or taking an initiative, in accordance with the rules of the European Union, for the adoption of an act or measure of the European Community or the European Union.

Article 5

Without prejudice to Article 4, the Mixed Committee shall be informed about the preparation within the Council of any acts or measures which may be relevant to this Agreement.

Article 6

When drafting new legislation in a field which is covered by this Agreement, the Commission shall informally seek advice from experts of Iceland and Norway in the same way as it seeks advice from experts of the Member States for drawing up its proposals.

Article 7

The Contracting Parties agree that an appropriate arrangement should be concluded on the criteria and mechanisms for establishing the State responsible for examining a request for asylum lodged in any of the Member States or in Iceland or Norway. Such an arrangement should be in place at the time the provisions referred to in Annex A and Annex B, as well as those already adopted pursuant Article 2(3), are put into effect for Iceland and Norway in accordance with Article 15(4).

Article 8

1. The adoption of new acts or measures related to matters referred to in Article 2 shall be reserved to the competent institutions of the European Union. Subject to paragraph 2, such acts or measures shall enter into force simultaneously for the European Union and its Member States concerned and for Iceland and Norway, unless those acts or measures explicitly state otherwise. In this context, due account shall be taken of the time indicated by Iceland or Norway in the Mixed Committee as the time necessary to enable Iceland or Norway to fulfil their constitutional requirements.

2. (a) The adoption of the acts or measures referred to in paragraph 1 to which the procedures set out in this Agreement have been applied, shall be notified immediately by the Council to Iceland and Norway. Iceland and Norway shall decide independently whether to accept their content and to implement it into their internal legal order. These decisions shall be notified to the Council and to the Commission within thirty days of the adoption of the acts or measures concerned.

(b) If the content of such an act or measure can become binding on Iceland only after the fulfilment of constitutional requirements, Iceland shall inform the Council and the Commission of this at the time of its notification. Iceland shall promptly inform the Council and the Commission in writing upon fulfilment of all constitutional requirements, and shall provide such information no later than four weeks before the date laid down for the entry into force of the act or measure for Iceland, as decided according to paragraph 1.

(c) If the content of such an act or measure can become binding on Norway only after the fulfilment of constitutional requirements, Norway shall inform the Council and the Commission of this at the time of its notification. Norway shall promptly, and at the latest six months from notification by the Council, inform the Council and the Commission in writing upon fulfilment of all constitutional requirements. From the date laid down for the entry into force of the act or measure for Norway and until the information upon fulfilment of constitutional requirements, Norway shall provisionally apply, where possible, the content of such act or measure.

3. The acceptance by Iceland and Norway of the content of acts and measures referred to in paragraph 2 shall create rights and obligations between Iceland and Norway, and between Iceland and Norway on the one hand, and the European Community and those of its Member States bound by those acts and measures, on the other hand.

4. In case:

(a) either Iceland or Norway notifies its decision not to accept the content of an act or measure referred to in paragraph 2 and to which the procedures set out in this Agreement have been applied; or

(b) either Iceland or Norway does not make a notification within the thirty days time limit set out in paragraph 2(a); or

(c) Iceland does not make a notification prior to the four weeks time limit set out in paragraph 2(b) before the date laid down for the entry into force of the act or measure concerned for it; or

(d) Norway does not make a notification within the six month time limit set out in paragraph 2(c) or does not provide for provisional application as envisaged in the same subparagraph from the date laid down for the entry into force of the act of measure concerned for it;

this Agreement shall be considered terminated with respect to Iceland or Norway, as the case may be, unless the Mixed Committee, after a careful examination of ways to continue the Agreement, decides otherwise within ninety days. Termination of this Agreement shall take effect three months after the expiry of the ninety days period.

Article 9

1. In order to achieve the objective of the Contracting Parties to arrive at as uniform an application and interpretation as possible of the provisions referred to in Article 2, the Mixed Committee shall keep under constant review the development of the case law of the Court of Justice of the European Communities, hereinafter referred to as the 'Court of Justice', as well as the development of the case law of the competent courts of Iceland and Norway relating to such provisions. To this end a mechanism shall be set up to ensure regular mutual transmission of such case law.

2. Subject to the adoption of the necessary modifications to the Statute of the Court of Justice, Iceland and Norway shall be entitled to submit statements of case or written observations to the Court of Justice in cases where a question has been referred to it by a court or tribunal of a Member State for a preliminary ruling concerning the interpretation of any provision referred to in Article 2.

