



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 7 September 2013

12549/13

**SIRIS 76
COMIX 454**

OUTCOME OF PROCEEDINGS

of:	Working Party for Schengen Matters (SIS/SIRENE/Mixed Committee EU-Iceland/Norway and Switzerland/Liechtenstein)
on:	15 July 2013
Subject:	Summary of discussions

1. Adoption of the agenda

The agenda was adopted as set out in CM 3565/13 with the inclusion of the following subjects under AOB: issues regarding compliance with deadlines for surrender procedures according to the European Arrest Warrant and appreciation of cooperation in the framework of SIRCOP.

2. Report by the Presidency

The Presidency reported on relevant subjects discussed at the meeting of the Working Party for Schengen Matters (SIS-TECH) on 12 June 2013 and at the meeting of the Working Party for Schengen Matters (SCHEVAL) on 10 July 2013.

The Presidency also informed the Working Party of the adoption by COREPER and the Council of the 2013 Amending SISNET Budget no. 1. It also reported on the state of play of the negotiation of the Schengen Governance Package and on the sending of a letter submitting to the European Parliament the draft reports on implementation of Article 102A of the Convention Implementing the Schengen Agreement during 2010 and 2011.

The Presidency reported further on the outcome of the meeting organised by the Commission on the security of the Schengen Information System, which took place on 11 July 2013.

3. Financial Aspects

(a) Multiannual table of authorised C.SIS installation expenditure – first quarter of 2013

The Working Party adopted 9029/13 SIRIS 56 COMIX 267, which would be forwarded to COREPER and the Council for approval.

(b) JDC technical assistance for 2013

The Working Party adopted 9872/13 SIS-TECH 53 COMIX 308. The amount of 95 644.12€ will be charged to the C.SIS Installation Budget for 2013.

4. Consultation procedure in accordance with Article 25 of CISA when issuing an alert in the SIS for the purpose of refusing entry

SI presented orally a report on the findings on this subject following a request for comments made to Member States at previous meetings of the Working Party. After some debate it was recommended that: 1) the sending of adequate forms be standardised; 2) the preliminary information be exchanged by means of M forms; 3) the final decision be communicated by means of an N or an O form, where the appropriate fields must be completed (N form, field no. 111 or 112).

SI recommended further discussion and follow-up of this issue in the SIS/VIS Committee (SIRENE Formation).

5. Project Good FAITH - recommendation to amend the SIS/SIRENE Best Practices and Recommendation Catalogue

IT presented 9700/1/13 REV 1 SIRIS 59 ENFOPOL 141 COMIX 294 + ADD 1, containing an analysis of the Member States' replies to the previous request for comments. In this document, IT recommended the amendment of paragraphs 4.2 and 4.3 of the SIS/SIRENE Recommendation and Best Practices catalogue, as well as setting-up a task force to coordinate and improve the homogeneous implementation of the rules regarding vehicle registration procedures.

The Working Party agreed to set up a task force, which would further discuss possible recommendations and best practices. 6 September 2013 was set as the deadline for suggestions and comments by delegations.

6. Third-Country Nationals: List of Alerts

The Presidency presented the result of the consultation of the Working Party of Foreign Relations Counsellors (RELEX) at its meeting on 17 June 2013, on the basis of 5800/13 SIRIS 10 PESC 103 RELEX 80 JAI 57 COMIX 45 EU RESTRICTED.

The Presidency outlined the next steps envisaged in this respect, namely its intention to submit draft Council Conclusions to CATS in September 2013 with a view to adoption later in 2013.

7. Foreign fighters and returnees from a counter-terrorism perspective

The Presidency presented 11928/13 SIRIS 73 COTER 79 COMIX 434, concerning the mandate given to the Working Party for Schengen Matters (SIS/SIRENE) on this matter (see 9946/13, item 13).

FR, as *chef de file* for this measure, expressed its support for the Presidency.

After some debate, the Presidency invited the delegations to send in any suggestions by 6 September 2013. On the basis of the contributions from the delegations, the Presidency will prepare a set of suggestions to be present to the joint meeting of COSI/PSC in November 2013 and followed by COREPER and Council.

8. Communication channel for police cooperation purposes

The Working Party took note of the discussions carried out at DAPIX Working Party on 4 July 2013.

9. Outcome of the Heads of SIRENE meeting

The Working Party took note of the summary of discussions held at the Heads of SIRENE meeting on 18-19 June 2013, as set out in 11923/13 SIRIS 72 COMIX 431, presented by the IE.

10. Report on the application of Article 102A of CISA for 2012

The General Secretariat of the Council presented the Report on the application of Article 102A of CISA for 2012, as set out in 11911/13 SIRIS 70 SCHENGEN 27 ENFOPOL 218 COMIX 426.

After some discussion, CZ agreed to send further comments to the Presidency, which would be taken into consideration in a revised version.

The General Secretariat of the Council reminded Member States to submit, by 13 September 2013, the data concerning the application of Article 102A of CISA in the period between 1 January 2013 and 8 April 2013.

11. Hits statistics for 2012

The Working Party agreed on the hits statistics report of 2012 as set out in 11914/13 SIRIS 71 COMIX 428.

The General Secretariat of the Council requested Member States to send in, by 13 September 2013, the hits statistics for the period between 1 January 2013 and 8 April 2013 .

12. SIRCOP

In accordance with point 9 of the annex to 18210/10 SIRIS 183 ENFOPOL 377 COMIX 841, the General Secretariat of the Council requested Member States to send in, by 13 September 2013, the SIRCOP network statistics for the first half-year of 2013.

13. Any other business

Some delegations drew the attention of the Working Party to the fact that in some cases the SIRENE Bureaux were informed rather late about requests for surrender procedures according to the European Arrest Warrant which have to be executed in a short period before the deadline. This can raise organisational difficulties, in particular during the summer period where flights might be fully booked.

The Presidency agreed to inform colleagues in the relevant Working Parties of these difficulties.

14. Confirmation by the Working Party for Schengen Matters (SIS/SIRENE) of the decisions taken in the Mixed Committee

The Mixed Committee was informed of the decisions taken by the Working Party.

Agenda item	Documents adopted
3. a)	9029/13 SIRIS 56 COMIX 267
3. b)	9872/13 SIS-TECH 53 COMIX 308
11.	11914/13 SIRIS 71 COMIX 428