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From:	Presidency
To:	Delegations
Subject:	Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EU) 2018/1806 as regards the revision of the suspension mechanism - four-column table

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In view of the JHA Counsellors (visa) meeting on 20 May 2025, delegations will find in annex the four-column table on the above-mentioned Regulation.

**Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL  
amending Regulation (EU) 2018/1806 as regards the revision of the suspension mechanism**

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
1	2023/0371 (COD)	2023/0371 (COD)	2023/0371 (COD)	2023/0371 (COD) <small>Text Origin: Commission Proposal</small>
2	Proposal for a	Proposal for a	Proposal for a	Proposal for a <small>Text Origin: Commission Proposal</small>
3	REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL	REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL	REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL	REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL <small>Text Origin: Commission Proposal</small>
4	amending Regulation (EU) 2018/1806 as regards the revision of the suspension mechanism	amending Regulation (EU) 2018/1806 as regards the revision of the suspension mechanism	amending Regulation (EU) 2018/1806 as regards the revision of the suspension mechanism	amending Regulation (EU) 2018/1806 as regards the revision of the suspension mechanism <small>Text Origin: Commission Proposal</small>
5	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,

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				Text Origin: Commission Proposal
6	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 77(2), point (a) thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 77(2), point (a) thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 77(2), point (a) thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 77(2), point (a) thereof,  Text Origin: Commission Proposal
7	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,  Text Origin: Commission Proposal
8	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,  Text Origin: Commission Proposal
9	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,  Text Origin: Commission Proposal
10	Whereas:	Whereas:	Whereas:	Whereas:  Text Origin: Commission Proposal
11	(1) Regulation (EU) 2018/1806 of the European Parliament and of the Council <sup>1</sup>	(1) Regulation (EU) 2018/1806 of the European Parliament and of the Council <sup>1</sup>	(1) Regulation (EU) 2018/1806 of the European Parliament and of the Council <sup>1</sup>	(1) Regulation (EU) 2018/1806 of the European Parliament and of the Council <sup>1</sup>

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	<p>lists the third countries whose nationals are to be in possession of visas when crossing the external borders of the Member States and those whose nationals are exempt from that requirement for stays of no more than 90 days in any 180-day period.</p> <p>1. Regulation (EU) 2018/1806 of the European Parliament and of the Council of 14 November 2018 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 (OJ L 303 28.11.2018, p. 39).</p>	<p>lists the third countries whose nationals are to be in possession of visas when crossing the external borders of the Member States and those whose nationals are exempt from that requirement for stays of no more than 90 days in any 180-day period.</p> <p>1. Regulation (EU) 2018/1806 of the European Parliament and of the Council of 14 November 2018 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 (OJ L 303 28.11.2018, p. 39).</p>	<p>lists the third countries whose nationals are to be in possession of visas when crossing the external borders of the Member States and those whose nationals are exempt from that requirement for stays of no more than 90 days in any 180-day period.</p> <p>1. Regulation (EU) 2018/1806 of the European Parliament and of the Council of 14 November 2018 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 (OJ L 303 28.11.2018, p. 39).</p>	<p>lists the third countries whose nationals are to be in possession of visas when crossing the external borders of the Member States and those whose nationals are exempt from that requirement for stays of no more than 90 days in any 180-day period.</p> <p>1. Regulation (EU) 2018/1806 of the European Parliament and of the Council of 14 November 2018 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 (OJ L 303 28.11.2018, p. 39).</p> <p>Text Origin: Commission Proposal</p>
G 11a		<p><u><i>(1a) Visa-free travel brings significant benefits to the Union and third countries alike. Economic, social and cultural relations with third countries create prosperity and establish the Union as an open and free bloc. The Union's common visa policy, in that regard, is a cornerstone of its engagement with third countries. At the same time, the evolving geopolitical context has brought new challenges linked to visa-free travel. Abuse of, and security</i></u></p>		<p><u><i>(1a) Visa-free travel brings significant benefits to the Union and third countries alike. Economic, social and cultural relations with third countries create prosperity and establish the Union as an open and rules based democratic space. The Union's common visa policy, in that regard, is a cornerstone of its engagement with third countries. At the same time, the evolving geopolitical context has brought new challenges linked to visa-free travel.</i></u></p>

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		<u>risks resulting from, visa-free travel to the Union require a swift and adequate response. It is imperative that the Union be equipped to deal with those challenges accordingly.</u>		<p><u>In order to address these new challenges, the mechanism for the temporary suspension of the exemption from the visa requirement for the nationals of a third country listed in Annex II to Regulation (EU) 2018/1806 ('the suspension mechanism') should be strengthened and made more efficient.</u></p> <p><u>Drafting suggestion Council JL:</u></p> <p><u>Economic, social and cultural relations with third countries create prosperity and promote internationally the open and free nature of the Union as an Area of freedom, security and justice.</u></p> <p>Draft proposed by COM on 7 May 2025. Reflects the merge between Recitals 1 and 2, lines 11a and 12. The EP proposes to replace the reference to "free bloc" by "an open and rules based democratic space"</p> <p>Text Origin: EP Mandate</p>
12	(2) The mechanism for the temporary suspension of the exemption from the visa requirement for the nationals of a	(2) <u>In order to address the new challenges linked to visa-free travel</u> , the mechanism for the temporary suspension of the	(2) The mechanism for the temporary suspension of the exemption from the visa requirement for the nationals of a	(2) <del>The mechanism for the temporary suspension of the exemption from the visa requirement for the nationals of a</del>

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	third country listed in Annex II to Regulation (EU) 2018/1806 ('the suspension mechanism') should be strengthened for the Union to have at its disposal a more efficient safeguard aimed at preventing a wider range of irregular migration, public policy and security risks arising from the third countries listed in that Annex II, as well as the abuse of the visa exemption through the operation of investor citizenship schemes by those third countries.	exemption from the visa requirement for the nationals of a third country listed in Annex II to Regulation (EU) 2018/1806 ('the suspension mechanism') should be strengthened for the Union to have at its disposal a more efficient safeguard aimed at preventing a wider range of <del>irregular migration, public policy and security</del> risks arising from the third countries listed in that Annex II, as well as the abuse of the visa exemption through the operation of investor citizenship schemes by those third countries.	third country listed in Annex II to Regulation (EU) 2018/1806 ('the suspension mechanism') should be strengthened for the Union to have at its disposal a more efficient safeguard aimed at preventing a wider range of irregular migration, public policy and security risks arising from the third countries listed in that Annex II, as well as the abuse of the visa exemption through the operation of investor citizenship schemes by those third countries.	<del>third country listed in Annex II to Regulation (EU) 2018/1806 ('the suspension mechanism') should be strengthened for the Union to have at its disposal a more efficient safeguard aimed at preventing a wider range of irregular migration, public policy and security risks arising from the third countries listed in that Annex II, as well as the abuse of the visa exemption through the operation of investor citizenship schemes by those third countries.</del>  A suggestion to merge Recital 1 and 2 (lines 11a and 12) was made by COM on 7 May 2025  Text Origin: Commission Proposal
13	(3) In particular, the use of the suspension mechanism should be facilitated by broadening the possible grounds for suspension, adapting the relevant thresholds and procedures, and strengthening the Commission's monitoring and reporting obligations.	(3) In particular, the use of the suspension mechanism should be facilitated by broadening the possible grounds for suspension, <del>adapting</del> making the relevant <del>thresholds and</del> procedures, <del>more precise</del> and strengthening the Commission's monitoring and reporting obligations. <u>Furthermore, the Commission should assess the overall impact</u>	(3) In particular, the use of the suspension mechanism should be facilitated by broadening the possible grounds for suspension, adapting the relevant thresholds and procedures, and strengthening the Commission's monitoring and reporting obligations.	(3) In particular, the use of the suspension mechanism should be facilitated by broadening the possible grounds for suspension, adapting the relevant thresholds and procedures, and strengthening the Commission's monitoring and reporting obligations.  COM suggests keeping the original COM Recital as broad enough to