Article 10

1. Iceland and Norway shall submit reports annually to the Mixed Committee on the way in which their administrative authorities and their courts have applied and interpreted the provisions referred to in Article 2, as interpreted by the Court of Justice, as the case may be.

2. If the Mixed Committee, within two months after a substantial difference in the case law of the Court of Justice and the courts of Iceland or Norway or a substantial difference in application between the authorities of the Member States concerned and those of Iceland or Norway in respect of the provisions referred to in Article 2 has been brought before it, has not been able to ensure the preservation of a uniform application and interpretation, the procedure in article 11 shall apply.

Article 11

1. In the case of a dispute about the application of this Agreement or in a case where the situation provided for in Article 10(2) occurs, the matter shall be officially entered as a matter of dispute on the agenda of the Mixed Committee at ministerial level.

2. The Mixed Committee shall have ninety days from the date of the adoption of the agenda on which the dispute has been entered within which to settle the dispute.

3. In a case where the dispute cannot be settled by the Mixed Committee within the period of ninety days envisaged in paragraph 2, a further period of thirty days shall be observed for reaching a final settlement.

If no final settlement is reached, this Agreement shall be considered as terminated with respect to Iceland or Norway, depending on which State the dispute concerns. Such termination shall take effect six months after the expiry of the thirty day period.

Article 12

1. As far as administrative costs involved in the application of this Agreement are concerned, Iceland and Norway shall contribute to the general budget of the European Communities an annual sum of:

— for Iceland 0,1 %

— for Norway 4,995 %

of an amount of 300 000 000 BEF (or an equivalent amount in euro) subject to annual adjustment in view of the rate of inflation within the European Union.

In cases where operational costs involved in the application of this Agreement are not attributed to the general budget of the European Communities, but are directly incumbent upon the participating Member States, Iceland and Norway shall contribute to these costs in accordance with the percentage of the gross national product of their countries in relation to the gross national product of all participating States.

In cases where operational costs are attributed to the general budget of the European Community, Iceland and Norway shall share in these costs by contributing to the said budget an annual sum in accordance with the percentage of the gross national product of their countries in relation with the gross national product of all participating States.

2. Iceland and Norway shall have the right to receive documents drawn up by the Commission or within the Council pertaining to this Agreement and, at meetings of the Mixed Committee, to request interpretation into an official language of the institutions of the European Communities of their choice. However, any costs of translation or interpretation into or from Icelandic or Norwegian shall be borne by Iceland or Norway, as the case may be.

Article 13

1. This Agreement shall not affect in any way the Agreement on the European Economic Area or any other agreement concluded between the European Community and Iceland and/or Norway.

2. This Agreement shall not affect in any way any future agreements to be concluded with Iceland and/or Norway by the European Community, or on the basis of Articles 24 and 38 of the Treaty on European Union.

3. This Agreement shall not affect the cooperation in the framework of the Nordic passport Union, to the extent that such cooperation is not contrary to and does not hinder this Agreement and the acts and measures based on this Agreement.

Article 14

This Agreement does not apply to Svalbard (Spitzbergen).

Article 15

1. This Agreement shall enter into force one month following the day on which the Secretary General of the Council, who shall act as its depositary, has established that all formal requirements concerning the expression of the consent by or on behalf of the Parties to this Agreement to be bound by it have been fulfilled.

2. Articles 1, 3, 4, 5 and 8(2)(a), first sentence shall apply provisionally as from the time of signature of this Agreement.

3. With respect to acts or measures adopted after the signature of this Agreement but before its entry into force, the period of thirty days referred to in Article 8(2)(a), last sentence shall start to run from the day of entry into force of this Agreement.

4. The provisions referred to in Annex A und Annex B, as well as those already adopted pursuant to Article 2(3), shall be put into effect for Iceland and Norway on a date to be fixed by the Council acting by unanimity of its Members representing the Member States which participate in the closer cooperation authorised by the Schengen Protocol, after consultations in the Mixed Committee in accordance with Article 4 of this Agreement, having satisfied itself that the preconditions for the implementation of the relevant provisions have been fulfilled by Iceland and Norway and that controls at their external borders are effective.

5. The putting into effect of the provisions referred to in paragraph 4 shall create rights and obligations between Iceland and Norway, and between Iceland and Norway on the one hand, and the European Community and those of its Member States in respect of which those provisions have also been put into effect, on the other hand.

