



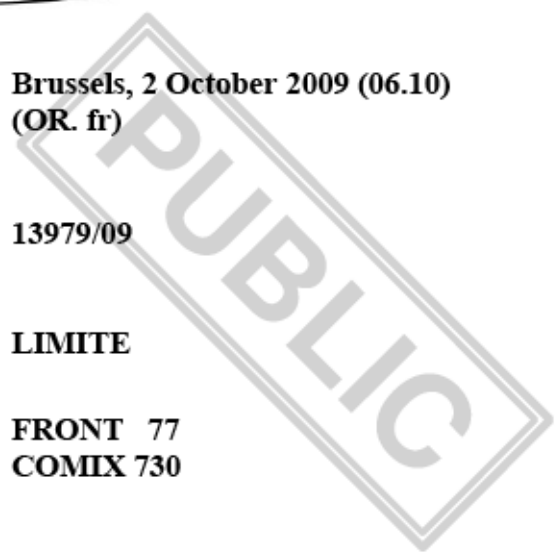
**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 2 October 2009 (06.10)  
(OR. fr)**

**13979/09**

**LIMITE**

**FRONT 77  
COMIX 730**



**NOTE**

---

from : French delegation  
to : delegations

---

Subject : **Reintroduction of land border controls between France and Spain under Articles 23 et seq. of Regulation (EC) No 562/2006 of the European Parliament and of the Council of 15 March 2006 establishing a Community Code on the rules governing the movement of persons across borders (Schengen Borders Code)**

---

Delegations will find attached a copy of a letter received by the General Secretariat of the Council on 1 October 2009 concerning the temporary reintroduction of land border controls between France and Spain on 26 and 27 September 2009.

\_\_\_\_\_

Paris, 28 September 2009

The Secretary-General

Sir,

In the context of the 50th anniversary of the Basque terrorist organisation ETA, two separate Basque nationalist demonstrations are scheduled to take place in the Pyrénées-Atlantiques, on Saturday 26 September 2009 in Itxassou and on Sunday 27 September 2009 in Ustaritz to commemorate the "Gudari Eguna" (Warrior Day) paying tribute to deceased members of that terrorist organisation.

This commemoration will involve around 300 French nationals; however, a large contingent of around 3000 Spanish nationals is in the process of being mobilised with a view to converging on the demonstration scheduled for Sunday 27 September. There is a risk that the demonstration will be rowdy, with slogans, chants and banners condemning France and Spain.

There may be disturbances of public order around those two places.

Accordingly, and for reasons of public order, the French government has decided to reintroduce border controls between France and Spain, in accordance with the procedure laid down in Articles 23 et seq. of the Schengen Borders Code. The Spanish government has done likewise.

You will find attached information relating to the temporary reintroduction of border controls.

I should be most grateful if you would inform the members of the Council of the European Union as well as the States which participate in Schengen cooperation as soon as possible.

(Complimentary close)

For the Secretary-General

The Deputy Secretary-General

Emmanuel BARBE

**Mr Javier SOLANA**  
**Secretary-General of the Council of the European Union**  
**Justus Lipsius building**  
**117 Rue de la Loi**  
**Brussels**

**REPORT ON THE IMPLEMENTATION OF THE TEMPORARY REINTRODUCTION  
OF BORDER CONTROLS BETWEEN FRANCE AND SPAIN  
ON SATURDAY 26 AND SUNDAY 27 SEPTEMBER 2009**

Prior notification of the temporary reintroduction of interior border controls in the event of foreseeable events under Articles 23, 24, 28 and 30 of Regulation (EC) No 562/2006 of the European Parliament and of the Council of 15 March 2006 (Schengen Borders Code).

**Planned arrangements for the temporary reintroduction of interior border controls**

1. Reason for reintroduction

In the context of the 50th anniversary of the Basque terrorist organisation ETA, two separate Basque nationalist demonstrations are scheduled to take place in the Pyrénées-Atlantiques on Saturday 26 September 2009 in Itxassou and on Sunday 27 September 2009 in Ustaritz to commemorate the "Gudari Eguna" (Warrior Day) paying tribute to deceased members of that terrorist organisation.

This commemoration will involve around 300 French nationals; however, a large contingent of around 3000 Spanish nationals is in the process of being mobilised with a view to converging on the demonstration scheduled for Sunday 27 September. There is a risk that the demonstration will be rowdy, with slogans, chants and banners condemning France and Spain.

There may be disturbances to public order around those two places, and it is essential that the number of demonstrators be reduced to a minimum.

Accordingly, and for reasons of public order, the French government has decided to reintroduce border controls between France and Spain, in accordance with the procedure laid down in Articles 23 et seq. of the Schengen Borders Code.

The reintroduction of border controls on the Spanish border at the fire crossing points listed below is therefore warranted.

2. Scope of application (borders concerned)

French-Spanish land border in the Pyrénées-Atlantiques, and border crossing points in the Hendaye complex as far as Arnéguy.

3. Date and time planned for the start of the reintroduction

Saturday 26 September 2009 at 13.00.

Sunday 27 September 2009 from 07.00 until the end of the arrangements.

4. Date and time planned for the lifting of the reintroduction

Sunday 27 September 2009 in the afternoon.

5. Information and coordination planned with the Member State

Information via diplomatic channels - police coordination: UCLAT Pau with the ASI and State Secretariat in Madrid.

6. Method of public information

None.

=====