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(OR. en)

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**Interinstitutional File:  
2017/0808 (CNS)**

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**VISA 366  
FRONT 394  
COMIX 634**

**'I/A' ITEM NOTE**

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From: General Secretariat of the Council  
To: Permanent Representatives Committee (Part 2)/Council  
Subject: Council Decision on the putting into effect of certain provisions of the Schengen acquis relating to the Visa Information System in the Republic of Bulgaria and Romania  
- Adoption

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1. The Council Decision will allow Bulgaria and Romania to consult, in a read-only mode, the Visa Information System (VIS) data without the right to enter, amend or delete data in the VIS.
2. Therefore, the Decision will put into effect the corresponding provisions of the VIS as referred to in its Annex, as well as all the subsequent developments of those provisions.
3. However, those provisions of the Schengen acquis will only apply to Bulgaria and Romania, amongst themselves and in their relations with the other Member States from the date, to be determined by the Commission, when Bulgaria and Romania notify the Commission that the comprehensive tests to be carried out by eu-LISA, Bulgaria and Romania have been successfully completed.
4. The Permanent Representatives Committee (COREPER) agreed on 6 June 2017 to the text of the draft Council Decision as set out in 10030/17.

5. The agreed text has been edited by the lawyer-linguists in accordance with the usual procedure. The edited text is set out in 10161/17 VISA 228 FRONT 267 COMIX 431 + COR 1 + COR 2 (BG).
  6. By letter dated 30 June 2017, the Council sent a request for consultation on the draft Council Decision to the European Parliament (EP). The EP voted its favourable opinion on 4 October 2017.
  7. On this basis, COREPER is invited to suggest that the Council adopt the Council Decision on the putting into effect of certain provisions of the Schengen acquis relating to the Visa Information System in the Republic of Bulgaria and Romania, as set out in 10161/17 VISA 228 FRONT 267 COMIX 431 + COR 1 + COR 2 (BG), as an 'A' item at a forthcoming meeting.
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