Article 16

This Agreement may be denounced by Iceland or by Norway or by decision of the Council, acting by the unanimity of its members representing the Member States which participate in the closer cooperation authorised by the Schengen Protocol. Such denunciation shall be notified to the depositary. It shall take effect six months after notification.

Article 17

The consequences of denunciation of this Agreement by, or its termination with respect to, Iceland or Norway shall be the subject of an agreement between the remaining Parties and the Party which has denounced this Agreement or with respect to which the termination is to take effect. If no agreement can be reached, the Council shall decide after consultation of the remaining associated Contracting Party on the necessary measures. However, these measures shall be binding upon that Party only if they are accepted by it.

Article 18

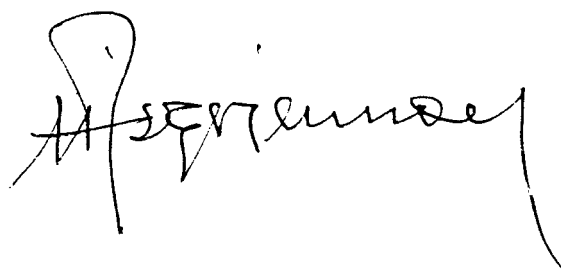
This Agreement replaces the Cooperation Agreement between the Kingdom of Belgium, the French Republic, the Federal Republic of Germany, the Grand Duchy of Luxembourg, the Kingdom of the Netherlands, the Italian Republic, the Kingdom of Spain, the Portuguese Republic, the Hellenic Republic, the Republic of Austria, the Kingdom of Denmark, the Republic of Finland, the Kingdom of Sweden, Contracting Parties to the Schengen Agreement and the Schengen Convention, and the Republic of Iceland and the Kingdom of Norway on the abolition of controls on persons at their common borders, signed in Luxembourg on 19 December 1996.

Done at Brussels on the eighteenth day of May in the year one thousand nine hundred and ninety-nine in a single original, in the Danish, Dutch, English, Finnish, French, German, Greek, Irish, Italian, Portuguese, Spanish, Swedish, Icelandic and Norwegian languages, each text being equally authentic, such original remaining deposited in the archives of the General Secretariat of the European Union.

Por el Consejo de la Unión Europea
For Rådet for Den Europæiske Union
Für den Rat der Europäischen Union
Για το Συμβούλιο της Ευρωπαϊκής Ένωσης
For the Council of the European Union
Pour le Conseil de l'Union européenne
Per il Consiglio dell'Unione europea
Voor de Raad van de Europese Unie
Pelo Conselho da União Europeia
Euroopan unionin neuvoston puolesta
För Europeiska unionens råd
Fyrir hönd ráðs Evrópusambandsins
For Rådet for Den europeiske union



Por la República de Islandia
For Republikken Island
Für die Republik Island
Για τη Δημοκρατία της Ισλανδίας
For the Republic of Iceland
Pour la République d'Islande
Per la Repubblica d'Islanda
Voor de Republiek IJsland
Pela República da Islândia
Islannin tasavallan puolesta
På Republiken Islands vägnar
Fyrir hönd Lýðveldisins Íslands
For Republikken Island



Por el Reino de Noruega
For Kongeriget Norge
Für das Königreich Norwegen
Για το Βασίλειο της Νορβηγίας
For the Kingdom of Norway
Pour le Royaume de Norvège
Per il Regno di Norvegia
Voor het Koninkrijk Noorwegen
Pelo Reino da Noruega
Norjan kuningaskunnan puolesta
På Konungariket Norges vägnar
Fyrir hönd Konungsríkisins Noregs
For Kongeriket Norge



ANNEX A

(Article 2 paragraph 1)

Part 1 of this Annex refers to the 1985 Schengen Agreement and the 1990 Schengen Convention implementing the 1985 Schengen Agreement. Part 2 refers to the instruments of Accession and Part 3 to the relevant secondary Schengen acts.

PART 1

The provisions of the Agreement, signed in Schengen on 14 June 1985, between the Governments of the States of the Benelux Economic Union, the Federal Republic of Germany and the French Republic on the gradual abolition of checks at their common borders.

