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European Union

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"I/A" ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
No. prev. doc.:	13378/1/15 REV 1 RESTREINT + COR 1
Subject:	Schengen evaluation of the UK - Draft Council conclusions on the evaluation of the correct application of the Schengen acquis in the field of police cooperation, and on the completion of the process of evaluation of the state of preparedness to implement the relevant provisions of the Schengen acquis on the Schengen Information System

1. Article 6(1) of Decision 2000/365/EC concerning the request of the United Kingdom of Great Britain and Northern Ireland to take part in some of the provisions of the Schengen acquis, adopted by the Council on 29 May 2000 ¹ (amended by Decision 2014/857/EU ²), provides that the provisions of the Schengen acquis shall only be put into effect in the United Kingdom following a Council Decision, after verification that the preconditions for the implementation of those provisions have been fulfilled.

2. The Working Party for Schengen Matters (Evaluation) carried out an evaluation of the proper application of the Schengen acquis by the United Kingdom firstly in 2004, in the field of police cooperation and data protection, putting into effect the relevant parts of the Schengen acquis.

¹ OJ L 131, 1.6.2000, p. 43.

² OJ L 345, 1.12.2014, p. 1. The consolidated version of Decision 2000/365/EC, as amended, was published in OJ C 430 of 1.12.2014, p. 1.

3. Following the decision by the UK to wait for the SIS II go live ³, the Working Party for Schengen Matters (Evaluation) carried out, during 2014 and 2015, a second round of verifications entailing three evaluation visits on, respectively, data protection, police cooperation and SIS/SIRENE.
4. Conclusions on the implementation of the Schengen acquis in respect of data protection were adopted by the Council in March 2014 (doc. 5324/1/14/2014 RESTREINT).
5. At its meeting of 19 November 2015, the Working Party for Schengen Matters (Evaluation), including the Mixed Committee partners Norway, Iceland, Switzerland and Liechtenstein, approved the draft Council conclusions regarding police cooperation and SIS/SIRENE, as set out in 13378/1/15 REV 1 RESTREINT + COR 1.
6. Coreper is, on this basis, invited to ask the Council to adopt the draft Council Conclusions set out in 13378/1/15 REV 1 RESTREINT + COR 1.
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³ Cf. recitals (2) and (3) of Decision 2004/926/EC