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PROPOSAL

From:	Secretary-General of the European Commission, signed by Mr Jordi AYET PUIGARNAU, Director
date of receipt:	14 March 2018
To:	Mr Jeppe TRANHOLM-MIKKELSEN, Secretary-General of the Council of the European Union
No. Cion doc.:	COM(2018)139 final
Subject:	ANNEXES to the Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL listing the third countries whose nationals must be in possession of visas when crossing the external borders and those whose nationals are exempt from that requirement (codification)

Delegations will find attached document COM(2018)139 final - Annexes 1 to 4.

Encl.: COM(2018)139 final - Annexes 1 to 4



Brussels, 14.3.2018
COM(2018) 139 final

ANNEXES 1 to 4

ANNEXES

to the

Proposal for a

REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL

**listing the third countries whose nationals must be in possession of visas when crossing
the external borders and those whose nationals are exempt from that requirement
(codification)**

↓ 539/2001 (adapted)

ANNEX I

⊗ **List of third countries whose nationals are required to be in possession of a visa when crossing the external borders of the Member States** ⊗

1. STATES

Afghanistan

Algeria

Angola

Armenia

Azerbaijan

Bahrain

Bangladesh

Belarus

Belize

Benin

Bhutan

↓ Corrigendum, OJ L 29,
3.2.2007, p. 10

Bolivia

↓ 539/2001 (adapted)

Botswana

Burkina Faso

Burundi

Cambodia

Cameroon

Cape Verde

Central African Republic

Chad
China
☒ Comoros ☒
Congo
Côte d'Ivoire
Cuba
Democratic Republic of the Congo
Djibouti
Dominican Republic

↓ 453/2003 Art. 1.1(b)

Ecuador

↓ 539/2001 (adapted)

Egypt
Equatorial Guinea
Eritrea
Ethiopia
Fiji
Gabon
Gambia
Ghana
Guinea
Guinea-Bissau
Guyana
Haiti
India
Indonesia
Iran

Iraq
Jamaica
Jordan
Kazakhstan
Kenya
Kuwait
Kyrgyzstan
Laos
Lebanon
Lesotho
Liberia
Libya
Madagascar
Malawi
Maldives
Mali
Mauritania
Mongolia
Morocco
Mozambique
☒ Myanmar/Burma ☒
Namibia
Nepal
Niger
Nigeria
North Korea
Oman

Pakistan
Papua New Guinea
Philippines
Qatar
Russia
Rwanda
São Tomé and Príncipe
Saudi Arabia
Senegal
Sierra Leone
Somalia
South Africa

↓ 509/2014 Art. 1.2(a)

South Sudan

↓ 539/2001 (adapted)

Sri Lanka
Sudan
Suriname
Swaziland
Syria
Tajikistan
Tanzania
Thailand
Togo
Tunisia
Turkey
Turkmenistan

Uganda

Uzbekistan

Vietnam

Yemen

Zambia

Zimbabwe

2. ENTITIES AND TERRITORIAL AUTHORITIES THAT ARE NOT RECOGNISED AS STATES BY AT LEAST ONE MEMBER STATE

↓ 1244/2009 Art. 1.1(b)

Kosovo as defined by the United Nations Security Council Resolution 1244 of 10 June 1999

↓ 539/2001

Palestinian Authority

↓ 539/2001 (adapted)

ANNEX II

☒ List of third countries whose nationals are exempt from the requirement to be in possession of a visa when crossing the external borders of the Member States for stays of no more than 90 days in any 180-day period ☒

1. STATES

↓ 1091/2010 Art. 1.2 (adapted)

Albania¹

↓ 539/2001

Andorra

↓ Corrigendum, OJ L 29,
3.2.2007, p. 10 (adapted)

Antigua and Barbuda

↓ 539/2001

Argentina

Australia

↓ Corrigendum, OJ L 29,
3.2.2007, p. 10 (adapted)

Bahamas

Barbados

↓ 1091/2010 Art. 1.2 (adapted)

Bosnia and Herzegovina²

↓ 539/2001

Brazil

¹ The exemption from the visa requirement ☒ shall only apply ☒ to holders of biometric passports.

² The exemption from the visa requirement ☒ shall only apply ☒ to holders of biometric passports.

Brunei	↓ Corrigendum, OJ L 29, 3.2.2007, p. 10 (adapted)
Canada	↓ 539/2001
Chile	
Colombia	↓ 509/2014 Art. 1.3(a) (adapted)
Costa Rica	↓ 539/2001
Dominica ³	↓ 509/2014 Art. 1.3(a)
⊗ El Salvador ⊗	↓ 539/2001 (adapted)
former Yugoslav Republic of Macedonia ⊗ ⁴ ⊗	↓ 1244/2009 Art. 1.2 (adapted)
Georgia ⁵	↓ 2017/372 Art. 1(b)
Grenada ⁶	↓ 509/2014 Art. 1.3(a)

³ The exemption from the visa requirement shall apply from the date of entry into force of an agreement on visa exemption to be concluded with the European Union.

⁴ The exemption ⊗ from the visa requirement shall only apply ⊗ to holders of biometric passports.