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		<u>of visa suspensions, including on reciprocity.</u>		cover all amendments. Draft proposed on 7 May 2025  Text Origin: Commission Proposal
14	(4) The Union has concluded a number of agreements on the short-stay visa waiver with countries listed in Annex II to Regulation (EU) 2018/1806 which may include different grounds for suspension or different procedures than the ones set out in the suspension mechanism, and may conclude further of those agreements in the future. As the Union respects international agreements and, thus, is bound by these agreements, the relevant different provisions set out in those agreements should be applied instead of the relevant provisions of the suspension mechanism.	(4) The Union has concluded a number of agreements on the short-stay visa waiver with countries listed in Annex II to Regulation (EU) 2018/1806 which may include different grounds for suspension or different procedures than the ones set out in the suspension mechanism, <del>and may conclude further of.</del> <u>It should be possible for the Union to suspend the visa-free regime established by those agreements in the future. As by means of a generally applicable legal act of the Union respects international agreements and, thus, is bound by these agreements. For that reason,</u> the relevant <del>different provisions</del> <u>grounds for suspension</u> set out in those agreements should be <del>applied instead of the relevant provisions of</del> <u>included in</u> the suspension mechanism. <u>However, the use of the grounds for suspension set out in a short-stay visa waiver agreement should be</u>	(4) The Union has concluded a number of agreements on the short-stay visa waiver with countries listed in Annex II to Regulation (EU) 2018/1806 <del>which may include different grounds for suspension or different procedures than the ones set out in.</del> <u>In case such an agreement has been concluded and where the Union deems necessary to suspend the visa-free regime for the third country concerned, the agreement should be suspended through the adoption of a Council decision. Additionally, it will be necessary to provide for</u> the suspension mechanism, <del>and may conclude further of those agreements in the future. As the</del> <u>of the exemption at the level of</u> Union <del>respects international agreements and</del> <u>law,</u> thus, is bound by these agreements, <del>the relevant different provisions set out in those agreements should be applied instead of the relevant provisions</del>	(4) The Union has concluded a number of agreements on the short-stay visa waiver with countries listed in Annex II to Regulation (EU) 2018/1806, <u>and might conclude further of those agreements in the future. Where the activation of the suspension mechanism concerns a third country with</u> which <del>may</del> <u>the Union has concluded such an agreement, the mechanism should be applied without prejudice to the relevant provisions on grounds for suspension and procedures set out in that agreement. This includes the requirement that, for the suspension of the visa exemption under Union law to take effect in compliance with the Union's international obligations, the application of the relevant agreement must be suspended in parallel by means of a Council decision. Additionally, as agreements on the short-stay visa waiver with countries listed in</u>

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		<u>limited to the scope of application of that agreement.</u>	<u>by means</u> of the suspension mechanism.	<p><u>Annex II to Regulation (EU) 2018/1806 might</u> include different grounds for suspension <del>or different procedures</del> than the ones set out in the suspension mechanism, <del>and may conclude further of those agreements in the future. As the Union respects international agreements and, thus, is bound by these agreements, the relevant different provisions set out in those agreements</del> <u>it</u> should be <del>applied instead of the relevant provisions of</del> <u>possible to trigger</u> the suspension mechanism <u>on the basis of those additional grounds. However, the use of the grounds for suspension set out in short-stay visa waiver agreements should be limited to the scope of application of such agreements.</u></p> <p>PRES will propose adjustments to the draft</p> <p>Text Origin: Council Mandate</p>
14a			<u>(4a) The suspension mechanism may be triggered in case of a significant risk or imminent threat to the public policy or internal security of Member states. When assessing</u>	<p>EP to consult internally Council proposal</p>

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			<u>said risk or imminent threat, terrorist offences and activities of organised criminal groups should be taken into account.</u>	
15	<p>(5) In its conclusions of 22 October 2021, the European Council invited the Commission to propose any necessary changes to the Union's legal framework and concrete measures to ensure an immediate and appropriate response to hybrid threats in line with Union law and international obligations. Therefore, it should be possible to trigger the suspension mechanism in case of risks or threats to the public policy or internal security of the Member States arising from hybrid threats such as situations of state-sponsored instrumentalisation of migrants aimed at destabilising or undermining society and key institutions.</p>	<p>(5) <del>In its conclusions of 22 October 2021, the European Council invited the Commission to propose any necessary changes to the Union's legal framework and concrete measures</del> <u>Due to a need</u> to ensure an immediate and appropriate response to hybrid threats in line with Union law and international obligations. <del>Therefore,</del> it should be possible to trigger the suspension mechanism in case of risks or threats to the public policy or internal security of the Member States arising from hybrid threats such as situations of state-sponsored instrumentalisation of migrants <del>aimed at destabilising or undermining,</del> <u>as referred to in Regulation (EU) 2024/1359, which aim to destabilise or undermine</u> society and key institutions.</p>	<p>(5) In its conclusions of 22 October 2021, the European Council <u>rejected any attempts by third countries to instrumentalise migrants for political purposes</u> and invited the Commission to propose any necessary changes to the Union's legal framework and concrete measures to ensure an immediate and appropriate response to hybrid threats in line with Union law and international obligations. Therefore, it should be possible to trigger the suspension mechanism in case of risks or threats to the public policy or internal security of the Member States arising from hybrid threats such as situations of state-sponsored instrumentalisation of migrants aimed at destabilising or undermining society and key institutions.</p>	<p>(5) <del>In its conclusions of 22 October 2021, the European Council invited the Commission to propose any necessary changes to the Union's legal framework and concrete measures</del> <u>Due to a need</u> to ensure an immediate and appropriate response to hybrid threats in line with Union law and international obligations. <del>Therefore,</del> it should be possible to trigger the suspension mechanism in case of risks or threats to the public policy or internal security of the Member States arising from hybrid threats such as situations of state-sponsored instrumentalisation of migrants <del>aimed at destabilising or undermining,</del> <u>as referred to in Regulation (EU) 2024/1359, which aim to destabilise or undermine</u> society and key institutions.</p> <p>To be confirmed at trilogue, with lines 45, 46 and 47</p> <p>For Trilogue</p>

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				Text Origin: EP Mandate
Y 15a			<p><u>(5a) Special consideration should also be paid to deficiencies in document security, as it is essential that the travel and (breeder) identity documents issued by countries listed in Annex II for travel purposes to the territory of Member States can be fully trusted and not easily falsified or counterfeited.</u></p>	<p><u>(5a) It is essential that the travel, identity and breeder documents issued by countries listed in Annex II to Regulation (EU) 2018/1806 can be fully trusted and not easily falsified or counterfeited. Deficiencies of a systemic nature in document security legislation or procedures could lead to risks or threats to public policy or internal security of Member States. It should be possible to trigger the suspension mechanism on this ground.</u></p> <p>To be confirmed at trilogue</p> <p>Pres proposal on 15 May</p> <p>For Trilogue</p> <p>Text Origin: Council Mandate</p>
G 16	(6) Investor citizenship schemes operated by third countries listed in Annex II to Regulation (EU) 2018/1806 allow visa-free travel to the Union to third-country nationals that would otherwise be visa required. Under an investor citizenship scheme, citizenship is granted in return for	(6) Investor citizenship schemes operated by third countries listed in Annex II to Regulation (EU) 2018/1806 allow visa-free travel to the Union to third-country nationals that would otherwise be visa required. Under an investor citizenship scheme, citizenship is granted in return for	(6) Investor citizenship schemes operated by third countries listed in Annex II to Regulation (EU) 2018/1806 allow visa-free travel to the Union to third-country nationals that would otherwise be visa required. Under an investor citizenship scheme, citizenship is granted in return for	(6) Investor citizenship schemes operated by third countries listed in Annex II to Regulation (EU) 2018/1806 allow visa-free travel to the Union to third-country nationals that would otherwise be visa required. Under an investor citizenship scheme, citizenship is granted in return for

