



Council of the
European Union

Brussels, 2 October 2019
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5409/19
ADD 1

SIRIS 9
SCHENGEN 1
FRONT 13
ENFOPOL 11
COPEN 11
MIGR 4
COMIX 25

COVER NOTE

From:	Mission of Switzerland to the European Union
date of receipt:	25 September 2019
To:	General Secretariat of the Council

No. prev. doc.:	PE-CONS 35/18, PE-CONS 36/18
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Subject:	<p>Schengen Information System (SIS)</p> <ul style="list-style-type: none">– Proposal for a Regulation of the European Parliament and of the Council on the establishment, operation and use of the Schengen Information System (SIS) in the field of border checks, amending Regulation (EU) No 515/2014 and repealing Regulation (EC) No 1987/2006– Proposal for a Regulation of the European Parliament and of the Council on the establishment, operation and use of the Schengen Information System (SIS) in the field of police cooperation and judicial cooperation in criminal matters, amending Regulation (EU) No 515/2014 and repealing Regulation (EC) No 1986/2006, Council Decision 2007/533/JHA and Commission Decision 2010/261/EU- Notification from Switzerland
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Delegations will find attached the notification from Switzerland regarding the application of the two abovementioned Regulations, as from 28 December 2019 until the date of notification about the fulfilment of its constitutional requirements.



Schweizerische Eidgenossenschaft
Confédération suisse
Confederazione Svizzera
Confederaziun svizra

IN 010113 2019
25.09.2019

Mission of Switzerland to the European Union

Director-General
Ms. Christine Roger
General Secretariat of the Council of the
European Union
Directorate General – Justice and Home
Affaires
Rue de la Loi 175
B-1048 Brussels

Our reference: 796.0-00-let
Phone: 32 2 286 13 19
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Nathalie.Lecras@eda.admin.ch
Brussels, 24 September 2019

Dear Madam,

On 20 November 2018, the General Secretariat of the Council of the European Union notified Switzerland the adoption of the following acts in accordance with Article 7, paragraph 2 a, first sentence of the agreement between the European Union, the European Community and the Swiss Confederation on the Swiss Confederation's association with the implementation, application and development of the Schengen acquis (hereinafter referred to as "association agreement") signed in Luxembourg on 26 October 2004:

Regulation (EU) 2018/1861 on the establishment, operation and use of the Schengen Information System (SIS) in the field of border checks, and amending the Convention implementing the Schengen Agreement, and amending and repealing Regulation (EC) No 1987/2006

Regulation (EU) 2018/1862 on the establishment, operation and use of the Schengen Information System (SIS) in the field of police cooperation and judicial cooperation in criminal matters, amending and repealing Decision 2007/533/JHA, and repealing Regulation (EC) No 1986/2006 and Decision 2010/261/EU

Switzerland notified on 20 December 2018 its readiness to accept, subject to the fulfilment of its constitutional requirements, the content of both aforementioned acts and to implement it in its internal legal order (796.0-00-SD-213b/2018, 796.0-00-SD-213c/2018).

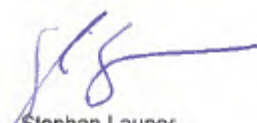
The respective internal procedure is ongoing. In accordance with the declaration by Switzerland on Article 7, paragraph 2 b of the association agreement, Switzerland will inform the General Secretariat of the Council of the European Union without delay about the completion of every stage of the internal procedure.

With the present letter, Switzerland would like to inform the General Secretariat of the Council of the European Union that, as from 28 December 2019 until the date of notification about the fulfilment of its constitutional requirements, Switzerland will apply the two abovementioned regulations, in accordance with Article 7, paragraph 2 b of the association agreement, on a provisional basis, as far as Article 63, point (9) of Regulation (EU) 2018/1861 and Article 77, points (7) and (8) of Regulation (EU) 2018/1862 are concerned.

A copy of the present letter is addressed to the European Commission, General Secretariat, SG.A.3, Brussels.

Sincerely yours,

Head of Mission
p.o.



Stephan Lauper
Minister