⁵ The visa waiver shall be limited to the holders of biometric passports issued by Georgia in line with standards of the International Civil Aviation Organisation (ICAO).

⁶ The exemption from the visa requirement shall apply from the date of entry into force of an agreement on visa exemption to be concluded with the European Union.

Guatemala	↓ 539/2001 (adapted)
☒ the ☒ Holy See	
Honduras	
Israel	↓ 539/2001
Japan	
Kiribati ⁷	↓ 509/2014 Art. 1.3(a)
Malaysia	↓ 539/2001
Marshall Islands ⁸	↓ 509/2014 Art. 1.3(a)
Mauritius	↓ Corrigendum, OJ L 29, 3.2.2007, p. 10 (adapted)
Mexico	↓ 539/2001
Micronesia ⁹	↓ 509/2014 Art. 1.3(a)
Moldova ☒ ¹⁰ ☒	↓ 259/2014 Art. 1.2 (adapted)

⁷ The exemption from the visa requirement shall apply from the date of entry into force of an agreement on visa exemption to be concluded with the European Union.

⁸ The exemption from the visa requirement shall apply from the date of entry into force of an agreement on visa exemption to be concluded with the European Union.

⁹ The exemption from the visa requirement shall apply from the date of entry into force of an agreement on visa exemption to be concluded with the European Union.

Monaco	↓ 539/2001
Montenegro <input checked="" type="checkbox"/> ¹¹ <input checked="" type="checkbox"/>	↓ 1244/2009 Art. 1.2 (adapted)
Nauru ¹²	↓ 509/2014 Art. 1.3(a)
New Zealand Nicaragua	↓ 539/2001
Palau ¹³	↓ 509/2014 Art. 1.3(a)
Panama Paraguay	↓ 539/2001
Peru ¹⁴	↓ 509/2014 Art. 1.3(a)
Saint Kitts and Nevis	↓ Corrigendum, OJ L 29, 3.2.2007, p. 10

¹⁰ The exemption from the visa requirement shall be limited to the holders of biometric passports issued in line with standards of the International Civil Aviation Organisation (ICAO).

¹¹ The exemption from the visa requirement shall only apply to holders of biometric passports.

¹² The exemption from the visa requirement shall apply from the date of entry into force of an agreement on visa exemption to be concluded with the European Union.

¹³ The exemption from the visa requirement shall apply from the date of entry into force of an agreement on visa exemption to be concluded with the European Union.

¹⁴ The exemption from the visa requirement shall apply from the date of entry into force of an agreement on visa exemption to be concluded with the European Union.

<p>Saint Lucia¹⁵</p> <p>Saint Vincent and the Grenadines¹⁶</p> <p>Samoa</p>	<p>↓ 509/2014 Art. 1.3(a) (adapted)</p>
<p>San Marino</p>	<p>↓ 539/2001</p>
<p>Serbia (excluding holders of Serbian passports issued by the Serbian Coordination Directorate (in Serbian: <i>Koordinaciona uprava</i>)) ☒¹⁷ ☒</p>	<p>↓ 1244/2009 Art. 1.2 (adapted)</p>
<p>Seychelles</p>	<p>↓ Corrigendum, OJ L 29, 3.2.2007, p. 10 (adapted)</p>
<p>Singapore</p>	<p>↓ 539/2001</p>
<p>Solomon Islands</p>	<p>↓ 509/2014 Art. 1.3(a) (adapted)</p>
<p>South Korea</p>	<p>↓ 539/2001</p>
<p>Timor-Leste¹⁸</p> <p>Tonga¹⁹</p>	<p>↓ 509/2014 Art. 1.3(a) (adapted)</p>

¹⁵ The exemption from the visa requirement shall apply from the date of entry into force of an agreement on visa exemption to be concluded with the European Union.

¹⁶ The exemption from the visa requirement shall apply from the date of entry into force of an agreement on visa exemption to be concluded with the European Union.

¹⁷ The exemption ☒ from the visa requirement shall only apply ☒ to holders of biometric passports.

¹⁸ The exemption from the visa requirement shall apply from the date of entry into force of an agreement on visa exemption to be concluded with the European Union.

¹⁹ The exemption from the visa requirement shall apply from the date of entry into force of an agreement on visa exemption to be concluded with the European Union.

Trinidad and Tobago

Tuvalu²⁰

↓ 2017/850 Art. 1(b) (adapted)

Ukraine²¹

↓ 509/2014 Art. 1.3(a)

United Arab Emirates²²

↓ 539/2001 (adapted)

United States

Uruguay

↓ 509/2014 Art. 1.3(a)

Vanuatu²³

↓ 539/2001 (adapted)

Venezuela

²⁰ The exemption from the visa requirement shall apply from the date of entry into force of an agreement on visa exemption to be concluded with the European Union.

²¹ The visa waiver shall be limited to the holders of biometric passports issued by Ukraine in line with standards of the International Civil Aviation Organisation (ICAO).

²² The exemption from the visa requirement shall apply from the date of entry into force of an agreement on visa exemption to be concluded with the European Union.

²³ The exemption from the visa requirement shall apply from the date of entry into force of an agreement on visa exemption to be concluded with the European Union.