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	<p>pre-determined payments or investments without any genuine link to the third country concerned. While the Union respects the right of sovereign countries to decide on their own naturalisation procedures, visa-free third countries should be deterred from using visa-free access to the Union as a tool for leveraging individual investment in return for their citizenship. To prevent visa-free access to the Union being used for this purpose, it should be possible to suspend the visa exemption for a third country which chooses to operate such investor citizenship schemes, whereby citizenship is granted without any genuine link to the third country concerned.</p>	<p>pre-determined payments or investments without any genuine link to the third country concerned. While the Union respects the right of sovereign countries to decide on their own naturalisation procedures, visa-free third countries should be deterred from using visa-free access to the Union as a tool for leveraging individual investment in return for their citizenship. <u><i>In addition, a lack of comprehensive security checks, vetting procedures and due diligence by such third countries with regard to investor citizenship schemes pose several serious security risks for Union citizens, such as those stemming from money laundering and corruption.</i></u> To prevent visa-free access to the Union being used for this purpose, it should be possible to suspend the visa exemption for a third country which chooses to operate such investor citizenship schemes, whereby citizenship is granted without any genuine link to the third country concerned.</p>	<p>pre-determined payments or investments without any genuine link to the third country concerned. While the Union respects the right of sovereign countries to decide on their own naturalisation procedures, visa-free third countries should be deterred from using visa-free access to the Union as a tool for leveraging individual investment in return for their citizenship. To prevent visa-free access to the Union being used for this purpose, it should be possible to suspend the visa exemption for a third country which chooses to operate such investor citizenship schemes, whereby citizenship is granted without any genuine link to the third country concerned.</p>	<p>pre-determined payments or investments without any genuine link to the third country concerned. While the Union respects the right of sovereign countries to decide on their own naturalisation procedures, visa-free third countries should be deterred from using visa-free access to the Union as a tool for leveraging individual investment in return for their citizenship. <u><i>In addition, a lack of comprehensive security checks, vetting procedures and due diligence by such third countries with regard to investor citizenship schemes pose several serious security risks for Union citizens, such as those stemming from money laundering and corruption.</i></u> To prevent visa-free access to the Union being used for this purpose, it should be possible to suspend the visa exemption for a third country which chooses to operate such investor citizenship schemes, whereby citizenship is granted without any genuine link to the third country concerned.</p> <p>Text Origin: EP Mandate</p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
17	<p>(7) Where the visa policy of a third country listed in Annex II to Regulation (EU) 2018/1806 is not aligned with the visa policy of the Union as regards the list of third countries whose nationals are required to be in possession of a visa when crossing the external borders of the Member States, this could result in irregular migration to the Union, in particular where the concerned third country is in close geographic proximity to the Union. Therefore, it should be possible to trigger the suspension mechanism where, following an assessment, the Commission concludes that there is a risk of a substantial increase in the number of third-country nationals, other than nationals of that third country, who arrive legally in the territory of that third country and then irregularly enter the territory of the Member States.</p>	<p>(7) Where the visa policy of a third country listed in Annex II to Regulation (EU) 2018/1806 is not aligned with the visa policy of the Union as regards the list of third countries whose nationals are required to be in possession of a visa when crossing the external borders of the Member States, this could result in irregular migration to the Union, in particular where the concerned third country is in close geographic proximity to the Union. Therefore, it should be possible to trigger the suspension mechanism where, following an assessment, the Commission concludes that there is a <i>risk of a</i> substantial increase in the number of third-country nationals, other than nationals of that third country, who arrive legally in the territory of that third country and then irregularly enter the territory of the Member States.</p>	<p>(7) Where the visa policy of a third country listed in Annex II to Regulation (EU) 2018/1806 is not aligned with the visa policy of the Union as regards the list of third countries whose nationals are required to be in possession of a visa when crossing the external borders of the Member States, this could result in irregular migration to the Union, in particular where the concerned third country is in close geographic proximity to the Union. Therefore, it should be possible to trigger the suspension mechanism where, following an assessment, the Commission concludes that there is a risk of a substantial increase in the number of third-country nationals, other than nationals of that third country, who arrive legally in the territory of that third country and then irregularly enter the territory of the Member States.</p>	<p>(7) Where the visa policy of a third country listed in Annex II to Regulation (EU) 2018/1806 is not aligned with the visa policy of the Union as regards the list of third countries whose nationals are required to be in possession of a visa when crossing the external borders of the Member States, this could result in irregular migration to the Union, in particular where the concerned third country is in close geographic proximity to the Union. Therefore, it should be possible to trigger the suspension mechanism where, following an assessment, the Commission concludes that <i>there is a risk of such non-alignment could lead to</i> a substantial increase in the number of third-country nationals, other than nationals of that third country, who arrive legally in the territory of that third country and then irregularly enter the territory of the Member States.</p> <p>To be further discussed. To be resolved with line 49.</p> <p>Text Origin: EP Mandate</p>
17a			<p><u>(7a) Regulation (EU) 2018/1806 determines the third</u></p>	<p><u>(7a) Regulation (EU) 2018/1806 determines the third</u></p>

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			<p><u>countries whose nationals are subject to, or exempt from, the visa requirement. Some of the criteria used for the purpose of exemption from the visa requirement are reflected in the grounds for suspension in other provisions of that regulation, thereby ensuring a link between the criteria for granting visa exemption and the grounds for suspension. The revised suspension mechanism should therefore also provide for the possibility to suspend the visa-free regime in case of a significant and abrupt deterioration in the Union's external relations with a third country listed in Annex II, in particular when it relates to human rights and fundamental freedoms. These circumstances could derive from serious human rights violations and abuses, or serious breaches of international law and standards, including human rights law and non-compliance with international court decisions and rulings. Moreover, given that these circumstances will affect the external relations of the Union as</u></p>	<p><u>countries whose nationals are subject to, or exempt from, the visa requirement. Some of the criteria used for the purpose of exemption from the visa requirement are reflected in the grounds for suspension in other provisions of that regulation, thereby ensuring a link between the criteria for granting visa exemption and the grounds for suspension. The revised suspension mechanism should therefore also provide for the possibility to suspend the visa-free regime in case of a deterioration in the Union's external relations with a third country listed in Annex II caused by serious breaches of the principles set out in the Charter of the United Nations, grave violations of fundamental freedoms or of the obligations deriving from international human rights law or international humanitarian law, serious breaches of international law and international legal standards, non-compliance with international court decisions and rulings or hostile acts carried out against the Union or Member</u></p>

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			<p><u>a whole, the triggering of the suspension mechanism on this ground should be the exclusive prerogative of the Commission, after consultation of the Member States. Additionally, where the Commission considers suspending the visa exemption on this ground, its assessment should take into account the potential impact of the suspension on the nationals of the third country concerned.</u></p>	<p><u>States with the aim of destabilising or undermining society or institutions which are key for the public policy and internal security of the Union or the Member States. Such hostile acts could result from foreign interference in political processes, economic coercion, cyber operations, economic espionage or the sabotage of critical infrastructure. Moreover, given that the external relations of the Union will be affected as a whole, the triggering of the suspension mechanism on that ground should be the exclusive prerogative of the Commission, after consultation of the Member States. Additionally, where the Commission considers suspending the visa exemption on that ground, its assessment should take into account the potential impact of the suspension on the nationals of the third country concerned.</u></p> <p>To be further discussed with the corresponding Article</p>
17b		<p><u>(7a) Refusing or failing to process readmission applications could include cases of a third</u></p>		<p>COM to merge with EP amd in row 56</p>

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		<u>country failing to assist, in a timely manner, in identifying third country nationals for whom a Member State has submitted readmission applications to that third country or otherwise creating persisting practical obstacles regarding the enforcement of readmission decisions.</u>		
17c			<u>(7b) The short-stay visa waiver agreements concluded with countries listed in Annex II to Regulation (EU) 2018/1806 may include different grounds for suspension than the ones set out in the suspension mechanism. Consequently, the Union should be able to use these grounds to suspend the visa-free regime, also at the level of Union law. However, the use of the grounds for suspension set out in short-stay visa waiver agreements should be limited to the scope of application of such agreements.</u>	<u>(7c) The short-stay visa waiver agreements concluded with countries listed in Annex II to Regulation (EU) 2018/1806 might include different grounds for suspension than the ones set out in the suspension mechanism. Consequently, it should be possible to trigger the suspension mechanism also on the basis of those grounds. However, the use of the grounds for suspension set out in short-stay visa waiver agreements should be limited to the scope of application of such agreements.</u>  Draft proposed by COM on 7 May 2025. Alternative to row 14
18	(8) The thresholds to trigger the suspension mechanism in case	(8) The thresholds to trigger the suspension mechanism in case	(8) The thresholds to trigger the suspension mechanism in case	


