



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 20 June 2012

**Interinstitutional File:
2012/0139 (NLE)**

**10975/1/12
REV 1**

**VISA 117
COEST 190
OC 296**

"I/A" ITEM NOTE

from: General Secretariat
to: Permanent Representatives Committee/Council

No. Cion prop.: 10863/12 VISA 111 COEST 180

Subject: COUNCIL DECISION on the signing of an Agreement between the European Union and the Republic of Moldova amending the Agreement between the European Community and the Republic of Moldova on the facilitation of the issuance of visas
COMMON GUIDELINES
Consultation deadline: 22.06.2012

1. On 11 April 2011, the Council adopted a Decision authorising the Commission to open negotiations for the conclusion of an agreement between the European Union and the Republic of Moldova, amending the Agreement between the European Community and the Republic of Moldova on the facilitation of the issuance of visas¹.
2. On 4 June 2012, the Commission submitted a proposal for a Council Decision on the signature² and a proposal concerning the conclusion³ of the said agreement.

¹ 8184/11 VISA 54 COEST 99 (EU RESTRICTED).

² 10863/12 VISA 111 COEST 180.

³ 10864/12 VISA 112 COEST 181.

3. On 5 June 2012, the Presidency informed delegations that the Commission had tabled its proposals and that the Presidency was intending to have the Decision on signature adopted by the Council on 22 June 2012, after its legal and linguistic revision.
4. This Decision constitutes a development of the provisions of the Schengen acquis in which the United Kingdom does not take part, in accordance with Council Decision 2000/365/EC of 29 May 2000 concerning the request of the United Kingdom of Great Britain and Northern Ireland to take part in some of the provisions of the Schengen acquis¹; the United Kingdom is therefore not taking part in its adoption and is not bound by it or subject to its application.
5. This Decision constitutes a development of the provisions of the Schengen acquis in which Ireland does not take part, in accordance with Council Decision 2002/192/EC of 28 February 2002 concerning Ireland's request to take part in some of the provisions of the Schengen acquis²; Ireland is therefore not taking part in its adoption and is not bound by it or subject to its application.
6. In accordance with Articles 1 and 2 of the Protocol (No 22) on the position of Denmark, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, Denmark is not taking part in the adoption of this Decision and is not bound by it or subject to its application.
7. The Decision and the text of the Agreement have been edited by the Legal-Linguistic experts. The edited texts are set out respectively in 10868/12 VISA 113 COEST 182 OC 293 and 10871/12 VISA 114 COEST 183 OC 294.
8. The Permanent Representatives Committee is on this basis invited to suggest that the Council adopt, under part "A" of the agenda of its meeting on 22 June 2012, the Decision on the signature of the above agreement as set out in 10868/12 VISA 113 COEST 182 OC 293.

¹ OJ L 131, 1.6.2000, p. 43.

² OJ L 64, 7.3.2002, p. 20.