



Brussels, 3 September 2018

CM 3975/18

CODEC
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DAPIX
DATAPROTECT
COMIX
PROCED

COMMUNICATION

WRITTEN PROCEDURE

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Subject: Draft REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL establishing a European Travel Information and Authorisation System (ETIAS) and amending Regulations (EU) No 1077/2011, (EU) No 515/2014, (EU) 2016/399, (EU) 2016/1624 and (EU) 2017/2226 (2016/0357A COD)

- Adoption of the legislative act (LA + S)
- Initiation of written procedure

Following the decision of the Permanent Representatives Committee (Part 2) on 18 July 2018 to use the written procedure, please state whether you agree to:

1. the adoption of the above Regulation as set out in PE-CONS 21/18¹²³;

¹ In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark, Denmark is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.

² In accordance with Council Decision 2000/365/EC, the United Kingdom is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.

³ In accordance with Council Decision 2002/192/EC, Ireland is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.

2. the adoption of the statement as set out in the Annex to this communication and its publication in the Official Journal of the European Union.

Please answer YES, NO or ABSTENTION to the first and second question.

Any unilateral statements, which will be added to the one in the Annex to this communication, should be made separately.

Replies must reach the General Secretariat of the Council **by 12.00 on Wednesday 5 September 2018** by fax (+ 32 2 281 84 16) or by email (codecision.adoption@consilium.europa.eu).

Joint statement by the European Parliament and the Council

The costs for the operation and maintenance of the ETIAS Information System, the ETIAS Central Unit and the ETIAS National Units, will be covered entirely by the revenues generated by the fees. The fee should therefore be adapted as necessary, having regard to the costs. This includes both costs incurred by EU Member States and those incurred by Schengen Associated Countries in this regard, in accordance with the provisions of the ETIAS Regulation. The costs incurred in connection with the development of the ETIAS Information System, the integration of the existing national border infrastructure and the connection to the National Uniform Interface as well as the hosting of the National Uniform Interface and the set-up of the ETIAS Central Unit and ETIAS National Units, including those incurred by EU Member States as well as Schengen Associated Countries, will be borne by the Internal Security Fund (Borders and Visa) respectively its successor(s).

Therefore, these costs should not be considered for the calculation of the contribution of the Schengen Associated Countries to ETIAS under the respective Association Agreement and the relevant specific arrangements for the participation of the Schengen Associated Countries in the agencies. This should be taken into account in particular in the context of the negotiations on the successor(s) to the Internal Security Fund (Borders and Visas) and the specific arrangements for the participation of the Schengen Associated Countries therein.

The European Parliament and the Council call on the Commission to present a proposal on the specific arrangements provided for in Article 95 of this Regulation without delay after its adoption.