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	<p>of a substantial increase in the number of nationals of a third country refused entry or found to be staying in the Member State's territory without a right to do so, or in the number of asylum applications from the nationals of that third country for which the recognition rate is low, or in the number of serious criminal offences linked to the nationals of that third country, should be subject to a case-by-case assessment by the Commission. In particular, the Commission should be able to assess whether there are specific circumstances, in the cases notified by Member States or under its own analysis, which would justify the application of lower or higher thresholds than those indicated in relevant provisions of Regulation (EU) 2018/1806. The Commission's assessment should take into account, for example, the number of unauthorised crossings of the external borders of the Member States, unfounded asylum applications or criminal offences in proportion to the number and size of Member States affected and the impact of those numbers</p>	<p>of a substantial increase in the number of nationals of a third country refused entry or found to be staying in the Member State's territory without a right to do so, or in the number of asylum applications from the nationals of that third country for which the recognition rate is low, <del>or in the number of serious criminal offences linked to the nationals of that third country,</del> should be <del>subject to a case-by-case assessment by the</del> <u>Commission clearly set out in order to avoid diverging interpretations and the risk of inconsistent practices</u>. In particular, the Commission should <del>be able to</del> assess whether there are specific circumstances, in the cases notified by Member States or under its own analysis, which would justify the application of <del>lower or higher thresholds than those indicated in the</del> relevant provisions of Regulation (EU) 2018/1806. <del>The Commission's assessment should take</del> <u>Additionally, taking</u> into account, <del>for example, the number of unauthorised crossings of the external borders of the Member</del></p>	<p>of a substantial increase in the number of nationals of a third country refused entry or found to be staying in the Member State's territory without a right to do so, or in the number of asylum applications from the nationals of that third country for which the recognition rate is low, or in the number of serious criminal offences linked to the nationals of that third country, should be subject to a case-by-case assessment by the Commission. In particular, the Commission should be able to assess whether there are specific circumstances, in the cases notified by Member States or under its own analysis, which would justify the application of lower or higher thresholds than those indicated in relevant provisions of Regulation (EU) 2018/1806. The Commission's assessment should take into account, for example, the number of unauthorised crossings of the external borders of the Member States, unfounded asylum applications or criminal offences in proportion to the number and size of Member States affected and the impact of those numbers</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	on the overall migratory situation, functioning of the asylum systems or internal security of the Member States affected, as well as actions taken by the third country concerned to remedy the situation.	<del>States, unfounded asylum applications or criminal offences in proportion to the number and size of Member States affected and the impact of those numbers on the overall migratory situation, functioning</del> <u>that a suspension of the asylum systems or internal security of the Member States affected, as well as actions taken by exemption from the visa requirement might have on relations with the third country concerned to remedy the situation and on the rights of its nationals, the Commission should thoroughly assess the necessity, proportionality and consequences of such a suspension before adopting the relevant act.</u>	on the overall migratory situation, functioning of the asylum systems or internal security of the Member States affected, as well as actions taken by the third country concerned to remedy the situation.	
R 18a		<u>(8a) For the purpose of determining whether a recognition rate of asylum application is low, it is important that the Commission carry out a case-by-case assessment, taking into account the latest available yearly Union-wide average Eurostat data, the way in which relevant Union law on asylum is being implemented, and the specific circumstances of the third country concerned.</u>		For Trilogue

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
18b		<p><u>(8b) It should be possible to trigger the suspension mechanism in the event of serious breaches by a third country of the principles set out in the Charter of the United Nations or in the event of grave violations of the obligations deriving from international human rights law or international humanitarian law, violations of bilateral agreements between the Union and that third country, non-compliance or non-alignment with relevant Union sanctions, or hostile acts towards the Union or Member States which aim to destabilise or undermine society and key institutions for the public policy and internal security of the Member states and the Union. Such hostile acts could result from foreign interference in political processes, economic coercion, cyber operations, economic espionage or the sabotage of critical infrastructure.</u></p>		
18c		<p><u>(8c) Where the Commission considers suspending an exemption from the visa requirement on its own accord or following a notification by a</u></p>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>Member State, the Commission should take into account, in its evaluation, the impact of the proposed suspension on the principles of visa reciprocity and non-discrimination and whether the proposed suspension represents an appropriate measure to remedy the situation. Special attention should be given to civil society, in particular where the human rights situation in the third country concerned has deteriorated.</u>	PUBLIC	
19	(9) For the purpose of notifying to the Commission the circumstances that may amount to a ground for suspension, Member States should be able to take into account reference periods longer than two months in order to identify not only sudden changes in the relevant situation, but also longer-term trends that may justify the use of the visa suspension mechanism.	(9) For the purpose of notifying to the Commission the circumstances that may amount to a ground for suspension, Member States should <del>be able to</del> take into account reference periods <del>longer than two</del> <u>between two and twelve</u> months in order to identify <del>not only</del> sudden changes in the relevant situation, <del>but also longer-term trends</del> that may justify the use of the visa suspension mechanism. <u>The suspension mechanism should only be triggered where the reasons for relying on the relevant ground are sufficient and clear. The Commission should fully and immediately inform the European</u>	(9) For the purpose of notifying to the Commission the circumstances that may amount to a ground for suspension, Member States should be able to take into account reference periods longer than two months in order to identify not only sudden changes in the relevant situation, but also longer-term trends that may justify the use of the visa suspension mechanism.	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u><a href="#">Parliament and the Council of notifications it receives and decisions it takes as a result.</a></u>		
20	(10) Whenever it considers it necessary, or upon request by the European Parliament or by the Council, the Commission should report on the outcome of its systematic monitoring of the visa-free regimes with all the third countries listed in Annex II to Regulation (EU) 2018/1806. The report should focus on those third countries which, according to the Commission's analysis, present specific problems that, if not addressed, may lead to trigger the suspension mechanism. In particular, the Commission should consider reporting on countries which have been newly listed in Annex II without undergoing a visa liberalisation dialogue, where it considers it necessary and in particular in the first years following the entry into force of the visa exemption for those countries.	(10) Whenever it considers it necessary, or upon request by the European Parliament or by the Council, the Commission should report on the outcome of its systematic monitoring of the visa-free regimes with all the third countries listed in Annex II to Regulation (EU) 2018/1806. The report should focus on those third countries which, according to the Commission's analysis, present specific problems that, if not addressed, may lead to trigger the suspension mechanism. In particular, the Commission should <del>consider reporting</del> <u>report</u> on countries which have been newly listed in Annex II without undergoing a visa liberalisation dialogue, where it considers it necessary and in particular in the first years following the entry into force of the visa exemption for those countries.	(10) Whenever it considers it necessary, or upon request by the European Parliament or by the Council, the Commission should report on the outcome of its systematic monitoring of the visa-free regimes with all the third countries listed in Annex II to Regulation (EU) 2018/1806, <u>on the basis, inter alia, of data from EU IT systems, such as the EES and ETIAS, and agencies</u> . The report should focus on those third countries which, according to the Commission's analysis, present specific problems that, if not addressed, may lead to trigger the suspension mechanism. In particular, the Commission should consider reporting on countries which have been newly listed in Annex II without undergoing a visa liberalisation dialogue, where it considers it necessary and in particular in the first years following the entry into force of the visa exemption for those countries.	COM to redraft with link to Art. 1 (see row 78b)

