



Council of the
European Union

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'I/A' ITEM NOTE

From: Presidency

To: Permanent Representatives Committee/Council

Subject: Annex to the Draft COUNCIL DECISION on the signing, on behalf of the European Union, of the Arrangement with the Kingdom of Norway, the Republic of Iceland, the Swiss Confederation and the Principality of Liechtenstein on the participation by those States in the European Agency for the operational management of large-scale IT systems in the area of freedom, security and justice

- Adoption

1. Regulation (EU) No 1077/2011¹ provides that under the relevant provisions of their association agreements, arrangements shall be made for the participation by countries associated with the implementation, application and development of the Schengen acquis in the work of the Agency for the operational management of large-scale IT systems in the area of freedom, security and justice. These arrangements should also include provisions on financial contributions, staff and voting rights.
2. On 24 July 2012 the Council authorised the Commission to open negotiations with Iceland, Norway, Switzerland and Liechtenstein for an Arrangement on the modalities of its participation in the Agency (the 'Arrangement').
3. These negotiations were successfully concluded by the initialling of the Arrangement on 15 June 2018.
4. On 3 September 2018, the Commission issued a Proposal for a Council Decision on the signing, on behalf of the European Union, of the Arrangement with the Kingdom of Norway, the Republic of Iceland, the Swiss Confederation and the Principality of Liechtenstein on the participation by those States in the European Agency for the operational management of large-scale IT systems in the area of freedom, security and justice, accompanied by an Annex containing the text of the Arrangement².
5. On 10 September 2018, the group of JHA Counsellors examined the above proposal and endorsed its text, including the text of the Arrangement attached to it.
6. Based on the above, the Permanent Representatives Committee is invited to approve the Annex to the draft Council Decision, as set out, following legal-linguistic revision, in 12367/18, and forward it to the Council for adoption as an A item on the agenda of one of its meetings.

¹ Regulation (EU) No 1077/2011 of the European Parliament and of the Council 25 October 2011 establishing a European Agency for the operational management of large-scale IT systems in the area of freedom, security and justice (OJ L 286, 1.11.2011).

² 11805/18 + ADD 1.