2. SPECIAL ADMINISTRATIVE REGIONS OF THE PEOPLE'S REPUBLIC OF CHINA

Hong Kong SAR ²⁴

Macao SAR ²⁵

↓ 509/2014 Art. 1.3(b)

3. BRITISH CITIZENS WHO ARE NOT NATIONALS OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND FOR THE PURPOSES OF UNION LAW

British nationals (Overseas)

British overseas territories citizens (BOTC)

British overseas citizens (BOC)

British protected persons (BPP)

British subjects (BS)

↓ 1211/2010 Art. 1.2 (adapted)

4. ENTITIES AND TERRITORIAL AUTHORITIES THAT ARE NOT RECOGNISED AS STATES BY AT LEAST ONE MEMBER STATE

Taiwan²⁶

²⁴ The exemption from the visa requirement shall only apply to holders of a 'Hong Kong Special Administrative Region' passport.

²⁵ The exemption from the visa requirement shall only apply to holders of a 'Região Administrativa Especial de Macau' passport.

²⁶ The exemption from the visa requirement shall only apply to holders of passports issued by Taiwan which include an identity card number.



ANNEX III

Repealed Regulation with list of its successive amendments

Council Regulation (EC) No 539/2001
(OJ L 81, 21.3.2001, p. 1)

Council Regulation (EC) No 2414/2001
(OJ L 327, 12.12.2001, p. 1)

Council Regulation (EC) No 453/2003
(OJ L 69, 13.3.2003, p. 10)

Act of Accession of 2003, Annex II, point 18(B)

Council Regulation (EC) No 851/2005
(OJ L 141, 4.6.2005, p. 3)

Council Regulation (EC) No 1791/2006
(OJ L 363, 20.12.2006, p. 1)

Only the eleventh indent of
Article 1(1) as regards
Regulation (EC) No 539/2001,
and point 11(B)(3) of the Annex

Council Regulation (EC) No 1932/2006
(OJ L 405, 30.12.2006, p. 23)

Council Regulation (EC) No 1244/2009
(OJ L 336, 18.12.2009, p. 1)

Regulation (EU) No 1091/2010 of
the European Parliament and of the Council
(OJ L 329, 14.12.2010, p. 1)

Regulation (EU) No 1211/2010 of
the European Parliament and of the Council
(OJ L 339, 22.12.2010, p. 6)

Council Regulation (EU) No 517/2013
(OJ L 158, 10.6.2013, p. 1)

Only the fourth indent of
Article 1(1)(k) and point
13(B)(2) of the Annex

Regulation (EU) No 610/2013 of
the European Parliament and of the Council
(OJ L 182, 29.6.2013, p. 1)

Only Article 4

Regulation (EU) No 1289/2013 of
the European Parliament and of the Council
(OJ L 347, 20.12.2013, p. 74)

Regulation (EU) No 259/2014 of
the European Parliament and of the Council
(OJ L 105, 8.4.2014, p. 9)

Regulation (EU) No 509/2014 of
the European Parliament and of the Council
(OJ L 149, 20.5.2014, p. 67)

Regulation (EU) 2017/371 of
the European Parliament and of the Council
(OJ L 61, 8.3.2017, p. 1)

Regulation (EU) 2017/372 of
the European Parliament and of the Council
(OJ L 61, 8.3.2017, p. 7)

Regulation (EU) 2017/850 of
the European Parliament and of the Council
(OJ L 133, 22.5.2017, p. 1)

ANNEX IV

CORRELATION TABLE

Regulation (EC) No 539/2001	This Regulation
Article -1	Article 1
Article 1(1), first subparagraph	Article 3(1)
Article 1(1), second subparagraph	Article 3(2)
Article 1(2), first subparagraph	Article 4(1)
Article 1(2), second subparagraph, introductory wording	Article 4(2), introductory wording
Article 1(2), second subparagraph, first indent	Article 4(2)(a)
Article 1(2), second subparagraph, second indent	Article 4(2)(b)
Article 1(2), second subparagraph, third indent	Article 4(2)(c)
Article 1(3)	Article 5
Article 1(4)	Article 7
Article 1a(1) and (2)	Article 8(1) and (2)
Article 1a(2a)	Article 8(3)
Article 1a(2b)	Article 8(4)
Article 1a(3)	Article 8(5)
Article 1a(4)	Article 8(6)
Article 1a(5)	Article 8(7)
Article 1a(6)	Article 8(8)
Article 1b	Article 9(1)
Article 1c	Article 9(2)
Article 2	Article 2
Article 4	Article 6

Article 4a	Article 11
Article 4b(1) and (2)	Article 10(1) and (2)
Article 4b(2a)	Article 10(3)
Article 4b(3)	Article 10(4)
Article 4b(3a)	Article 10(5)
Article 4b(4)	Article 10(6)
Article 4b(5)	Article 10(7)
Article 4b(6)	Article 10(8)
Article 5	Article 12
Article 6	Article 13
Article 7	Article 14
Article 8	Article 15
Annex I	Annex I
Annex II	Annex II
–	Annex III
–	Annex IV