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
R 20a		<p><u>(10a) In light of the far-reaching consequences that the temporary suspension of an exemption from the visa requirement might have on the nationals of the third country concerned, the Commission should favour a targeted approach, applying the suspension first and foremost to selected individuals holding positions of responsibility, such as members of that third country's official delegations, members of local, regional and national governments, members of parliaments or high-ranking public or military officials, while making every effort to minimise the adverse consequences on the general population of that third country. The Commission should continuously monitor whether the triggering of the suspension mechanism has achieved the intended result and regularly report thereon to the European Parliament and to the Council.</u></p>		<p><u>(10a) Where the mechanism is triggered on the basis of significant and abrupt deterioration of external relations of the Union with a third country, the Commission should favour a targeted approach, applying the suspension first and foremost to individuals holding positions of responsibility, such as members of that third country's official delegations, members of local, regional and national governments, members of parliaments or high-ranking public or military officials, minimising adverse consequences to the general population of that third country. The Commission should continuously monitor whether the triggering of the suspension mechanism has achieved the intended result and regularly report thereon to the European Parliament and to the Council.</u></p> <p>Proposal discussed on 15 May</p> <p>For Trilogue</p>
R 20b				<p><u>(10b) Where a decision to temporarily suspend the visa exemption has been taken on the</u></p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				<p><u>basis of abrupt and significant deterioration in the Union external relations, and targeted categories of nationals of that third country in the positions of responsibility, the Member States should take all necessary steps not to provide for exemptions from the temporary visa obligation for the whole duration of temporary measures.</u></p> <p>Proposal discussed on 15 May</p> <p>For Trilogue</p>
21	<p>(11) Where a decision to temporarily suspend the visa exemption for a third country has been taken, there should be an adequate timeframe for the enhanced dialogue between the Commission and the concerned third country aimed at remedying the circumstances that led to the suspension. For this purpose, the duration of the temporary suspension decided by a Commission implementing act should be 12 months in a first phase, with a possibility to extend it by a further 24 months with a delegated act in a second phase. Where no solution is found before</p>	<p>(11) Where a decision to temporarily suspend the visa exemption for a third country has been taken, there should be an adequate timeframe for the enhanced dialogue between the Commission and the concerned third country aimed at remedying the circumstances that led to the suspension. For this purpose, the duration of the temporary suspension decided by a Commission implementing act should be 12 months in a first phase, with a possibility to extend it by a further 24 months with a delegated act in a second phase. Where no solution is found before</p>	<p>(11) Where a decision to temporarily suspend the visa exemption for a third country has been taken, there should be an adequate timeframe for the enhanced dialogue between the Commission and the concerned third country aimed at remedying the circumstances that led to the suspension. For this purpose, the duration of the temporary suspension decided by a Commission implementing act should be 12 months in a first phase, with a possibility to extend it by a further 24 months with a delegated act in a second phase. <u>The delegated act may determine</u></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	the end of the period of validity of the delegated act and the Commission presents a legislative proposal to transfer the concerned third country from Annex II to Annex I of Regulation (EU) 2018/1806, the Commission should adopt a delegated act extending the temporary suspension until the entry into force of the adopted proposal.	the end of the period of validity of the delegated act and the Commission presents a legislative proposal to transfer the concerned third country from Annex II to Annex I of Regulation (EU) 2018/1806, the Commission should adopt a delegated act extending the temporary suspension <u>for a further six months or</u> until the entry into force of the adopted proposal, <u>whichever comes first</u> .	<u>the categories of nationals to which the suspension should apply, taking into account the specific circumstances of the case and the principle of proportionality.</u> Where no solution is found before the end of the period of validity of <del>the</del> <u>that</u> delegated act <del>and</del> , the Commission <del>presents</del> <u>should reassess the situation in terms of further extending the regime by way of a delegated act concerning designated categories of nationals or present</u> a legislative proposal to transfer the concerned third country from Annex II to Annex I of Regulation (EU) 2018/1806. <u>In the latter case</u> , the Commission should adopt a delegated act extending the temporary suspension until the entry into force of the adopted proposal.	
22	(12) The Commission should adopt immediately applicable implementing acts where, in duly justified cases related to the triggering of the suspension mechanism, imperative grounds of urgency require expedited action, in particular to prevent any abuse of visa-free travel causing a mass influx of third-country nationals	(12) The Commission should adopt immediately applicable implementing acts where, in duly justified cases related to the triggering of the suspension mechanism, <del>imperative grounds of urgency require expedited</del> <u>serious threat to public policy or internal security of a Member State requires immediate</u> action,	(12) <del>The Commission should adopt immediately applicable implementing acts where,</del> In duly justified cases <del>related to the triggering of the suspension mechanism, imperative grounds of urgency require expedited action, in particular of</del> <u>where the urgency requires it, for example</u> to prevent <del>any abuse of</del>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	arriving irregularly in the territory of the Member States or a serious damage to the public policy or internal security of Member States.	in particular to prevent any abuse of visa-free travel causing a mass influx of third-country nationals arriving irregularly in the territory of the Member States or a serious damage to the public policy or internal security of Member States.	<del>visa-free travel causing</del> a mass influx of third-country nationals arriving irregularly in the territory of the Member States or a serious damage to the public policy or internal security of Member States. <u>the Commission should adopt implementing acts in accordance with Article 5 in conjunction with Article 3(3) and (5) of Regulation (EU) 182/2011. Such provisions allow, in particular, to impose shorter time limits to the competent committee to deliver its opinion.</u>	
23	(13) The temporary suspension should be lifted at any time where the circumstances that led to the suspension are remedied before the end of the period of the suspension. To this end, the Commission should adopt, respectively, an implementing act before the end of the period of suspension set out in the relevant implementing act, and a delegated act before the end of the period of suspension set out in the relevant delegated act.	(13) The temporary suspension should be lifted at any time where the circumstances that led to the suspension are remedied before the end of the period of the suspension <u>or where the suspension turns out to be ineffective for the purpose of remedying the situation</u> . To this end, the Commission should adopt, respectively, an implementing act before the end of the period of suspension set out in the relevant implementing act, and a delegated act before the end of the period of suspension set out in the relevant delegated act.	(13) The temporary suspension should be lifted at any time where the circumstances that led to the suspension are remedied before the end of the period of the suspension. To this end, the Commission should adopt, respectively, an implementing act before the end of the period of suspension set out in the relevant implementing act, and a delegated act before the end of the period of suspension set out in the relevant delegated act.	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
23a	<p>(17) This Regulation 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<sup>1</sup>; Ireland is therefore not taking part in the adoption of this Regulation and is not bound by it or subject to its application.</p> <p>1. Council Decision 2002/192/EC of 28 February 2002 concerning Ireland's request to take part in some of the provisions of the Schengen acquis (OJ L 64, 7.3.2002, p.20).</p> <p>Moved reference text</p>		<p><del>(17)</del><sup>13a</sup> This Regulation 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<sup>1</sup>; Ireland is therefore not taking part in the adoption of this Regulation and is not bound by it or subject to its application.</p> <p>1. Council Decision 2002/192/EC of 28 February 2002 concerning Ireland's request to take part in some of the provisions of the Schengen acquis (OJ L 64, 7.3.2002, p.20).</p> <p>Moved from row 27 [27 - 23a]</p>	
24	<p>(14) As regards Iceland and Norway, this Regulation constitutes a development of the provisions of the Schengen acquis within the meaning of the Agreement concluded by the Council of the European Union and the Republic of Iceland and the Kingdom of Norway concerning the latters' association with the implementation, application and development of the Schengen acquis, which fall within the area referred to in Article 1, point B, of Council Decision 1999/437/EC<sup>1</sup>.</p>	<p>(14) As regards Iceland and Norway, this Regulation constitutes a development of the provisions of the Schengen acquis within the meaning of the Agreement concluded by the Council of the European Union and the Republic of Iceland and the Kingdom of Norway concerning the latters' association with the implementation, application and development of the Schengen acquis, which fall within the area referred to in Article 1, <del>point B</del><sup>points B and C</sup>.</p>	<p>(14) As regards Iceland and Norway, this Regulation constitutes a development of the provisions of the Schengen acquis within the meaning of the Agreement concluded by the Council of the European Union and the Republic of Iceland and the Kingdom of Norway concerning the latters' association with the implementation, application and development of the Schengen acquis, which fall within the area referred to in Article 1, point B, of Council Decision 1999/437/EC<sup>1</sup>.</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>1. Council Decision 1999/437/EC of 17 May 1999 on certain arrangements for the application of the Agreement concluded by the Council of the European Union and the Republic of Iceland and the Kingdom of Norway concerning the association of those two States with the implementation, application and development of the Schengen acquis (OJ L 176, 10.7.1999, p. 31).</p>	<p>of Council Decision 1999/437/EC<sup>1</sup>.</p> <p>1. Council Decision 1999/437/EC of 17 May 1999 on certain arrangements for the application of the Agreement concluded by the Council of the European Union and the Republic of Iceland and the Kingdom of Norway concerning the association of those two States with the implementation, application and development of the Schengen acquis (OJ L 176, 10.7.1999, p. 31).</p>	<p>1. Council Decision 1999/437/EC of 17 May 1999 on certain arrangements for the application of the Agreement concluded by the Council of the European Union and the Republic of Iceland and the Kingdom of Norway concerning the association of those two States with the implementation, application and development of the Schengen acquis (OJ L 176, 10.7.1999, p. 31).</p>	
25	<p>(15) As regards Switzerland, this Regulation constitutes a development of the provisions of the Schengen acquis within the meaning of the Agreement signed 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<sup>1</sup>, which fall within the area referred to in Article 1, points B and C, of Decision 1999/437/EC, read in conjunction with Article 3 of Council Decision 2008/146/EC<sup>2</sup>.</p> <p>1. OJ L 53, 27.2.2008, p. 52. 2. Council Decision 2008/146/EC of 28 January 2008 on the conclusion, on behalf of the European Community, of the</p>	<p>(15) As regards Switzerland, this Regulation constitutes a development of the provisions of the Schengen acquis within the meaning of the Agreement signed 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<sup>1</sup>, which fall within the area referred to in Article 1, points B and C, of Decision 1999/437/EC, read in conjunction with Article 3 of Council Decision 2008/146/EC<sup>2</sup>.</p> <p>1. OJ L 53, 27.2.2008, p. 52. 2. Council Decision 2008/146/EC of 28 January 2008 on the conclusion, on behalf of the European Community, of the</p>	<p>(15) As regards Switzerland, this Regulation constitutes a development of the provisions of the Schengen acquis within the meaning of the Agreement signed 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<sup>1</sup>, which fall within the area referred to in Article 1, points B and C, of Decision 1999/437/EC, read in conjunction with Article 3 of Council Decision 2008/146/EC<sup>2</sup>.</p> <p>1. OJ L 53, 27.2.2008, p. 52. 2. Council Decision 2008/146/EC of 28 January 2008 on the conclusion, on behalf of the European Community, of the</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	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 (OJ L 53, 27.2.2008, p. 1).	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 (OJ L 53, 27.2.2008, p. 1).	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 (OJ L 53, 27.2.2008, p. 1).	
26	<p>(16) As regards Liechtenstein, this Regulation constitutes a development of the provisions of the Schengen acquis within the meaning of the Protocol between the European Union, the European Community, the Swiss Confederation and the Principality of Liechtenstein on the accession of the Principality of Liechtenstein to 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<sup>1</sup>, which fall within the area referred to in Article 1, points B and C, of Decision 1999/437/EC, read in conjunction with Article 3 of Council Decision 2011/350/EU<sup>2</sup>.</p> <p>1. OJ L 160, 18.6.2011, p. 21. 2. Council Decision 2011/350/EU of 7 March 2011 on the conclusion, on behalf of the European Union, of the Protocol</p>	<p>(16) As regards Liechtenstein, this Regulation constitutes a development of the provisions of the Schengen acquis within the meaning of the Protocol between the European Union, the European Community, the Swiss Confederation and the Principality of Liechtenstein on the accession of the Principality of Liechtenstein to 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<sup>1</sup>, which fall within the area referred to in Article 1, points B and C, of Decision 1999/437/EC, read in conjunction with Article 3 of Council Decision 2011/350/EU<sup>2</sup>.</p> <p>1. OJ L 160, 18.6.2011, p. 21. 2. Council Decision 2011/350/EU of 7 March 2011 on the conclusion, on behalf of the European Union, of the Protocol</p>	<p>(16) As regards Liechtenstein, this Regulation constitutes a development of the provisions of the Schengen acquis within the meaning of the Protocol between the European Union, the European Community, the Swiss Confederation and the Principality of Liechtenstein on the accession of the Principality of Liechtenstein to 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<sup>1</sup>, which fall within the area referred to in Article 1, points B and C, of Decision 1999/437/EC, read in conjunction with Article 3 of Council Decision 2011/350/EU<sup>2</sup>.</p> <p>1. OJ L 160, 18.6.2011, p. 21. 2. Council Decision 2011/350/EU of 7 March 2011 on the conclusion, on behalf of the European Union, of the Protocol</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	between the European Union, the European Community, the Swiss Confederation and the Principality of Liechtenstein on the accession of the Principality of Liechtenstein to 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, relating to the abolition of checks at internal borders and movement of persons (OJ L 160, 18.6.2011, p. 19).	between the European Union, the European Community, the Swiss Confederation and the Principality of Liechtenstein on the accession of the Principality of Liechtenstein to 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, relating to the abolition of checks at internal borders and movement of persons (OJ L 160, 18.6.2011, p. 19).	between the European Union, the European Community, the Swiss Confederation and the Principality of Liechtenstein on the accession of the Principality of Liechtenstein to 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, relating to the abolition of checks at internal borders and movement of persons (OJ L 160, 18.6.2011, p. 19).	
27	<p>(17) This Regulation 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<sup>1</sup>; Ireland is therefore not taking part in the adoption of this Regulation and is not bound by it or subject to its application.</p> <p><sup>1</sup> Council Decision 2002/192/EC of 28 February 2002 concerning Ireland's request to take part in some of the provisions of the Schengen acquis (OJ L 64, 7.3.2002, p.20).</p>	<p>(17) This Regulation 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<sup>1</sup>; Ireland is therefore not taking part in the adoption of this Regulation and is not bound by it or subject to its application.</p> <p><sup>1</sup> Council Decision 2002/192/EC of 28 February 2002 concerning Ireland's request to take part in some of the provisions of the Schengen acquis (OJ L 64, 7.3.2002, p.20).</p>	Moved to row 23a [27 - 23a]	
28	<p>(18) This Regulation constitutes an act building upon, or otherwise relating to, the Schengen acquis within, respectively, the meaning of</p>	<p>(18) This Regulation constitutes an act building upon, or otherwise relating to, the Schengen acquis within, respectively, the meaning of</p>	<p>(18) <u>As regards Cyprus, and Bulgaria and Romania,</u> this Regulation constitutes an act building upon, or otherwise relating to, the Schengen acquis</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 3(1) of the 2003 Act of Accession and Article 4(1) of the 2005 Act of Accession,	Article 3(1) of the 2003 Act of Accession and Article 4(1) of the 2005 Act of Accession,	within, respectively, the meaning of Article 3(1) of the 2003 Act of Accession and Article 4(1) of the 2005 Act of Accession,	
29	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	
G 30	Article 1	Article 1	Article 1	Article 1  Text Origin: Commission Proposal
G 31	Regulation (EU) 2018/1806 is amended as follows:	Regulation (EU) 2018/1806 is amended as follows:	Regulation (EU) 2018/1806 is amended as follows:	Regulation (EU) 2018/1806 is amended as follows:  Text Origin: Commission Proposal
R 31a		<u><i>(-1) In Article 7 point (d) is replaced by the following: “(d) the Commission shall, when considering further steps in accordance with point (e) or (h), take into account the outcome of the measures taken by the Member State concerned with a view to ensuring visa-free travel with the third country in question, the steps taken in accordance with point (b), and the consequences of the suspension of the exemption from the visa requirement for the</i></u>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u><i>external relations of the Union and its Member States with the third country in question;</i></u>		
32	(1) Article 8 is replaced by the following:	(1) Article 8 is replaced by the following:	(1) Article 8 is replaced by the following:	(1) Article 8 is replaced by the following: <small>Text Origin: Commission Proposal</small>
33	“ Article 8	“ Article 8	“ Article 8	“ Article 8 <small>Text Origin: Commission Proposal</small>
34	Suspension mechanism	Suspension mechanism	Suspension mechanism	Suspension mechanism <small>Text Origin: Commission Proposal</small>
35	1. By way of derogation from Article 4, the exemption from the visa requirement for nationals of a third country listed in Annex II shall be temporarily suspended, based on relevant and objective data, in accordance with the conditions and procedure set out in Articles 8a to 8f.	1. By way of derogation from Article 4, the exemption from the visa requirement for nationals of a third country listed in Annex II shall be temporarily suspended, based on relevant and objective data, in accordance with the conditions and procedure set out in Articles 8a to 8f.	1. By way of derogation from Article 4, the exemption from the visa requirement for nationals of a third country listed in Annex II shall be temporarily suspended, based on relevant and objective data, in accordance with the conditions and procedure <u><i>(“suspension mechanism”)</i></u> set out in Articles 8a to 8f.	1. By way of derogation from Article 4, the exemption from the visa requirement for nationals of a third country listed in Annex II shall be temporarily suspended, based on relevant and objective data, in accordance with the conditions and procedure <u><i>(“suspension mechanism”)</i></u> set out in Articles 8a to 8f <small>Text Origin: Council Mandate</small>
36	The suspension mechanism may be triggered by a notification of a	The suspension mechanism may be triggered by a notification of a	The suspension mechanism may be triggered by a notification of a	The suspension mechanism may be triggered by a notification of a

