Council of the European Union

Brussels, 2 October 2020
(OR. en)

11301/20

**Interinstitutional File: 2020/0249(NLE)**

**SCH-EVAL 140**
**VISA 111**
**COMIX 436**

**'I' ITEM NOTE**

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| From: | General Secretariat of the Council |
| To: | Permanent Representatives Committee |
| No. prev. doc.: | 11300/20 |
| Subject: | Draft Council Implementing Decision setting out a recommendation on addressing the deficiencies identified in the 2020 evaluation of **Germany** on the application of the Schengen acquis in the field of the **common visa policy**<br>**-** Decision to use the written procedure for the adoption |

1. Following the Council's adoption of Regulation (EU) No 1053/2013 establishing an evaluation and monitoring mechanism to verify the application of the Schengen acquis, a team of experts from the Member States and the Commission carried out an evaluation of Germany on the application of the Schengen acquis in the field of the common visa policy in 2020.

2. In accordance with that Regulation, the Commission submitted to the Council a proposal for a Council Implementing Decision setting out a Recommendation designed to address the deficiencies identified in the course of the evaluation and ensure that Germany applies all Schengen rules related to the common visa policy correctly and effectively.

3. The Working Party for Schengen Matters (Evaluation), including the Mixed Committee partners Norway, Iceland, Switzerland and Liechtenstein, agreed on the proposal for the Council Implementing Decision setting out a Recommendation on 25 September 2020.

4. The Permanent Representatives Committee is therefore asked:

- to recommend that the Council adopt the draft Council Implementing Decision, as set out in 11300/20;

- to decide, in accordance with the first subparagraph of Article 12(1) of the Council's Rules of Procedure and Article 1 of Council Decision 2020/430, that the Council uses the written procedure for its adoption.