All provisions of the Convention, signed in Schengen on 19 June 1990, between the Kingdom of Belgium, the Federal Republic of Germany, the French Republic, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands, implementing the Schengen Agreement of 15 June 1985, with the exception of:

Article 2(4)

Article 4, as far as controls on baggage are concerned

Article 10(2)

Article 19(2)

Articles 28 to 38 and related definitions

Article 60

Article 70

Article 74

Article 77 to 91 to the extent covered by Council Directive 91/477/EEC on control of the acquisition and possession of firearms

Articles 120 to 125

Articles 131 to 133

Article 134

Articles 139 to 142

Final Act: declaration 2

Final Act: declarations 4, 5 and 6

Protocol

Common declaration

Declaration by Ministers and State Secretaries.

PART 2

The provisions of the Accession Agreements and Protocols to the Schengen Agreement and the Schengen Convention with the Italian Republic (signed in Paris on 27 November 1990), the Kingdom of Spain and the Portuguese Republic (signed in Bonn on 25 June 1991), the Hellenic Republic (signed in Madrid on 6 November 1992), the Republic of Austria (signed in Brussels on 28 April 1995) and the Kingdom of Denmark, the Republic of Finland and the Kingdom of Sweden (signed in Luxembourg on 19 December 1996), with the exception of:

1. The Protocol, signed in Paris on 27 November 1990, on accession of the Government of the Italian Republic to the Agreement between the Governments of the States Members of the Benelux Economic Union, the Federal Republic of Germany and the French Republic on the gradual abolition of controls at their common borders signed at Schengen on 14 June 1985.
2. The following provisions of the Agreement, signed in Paris on 27 November 1990, on accession of the Italian Republic to the Convention, signed at Schengen on 19 June 1990, implementing the Schengen Agreement of 14 June 1985 between the Governments of the States Members of the Benelux Economic Union, the Federal Republic of Germany and the French Republic, its Final Act and related declarations:

Article 1

Articles 5 and 6

Final Act: Part I

Part II, declarations 2 and 3

Declaration by Ministers and State Secretaries.

3. The Protocol, signed in Bonn on 25 June 1991, on accession of the Government of the Kingdom of Spain to the Agreement between the Governments of the States Members of the Benelux Economic Union, the Federal Republic of Germany and the French Republic on the gradual abolition of controls at their common borders signed at Schengen on 14 June 1985, as amended by the Protocol on accession by the Government of the Italian Republic, signed in Paris on 27 November and its accompanying declarations.
4. The following provisions of the Agreement, signed in Bonn on 25 June 1991, on accession of the Kingdom of Spain to the Convention, signed at Schengen on 19 June 1990, implementing the Schengen Agreement of 14 June 1985 between the Governments of the States Members of the Benelux Economic Union, the Federal Republic of Germany and the French Republic, to which the Italian Republic has acceded under the Agreement signed in Paris on 27 November 1990, its Final Act and related declarations:

Article 1

Articles 5 and 6

Final Act: Part I

Part II, declarations 2 and 3

Part III, declarations 3 and 4

Declaration by Ministers and State Secretaries.

5. The Protocol, signed in Bonn on 25 June 1991, on accession of the Government of the Portuguese Republic to the Agreement between the Governments of the States Members of the Benelux Economic Union, the Federal Republic of Germany and the French Republic on the gradual abolition of controls at their common borders signed at Schengen on 14 June 1985, as amended by the Protocol on Accession by the Government of the Italian Republic, signed in Paris on 27 November 1990 and its accompanying declarations.
6. The following provisions of the Agreement, signed in Bonn on 25 June 1991, on accession of the Portuguese Republic to the Convention, signed at Schengen on 19 June 1990, implementing the Schengen Agreement of 14 June 1985 between the Governments of the States Members of the Benelux Economic Union, the Federal Republic of Germany and the French Republic, to which the Italian Republic has acceded under the Agreement signed in Paris on 27 November 1990, its Final Act and related declarations:

Article 1

Articles 7 and 8

Final Act: Part I

Part II, declarations 2 and 3

Part III, declarations 2, 3, 4 and 5

Declaration by Ministers and State Secretaries.