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Member State to the Commission in accordance with Article 8b, or on the basis of the Commission's own analysis in accordance with Article 8c.	Member State to the Commission in accordance with Article 8b, or on the basis of the Commission's own analysis in accordance with Article 8c.	Member State to the Commission in accordance with Article 8b, or on the basis of the Commission's own analysis in accordance with Article 8c.	Member State to the Commission in accordance with Article 8b, or on the basis of the Commission's own analysis in accordance with Article 8c.  Text Origin: Commission proposal
37	2. In cases where an agreement on the short-stay visa waiver between the Union and a third country listed in Annex II includes provisions on different grounds or procedures for suspension, those provisions shall be applied instead of Articles 8a, 8e and 8f of this Regulation.	2. In cases where an agreement on the short-stay visa waiver between the Union and a third country listed in Annex II <del>includes provisions on different grounds or procedures for suspension</del> <u>has been concluded, those provisions shall be applied instead of</u> Articles 8a, 8e and 8f of this Regulation <u>shall apply without prejudice to the relevant provisions on grounds for suspension and procedures set out in the agreement.</u>	2. In cases where an agreement on the short-stay visa waiver between the Union and a third country listed in Annex II <del>includes provisions on different grounds or procedures for suspension</del> <u>has been concluded, those provisions shall be applied instead of</u> Articles 8a, 8e and 8f of this Regulation <u>shall apply without prejudice to the relevant provisions on grounds for suspension and procedures set out in the agreement.</u>	2. In cases where an agreement on the short-stay visa waiver between the Union and a third country listed in Annex II <del>includes provisions on different grounds or procedures for suspension</del> <u>has been concluded, those provisions shall be applied instead of</u> Articles 8a, 8e and 8f of this Regulation <u>shall apply without prejudice to the relevant provisions on grounds for suspension and procedures set out in the agreement.</u>  Text Origin: Council Mandate
38	(2) the following Articles are inserted:	(2) the following Articles are inserted:	(2) the following Articles are inserted:	(2) the following Articles are inserted:  Text Origin: Commission Proposal
39	“ Article 8a	“ Article 8a	“ Article 8a	“ Article 8a

