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OUTCOME OF PROCEEDINGS

From:	General Secretariat of the Council
To:	Delegations
No. prev. doc.:	5988/16 EXT1
Subject:	"Prüm Decisions" - Recommendation for a COUNCIL DECISION authorising the negotiations for the conclusion of agreements between the European Union, on the one part, and the Swiss Confederation and the Principality of Liechtenstein, on the other part, on the application of certain provisions of Council Decision 2008/615/JHA on the stepping up of cross-border cooperation, particularly in combating terrorism and cross-border crime, of Council Decision 2008/616/JHA on the implementation of Decision 2008/615/JHA on the stepping up of cross-border cooperation, particularly in combating terrorism and cross-border crime, and the Annex thereto, and of Council Framework Decision 2009/905/JHA on accreditation of forensic service providers carrying out laboratory activities

Delegations will find in annex the Decision, adopted by the Council at its 3473rd meeting held on 9/10 June 2016, authorising the negotiations for the conclusions of agreements between the European Union, on the one part, and the Swiss Confederation and the Principality of Liechtenstein, on the other part, on the application of certain provisions of the "Prüm Decisions", and of Council Framework Decision 2009/905/JHA. The Annex containing the negotiation directives is not declassified, but set out in 5988/16 EU RESTRICTED.

COUNCIL DECISION

authorising to open negotiations for the conclusion of agreements between the European Union, on the one part, and the Swiss Confederation and the Principality of Liechtenstein, on the other part, on the application of certain provisions of Council Decision 2008/615/JHA on the stepping up of cross-border cooperation, particularly in combating terrorism and cross-border crime, of Council Decision 2008/616/JHA on the implementation of Decision 2008/615/JHA on the stepping up of cross-border cooperation, particularly in combating terrorism and cross-border crime, and the Annex thereto, and of Council Framework Decision 2009/905/JHA on accreditation of forensic service providers carrying out laboratory activities

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 82(1)(d) and Article 87(2)(a), in conjunction with Article 218(3) and (4) thereof,

Having regard to the recommendation from the European Commission,

(1) Whereas negotiations should be opened for the conclusion of agreements with the Swiss Confederation and the Principality of Liechtenstein, on the application of certain provisions of Council Decision 2008/615/JHA of 23 June 2008 on the stepping up of cross-border cooperation, particularly in combating terrorism and cross-border crime (the "Prüm Decision 2008/615/JHA"), of Council Decision 2008/616/JHA of 23 June 2008 on the implementation of Decision 2008/615/JHA on the stepping up of cross-border cooperation, particularly in combating terrorism and cross-border crime (the "Prüm implementing Decision 2008/616/JHA"), and of the Annex thereto, and of Council Framework Decision 2009/905/JHA of 30 November 2009 on accreditation of forensic service providers carrying out laboratory activities (the Forensic Decision 2009/905/JHA)

(2) Ireland is bound by the Prüm Decision 2008/615/JHA, the Prüm implementing Decision 2008/616/JHA, and the Annex thereto, and the Forensic Decision 2009/905/JHA, and is therefore taking part in the adoption of this Decision.

(3) UK is bound by the Prüm Decision 2008/615/JHA, the Prüm implementing Decision 2008/616/JHA, and the Annex thereto, and the Forensic Decision 2009/905/JHA, and is therefore taking part in the adoption of this Decision.

(4) In accordance with Articles 1 and 2 of the Protocol 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.

ADOPTED THIS DECISION:

Article 1

The Commission is hereby authorised to open negotiations, on behalf of the Union, for the conclusion of international agreements with the Swiss Confederation and the Principality of Liechtenstein, on the application of certain provisions of Council Decision 2008/615/JHA on the stepping up of cross-border cooperation, particularly in combating terrorism and cross-border crime, of Council Decision 2008/616/JHA on the implementation of Decision 2008/615/JHA on the stepping up of cross-border cooperation, particularly in combating terrorism and cross-border crime, and the Annex thereto, and of Council Framework Decision 2009/905/JHA on accreditation of forensic service providers carrying out laboratory activities.

Article 2

The negotiations shall be conducted on the basis of the negotiating directives of the Council set out in the Annex to this Decision.

Article 2 a

The Commission is hereby nominated as the Union negotiator.

Article 3

The negotiations shall be conducted in consultation with the Council Working Party "Information exchange and data protection".

Article 4

This Decision is addressed to the Commission.

Done at Brussels,

For the Council

The President