7. The Protocol, signed in Madrid on 6 November 1992, on accession of the Government of the Hellenic Republic to the Agreement between the Governments of the States Members of the Benelux Economic Union, the Federal Republic of Germany and the French Republic on the gradual abolition of controls at their common borders signed at Schengen on 14 June 1985, as amended by the Protocols on accession by the Government of the Italian Republic, signed in Paris on 27 November 1990 and by the Governments of the Kingdom of Spain and the Portuguese Republic, signed in Bonn on 25 June 1991, and its accompanying declaration.
8. The following provisions of the Agreement, signed in Madrid on 6 November 1992, on accession of the Hellenic Republic to the Convention, signed at Schengen on 19 June 1990, implementing the Schengen Agreement of 14 June 1985 between the Governments of the States Members of the Benelux Economic Union, the Federal Republic of Germany and the French Republic, to which have acceded the Italian Republic under the Agreement signed in Paris on 27 November 1990, and the Kingdom of Spain and the Portuguese Republic under the Agreements signed in Bonn on 25 June 1991, its Final Act and related declarations:

Article 1

Articles 6 and 7

Final Act: Part I

Part II, declarations 2, 3 and 4

Part III, declarations 1 and 3

Declaration by Ministers and State Secretaries.

9. The Protocol, signed in Brussels on 28 April 1995, on accession of the Government of the Republic of Austria to the Agreement between the Governments of the States Members of the Benelux Economic Union, the Federal Republic of Germany and the French Republic on the gradual abolition of controls at their common borders signed at Schengen on 14 June 1985, as amended by the Protocol on accession by the Government of the Italian Republic, the Kingdom of Spain and the Portuguese Republic, and the Hellenic Republic, signed on 27 November 1990, on 25 June 1991 and 6 November 1992 respectively.
10. The following provisions of the Agreement, signed in Brussels on 28 April 1995, on accession of the Republic of Austria to the Convention, signed at Schengen on 19 June 1990, implementing the Schengen Agreement of 14 June 1985 between the Governments of the States Members of the Benelux Economic Union, the Federal Republic of Germany and the French Republic, to which have acceded the Italian Republic, the Kingdom of Spain and the Portuguese Republic, and the Hellenic Republic under the Agreements signed on 27 November 1990, 25 June 1991 and 6 November 1992 respectively and its Final Act:

Article 1

Articles 5 and 6

Final Act: Part I

Part II, declaration 2

Part III

11. The Protocol, signed in Luxembourg on 19 December 1996, on accession of the Government of the Kingdom of Denmark to the Agreement on the gradual abolition of controls at their common borders signed at Schengen on 14 June 1985 and its related declaration.
12. The following provisions of the Agreement, signed in Luxembourg on 19 December 1996, on accession of the Kingdom of Denmark to the Convention implementing the Schengen Agreement of 14 June 1985 on the gradual abolition of controls at their common borders, signed at Schengen on 19 June 1990, and its Final Act and related declaration:

Article 1

Articles 7 and 8

Final Act: Part I

Part II, declaration 2

Part III

Declaration of the Ministers and State Secretaries.

13. The Protocol, signed in Luxembourg on 19 December 1996, on accession of the Government of the Republic of Finland to the Agreement on the gradual abolition of controls at their common borders signed at Schengen on 14 June 1985 and its related declaration.
14. The following provisions of the Agreement, signed in Luxembourg on 19 December 1996, on accession of the Republic of Finland to the Convention implementing the Schengen Agreement of 14 June 1985 on the gradual abolition of controls at their common borders, signed at Schengen on 19 June 1990, and its Final Act and related declaration:

Article 1

Articles 6 and 7

Final Act: Part I

Part II, declaration 2

Part III, except the declaration on the Åland Islands

Declaration of the Ministers and State Secretaries.

15. The Protocol, signed in Luxembourg on 19 December 1996, on accession of the Government of the Kingdom of Sweden to the Agreement on the gradual abolition of controls at their common borders signed at Schengen on 14 June 1985 and its related declaration.

16. The following provisions of the Agreement, signed in Luxembourg on 19 December 1996, on accession of the Kingdom of Sweden to the Convention implementing the Schengen Agreement of 14 June 1985 on the gradual abolition of controls at their common borders, signed at Schengen on 19 June 1990, and its Final Act and related declaration:

Article 1

Articles 6 and 7

Final Act: Part I

Part II, declaration 2

Part III

Declaration of the Ministers and State Secretaries.