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
G 40	Grounds for suspension	Grounds for suspension	Grounds for suspension	Grounds for suspension Text Origin: Commission Proposal
G 41	1. The suspension mechanism may be triggered on the following grounds:	1. The suspension mechanism may be triggered <del>on</del> <sup>by</sup> <u>any of</u> the following grounds:	1. The suspension mechanism may be triggered on <u>any of</u> the following grounds:	1. The suspension mechanism may be triggered on <u>any of</u> the following grounds: Text Origin: Council Mandate
G 42	(a) a substantial increase in the number of nationals of a third country listed in Annex II refused entry or found to be staying in a Member State's territory without a right to do so;	(a) a substantial increase in the number of nationals of a third country listed in Annex II refused entry or found to be staying in a Member State's territory without a right to do so;	(a) a substantial increase in the number of nationals of a third country listed in Annex II refused entry or found to be staying in a Member State's territory without a right to do so;	(a) a substantial increase in the number of nationals of a third country listed in Annex II refused entry or found to be staying in a Member State's territory without a right to do so; Text Origin: Commission Proposal
G 43	(b) a substantial increase in the number of asylum applications from the nationals of a third country listed in Annex II for which the recognition rate is low;	(b) a substantial increase in the number of asylum applications from the nationals of a third country listed in Annex II for which the recognition rate is low;	(b) a substantial increase in the number of asylum applications from the nationals of a third country listed in Annex II for which the recognition rate is low;	(b) a substantial increase in the number of asylum applications from the nationals of a third country listed in Annex II for which the recognition rate is low; Text Origin: Commission Proposal
G 44	(c) a decrease in cooperation on readmission with a third country listed in Annex II, or other	(c) a decrease in cooperation on readmission with a third country listed in Annex II, or other	(c) a decrease in cooperation on readmission with a third country listed in Annex II, or other	(c) a decrease in cooperation on readmission with a third country listed in Annex II, or other

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	cases of non-cooperation on readmission;	cases of non-cooperation on readmission;	cases of non-cooperation on readmission;	cases of non-cooperation on readmission;  Text Origin: Commission Proposal
45	(d) a significant risk or imminent threat to the public policy or internal security of Member States related to a third country listed in Annex II deriving from any of the following:	(d) a significant risk or imminent threat to the public policy or internal security of Member States related to a third country listed in Annex II deriving from any of the following:	(d) a significant risk or imminent threat to the public policy or internal security of Member States related to a third country listed in Annex II, <u>in particular</u> deriving from any of the following:	(d) a significant risk or imminent threat to the public policy or internal security of Member States related to a third country listed in Annex II, <u>in particular</u> deriving from any of the following:  To be confirmed at trilogue  For Trilogue  Text Origin: Council Mandate
46	(i) a substantial increase in serious criminal offences, linked to the nationals of that third country, substantiated by objective, concrete and relevant information and data provided by the competent authorities;	(i) a substantial increase in serious criminal offences, linked to the nationals of that third country, substantiated by objective, concrete and relevant information and data provided by the competent authorities; <u>or</u>	(i) a substantial increase in serious criminal offences, linked to the nationals of that third country, substantiated by objective, concrete and relevant information and data provided by the competent authorities;	(i) a substantial increase in serious criminal offences, linked to the nationals of that third country, substantiated by objective, concrete and relevant information and data provided by the competent authorities;  To be confirmed at trilogue  For Trilogue  Text Origin: Council Mandate
47	(ii) hybrid threats;	(ii) hybrid threats;	(ii) hybrid threats;	(ii) hybrid threats;

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				<p>To be confirmed at trilogue</p> <p>For Trilogue</p> <p>Text Origin: Commission Proposal</p>
47a			<p><u>(iii) deficiencies in document security legislation or procedures;</u></p>	<p><u>(iii) systemic deficiencies in document security legislation or procedures;</u></p> <p>Examples provided orally and in written (14 May)</p> <p>To be confirmed at trilogue</p> <p>For Trilogue</p> <p>Text Origin: Council Mandate</p>
48	(e) the operation, by a third country listed in Annex II, of an investor citizenship scheme, whereby citizenship is granted without any genuine link to the third country concerned, in exchange for pre-determined payments or investments;	(e) the operation, by a third country listed in Annex II, of an investor citizenship scheme, whereby citizenship is granted without any genuine link to the third country concerned, in exchange for pre-determined payments or investments;	(e) the operation, by a third country listed in Annex II, of an investor citizenship scheme, whereby citizenship is granted without any genuine link to the third country concerned, in exchange for pre-determined payments or investments;	<p>(e) the operation, by a third country listed in Annex II, of an investor citizenship scheme, whereby citizenship is granted without any genuine link to the third country concerned, in exchange for pre-determined payments or investments;</p> <p>Text Origin: Commission Proposal</p>
49	(f) the non-alignment of the visa policy of a third country listed in Annex II, where, in particular	(f) the non-alignment of the visa policy of a third country listed in Annex II, where, in particular	(f) the non-alignment of the visa policy of a third country listed in Annex II, where, in particular	(f) the non-alignment of the visa policy of a third country listed in Annex II <u>which</u> , where, in

