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**VISA 49
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COMIX 168**

'I/A' ITEM NOTE

From: General Secretariat of the Council
To: Permanent Representatives Committee (Part 2)/Council
Subject: Council Implementing Decision on the suspension of certain provisions of Regulation (EC) 810/2009 of the European Parliament and of the Council with respect to Ethiopia
– Adoption

1. On 28 September 2023, the Commission submitted a proposal for a Council Implementing Decision on the suspension of certain provisions of Regulation (EC) 810/2009 of the European Parliament and of the Council with respect to Ethiopia¹.
2. At the Visa Working Party meeting on 23 October 2023, the Commission presented the proposal and the first exchange of views was held on the proposal. The proposal was further discussed at the Visa Working Party meetings on 16 November 2023 and 19 December 2023. On 12 March 2024 Integration, Migration and Expulsion (IMEX Expulsion) working party discussed the readmission cooperation of Ethiopia. Subsequently on 26 March 2024 the Visa Working Party discussed the proposal, the adoption of which was supported by a large majority.

¹ 13582/23.

3. In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, Denmark is not taking part in the adoption of this Decision and is not bound by it or subject to its application. Given that this Decision builds upon the Schengen *acquis*, Denmark shall, in accordance with Article 4 of that Protocol, decide within a period of six months after the Council has decided on this Decision whether it will implement it in its national law.
4. This Decision constitutes a development of the provisions of the Schengen *acquis* in which Ireland does not take part, in accordance with Council Decision 2002/192/EC; Ireland is therefore not taking part in the adoption of this Decision and is not bound by it or subject to its application.
5. In view of the above, the Permanent Representatives Committee is invited to suggest that the Council adopt, the abovementioned Implementing Decision as finalised by the legal/linguistic experts and set out in document 8312/24 as an "A" item on the agenda of a forthcoming meeting.

The Implementing Decision will be published in the Official Journal in accordance with the applicable rules.