PART 3

A. The following Decisions of the Executive Committee:

SCH/Com-ex (93) 10 14.12.1993	Confirmation of the declarations by the Ministers and Secretaries of State of 19 June 1992 and 30 June 1993 on bringing into force
SCH/Com-ex (93) 14 14.12.1993	Improving practical cooperation between the judicial authorities to combat drug trafficking
SCH/Com-ex (93) 16 14.12.1993	Financial Regulations on the installation and operating costs for the Schengen C.SIS
SCH/Com-ex (93) 21 14.12.1993	Extending the uniform visa
SCH/Com-ex (93) 22 Rev 14.12.1993	Confidential nature of certain documents
SCH/Com-ex (93) 24 14.12.1993	Common procedures for cancelling, rescinding or shortening the length of validity of the uniform visa
SCH/Com-ex (94) 1 Rev 2 26.4.1994	Adjustment measures aiming to remove the obstacles and restrictions on traffic flows at road border crossing points at internal borders
SCH/Com-ex (94) 2 26.4.1994	Issuing uniform visas at the borders
SCH/Com-ex (94) 15 Rev 21.11.1994	Introducing a computersid procedure for consulting the central authorities provided for in Article 17(2) of the implementing convention
SCH/Com-ex (94) 16 Rev 21.11.1994	Acquisition of common entry and exit stamps
SCH/Com-ex (94) 17 Rev 4 22.12.1994	Introducing and applying the Schengen system in airports and aerodromes
SCH/Com-ex (94) 25 22.12.1994	Exchanges of statistical information on the issue of visas
SCH/Com-ex (94) 28 Rev 22.12.1994	Certificate provided for in Article 75 for the transportation of drugs and/or psychotropic substances
SCH/Com-ex (94) 29 Rev 2 22.12.1994	Bringing into force the Convention implementing the Schengen Agreement of 19 June 1990
SCH/Com-ex (95) PV 1 Rev (Point 8)	Common visa policy
SCH/Com-ex (95) 20 Rev 2 20.12.1995	Approval of document SCH/I (95) 40 Rev 6 on the procedure for applying Article 2(2) of the Convention implementing the Schengen Agreement
SCH/Com-ex (95) 21 20.12.1995	Swift exchange between the Schengen States of statistical and tangible data on possible malfunctions at the external borders

SCH/Com-ex (96) 13 Rev 27.6.1996	Principles for issuing Schengen visas in accordance with Article 30(1)(a) of the Convention implementing the Schengen Agreement
SCH/Com-ex (96) 27 19.12.1996	Issuing visas at borders to seamen in transit
SCH/Com-ex (97) 2 Rev 2 25.4.1997	Awarding the tender for the SIS II preliminary study
SCH/Com-ex (97) 6 Rev 2 24.6.1997	Schengen Manual on police cooperation in the field of public order and security
SCH/Com-ex (97) 18 7.10.1997	Contributions from Norway and Iceland to the C.SIS operating costs
SCH/Com-ex (97) 24 7.10.1997	Future of the SIS
SCH/Com-ex (97) 29 Rev 2 7.10.1997	Bringing into force the Convention implementing the Schengen Agreement in Greece
SCH/Com-ex (97) 32 15.12.1997	Harmonisation of visa policy
SCH/Com-ex (97) 34 Rev 15.12.1997	Implementation of the Joint Action on a uniform format for residence permits
SCH/Com-ex (97) 35 15.12.1997	Amendment to the C.SIS Financial Regulations
SCH/Com-ex (97) 39 Rev 15.12.1997	Guiding Principles for means of proof and indicative evidence within the framework of readmission agreements between Schengen States
SCH/Com-ex (98) 1, 2 Rev 21.4.1998	Report on the activities of the task force
SCH/Com-ex (98) 10 21.4.1998	Cooperation between the Contracting Parties in returning aliens by air
SCH/Com-ex (98) 11 21.4.1998	C.SIS with 15/18 connections
SCH/Com-ex (98) 12 21.4.1998	Exchange at local level of statistics on visas
SCH/Com-ex (98) 17 23.6.1998	Confidential nature of certain documents
SCH/Com-ex (98) 18 Rev 23.6.1998	Measures to be taken in respect of countries posing problems with regard to the issue of documents required to remove their nationals from Schengen territory READMISSION — VISAS
SCH/Com-ex (98) 19 23.6.1998	Monaco VISAS — EXTERNAL BORDERS — SIS
SCH/Com-ex (98) 21 23.6.1998	Stamping of passports of visa applicants VISAS
SCH/Com-ex (98) 26 def 16.9.1998	Setting up of the Schengen implementing Convention Standing Committee
SCH/Com-ex (98) 29 Rev 23.6.1998	Catch-all clause to cover the whole technical Schengen acquis
SCH/Com-ex (98) 35 Rev 2 16.9.1998	Forwarding the Common Manual to EU applicant States
SCH/Com-ex (98) 37 def 2 16.9.1998	Action plan to combat illegal immigration
SCH/Com-ex (98) 43 Rev 16.9.1998	Ad hoc Committee on Greece
SCH/Com-ex (98) 49 Rev 3 16.12.1998	Bringing the Convention implementing the Schengen Agreement into force in Greece
SCH/Com-ex (98) 51 Rev 3 16.12.1998	Cross-border police cooperation in the area of crime prevention and detection when requested

SCH/Com-ex (98) 52 16.12.1998	Handbook on cross-border police cooperation
SCH/Com-ex (98) 53 Rev 2 16.12.1998	Harmonisation of visa policy — abolition of the grey lists
SCH/Com-ex (98) 56 16.12.1998	Manual of documents to which a visa may be affixed
SCH/Com-ex (98) 57 16.12.1998	Introduction of a harmonised form for invitations, proof of accommodation, and the acceptance of obligations of maintenance support
SCH/Com-ex (98) 59 Rev 16.12.1998	Coordinated deployment of document advisers
SCH/Com-ex (99) 1 Rev 2 28.4.1999	Drugs situation
SCH/Com-ex (99) 3 28.4.1999	Help Desk budget for 1999
SCH/Com-ex (99) 4 28.4.1999	C.SIS installation costs
SCH/Com-ex (99) 5 28.4.1999	SIRENE Manual
SCH/Com-ex (99) 6 28.4.1999	Telecoms situation
SCH/Com-ex (99) 7 Rev 2 28.4.1999	Liaison officers
SCH/Com-ex (99) 8 Rev 2 28.4.1999	Payments to informers
SCH/Com-ex (99) 10 28.4.1999	Illegal trade in weapons
SCH/Com-ex (99) 11 Rev 2 28.4.1999	Decision relating to the Agreement on cooperation in proceedings for road traffic offences
SCH/Com-ex (99) 13 28.4.1999	Withdrawal of old versions and adoption of new versions of the Common Manual and the Common Consular Instructions
SCH/Com-ex (99) 14 28.4.1999	Manual of documents on which a visa may be affixed
SCH/Com-ex (99) 18 28.4.1999	Improvement of police cooperation with regard to the prevention and detection of crime

B. The following Declarations of the Executive Committee:

Declaration	Subject
SCH/Com-ex (96) Decl 5 18.4.1996	Determination of the concept of third-country 'alien'
SCH/Com-ex (96) Decl 6 Rev 2 26.6.1996	Declaration on extradition
SCH/Com-ex (97) Decl 13 Rev 18.4.1996	Abduction of minors
SCH/Com-ex (99) Decl 2 Rev 2 29.4.1999	SIS-structure

C. The following Decisions of the Central Group

Decision	Subject
SCH/C (98) 117 27.10.1998	Action plan to combat illegal immigration
SCH/C (99) 25 22.3.1999	General principles for the remuneration of informants and infiltrators

ANNEX B

(Article 2 paragraph 2) ⁽¹⁾

Council Regulation (EC) No 574/1999 of 12 March 1999 determining the third countries whose nationals must be in possession of visas when crossing the external borders of the Member States (OJ L 72, 18.3.1999, p. 2) ⁽²⁾;

Council Regulation (EC) No 1683/95 of 29 May 1995 laying down a uniform format for visas (OJ L 164, 14.7.1995, p. 1) and Commission Decision of 7 February 1996 laying down further technical specifications for the uniform format for visas (not published);

Council Directive 91/477/EEC of 18 June 1991 on control of the acquisition and possession of weapons (OJ L 256, 13.9.1991, p. 51) and Commission Recommendation 93/216/EEC of 25 February 1993 on the European firearms pass (OJ L 93, 17.4.1993, p. 39) as modified by Commission Recommendation 96/129/EC of 12 January 1996 (OJ L 30, 8.2.1996, p. 47).

⁽¹⁾ See also the declaration of the Council and the Commission in respect of Directive 95/46/EC, adopted at the time of conclusion of the present Agreement.

⁽²⁾ Without prejudice to its relationship to the provisions on the determination of third countries whose nationals must be in possession of visas or are dispensed of such obligations, adopted in the framework of the Schengen cooperation, which will continue to be applied upon integration of the Schengen acquis within the framework of the European Union and which are covered by the terms of Annex A.