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	because of the geographic proximity of that third country to the Union, there is a risk of a substantial increase in the number of third-country nationals, other than nationals of that third country, who enter irregularly the territory of the Member States after having stayed on, or transited through, the territory of that third country;	because of the geographic proximity of that third country to the Union, there is <del>a risk of</del> a substantial increase in the number of third-country nationals, other than nationals of that third country, who enter irregularly the territory of the Member States after having stayed on, or transited through, the territory of that third country;	because of the geographic proximity of that third country to the Union, there is a risk of a substantial increase in the number of third-country nationals, other than nationals of that third country, who enter irregularly the territory of the Member States after having stayed on, or transited through, the territory of that third country;	particular because of the geographic proximity of that third country to the Union, <del>there is a risk of</del> <b>could lead to</b> a substantial increase in the number of third-country nationals, other than nationals of that third country, who enter irregularly the territory of the Member States after having stayed on, or transited through, the territory of that third country;  Text Origin: EP Mandate
50	(g) with regard to the third countries whose nationals have been exempted from the visa requirement when travelling to the territory of the Member States as a result of the successful conclusion of a visa liberalisation dialogue conducted between the Union and that third country, the non-compliance with the specific requirements, which are based on Article 1 and which were used to assess the appropriateness of granting visa liberalisation.	(g) with regard to the third countries whose nationals have been exempted from the visa requirement when travelling to the territory of the Member States as a result of the successful conclusion of a visa liberalisation dialogue conducted between the Union and that third country, the non-compliance with the specific requirements, which are based on Article 1 and which were used to assess the appropriateness of granting visa liberalisation.	(g) with regard to the third countries whose nationals have been exempted from the visa requirement when travelling to the territory of the Member States as a result of the successful conclusion of a visa liberalisation dialogue conducted between the Union and that third country, the non-compliance with the specific requirements, which are based on Article 1 and which were used to assess the appropriateness of granting visa liberalisation.	(g) with regard to the third countries whose nationals have been exempted from the visa requirement when travelling to the territory of the Member States as a result of the successful conclusion of a visa liberalisation dialogue conducted between the Union and that third country, the non-compliance with the specific requirements, which are based on Article 1 and which were used to assess the appropriateness of granting visa liberalisation.  Text Origin: Commission Proposal
50a		<u>(ga) a deterioration in the Union's external relations with a</u>	<u>(h) a significant and abrupt deterioration in the Union's external relations with a third</u>	<u>(h) a deterioration in the Union's external relations with a</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<p><u>third country listed in Annex II caused by:</u></p> <p><u>(i) serious breaches by that third country of the principles set out in the Charter of the United Nations;</u></p> <p><u>(ii) grave violations by that third country of the obligations deriving from international human rights law or international humanitarian law;</u></p> <p><u>(iii) violations by that third country of bilateral agreements between it and the Union;</u></p> <p><u>(iv) that third country carrying out hostile acts against the Union or Member States with the aim of destabilising or undermining society or institutions which are key for the public policy and internal security of the Union or the Member States;</u></p> <p><u>(v) non-compliance or non-alignment by that third country with relevant Union sanctions.</u></p>	<p><u>country listed in Annex II, in particular when it relates to human rights and fundamental freedoms and is deriving from any of the following:</u></p> <p><u>(i) serious human rights violations and abuses</u></p> <p><u>(ii) serious breaches of international law and standards, including human rights law and non-compliance with international court decisions and rulings;</u></p>	<p><u>third country listed in Annex II caused by:</u></p> <p><u>(i) serious breaches by that third country of the principles set out in the Charter of the United Nations;</u></p> <p><u>(ii) grave violations by that third country of fundamental freedoms or of the obligations deriving from international human rights law or international humanitarian law;</u></p> <p><u>(iii) serious breaches of international law and international legal standards;</u></p> <p><u>(iv) that third country carrying out hostile acts against the Union or Member States with the aim of destabilising or undermining society or institutions which are key for the public policy and internal security of the Union or the Member States; or</u></p> <p><u>(v) non-compliance with international court decisions and rulings;</u></p>
50b			<p><u>(i) any other ground for suspension set out in a short-stay visa waiver agreement between the Union and a third country listed in Annex II, limited to the scope of application of such agreement.</u></p>	<p><u>(i) any other ground for suspension set out in a short-stay visa waiver agreement between the Union and a third country listed in Annex II, limited to the scope of application of such agreement.</u></p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Council Mandate
51	2. For the purposes of paragraph 1, points (a), (b) and (d)(i), of this Article a substantial increase shall mean an increase exceeding a threshold of 50%, unless the Commission in accordance with Article 8b(4) or Article 8c(2) concludes that a lower or higher increase is applicable in the particular case.	2. For the purposes of paragraph 1, points (a), (b) and (d)(i), <u>and paragraph 4</u> of this Article a substantial increase shall mean an increase exceeding a threshold of <del>50%</del> <u>40 %</u> , unless the Commission in accordance with Article 8b(4) or Article 8c(2) concludes that a lower or higher increase is applicable in the particular case. <u>The Commission shall duly justify any such conclusion.</u>	2. For the purposes of paragraph 1, points (a), (b) and (d)(i), of this Article a substantial increase shall <u>be regarded as</u> <del>mean</del> an increase exceeding a threshold of <del>50%</del> <u>30%</u> , unless the Commission in accordance with Article 8b(4) or Article 8c(2) concludes that a <del>lower or higher increase</del> <u>different threshold</u> is applicable in the particular case, <u>by providing duly justified reasons for this decision.</u>	To be discussed internally by both institutions.  For Trilogue
52	3. For the purposes of paragraph 1, point (b), of this Article a low recognition rate shall mean a recognition rate of asylum applications of less than 4%, unless the Commission in accordance with Article 8b(4) or Article 8c(2) concludes that a higher recognition rate is applicable in the particular case.	<del>3. For the purposes of paragraph 1, point (b), of this Article a low recognition rate shall mean a recognition rate of asylum applications of less than 4%, unless the Commission in accordance with Article 8b(4) or Article 8c(2) concludes that a higher recognition rate is applicable in the particular case.</del>	3. For the purposes of paragraph 1, point (b), of this Article a low recognition rate shall <u>be regarded as</u> <del>mean</del> a recognition rate of asylum applications of less than <del>4%</del> <u>20%</u> , unless the Commission in accordance with Article 8b(4) or Article 8c(2) concludes that a <del>higher</del> <u>different</u> recognition rate is applicable in the particular case, <u>by providing duly justified reasons for this decision.</u>	EP ready to reconsider to have this threshold in the operative part. Percentage still to be discussed.  To be further discussed at trilogue, with Recital 8a.  For Trilogue
53	4. For the purposes of paragraph 1, point (c), a decrease in cooperation on readmission	4. For the purposes of paragraph 1, point (c), a decrease in cooperation on readmission	4. For the purposes of paragraph 1, point (c), a decrease in cooperation on readmission	To be discussed by Parliament.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	with a third country listed in Annex II shall mean a substantial increase, substantiated by adequate data, in the refusal rate of readmission applications submitted by a Member State to that third country for its own nationals or, where a readmission agreement concluded between the Union or that Member State and that third country so provides, for third-country nationals having transited through that third country.	with a third country listed in Annex II shall mean a substantial increase, substantiated by adequate data, <del>in</del> in the refusal rate of readmission applications submitted by a Member State to that third country for its own nationals, <del>or</del> , where a readmission agreement concluded between the Union or that Member State and that third country so provides, for third-country nationals having transited through that third country, <u>provided that it can be duly justified that the decrease in cooperation is the result of the action or inaction of that third country and is not attributable to the Member State that submitted the readmission applications.</u>	with a third country listed in Annex II shall mean a substantial increase, substantiated by adequate data, in the refusal rate of readmission applications submitted by a Member State to that third country for its own nationals or, where a readmission agreement concluded between the Union or that Member State and that third country so provides, for third-country nationals having transited through that third country.	For Trilogue
G	54 5. For the purposes of paragraph 1, point (c), the following may be considered as other cases of non-cooperation on readmission:	5. For the purposes of paragraph 1, point (c), the following may be considered as other cases of non-cooperation on readmission:	5. For the purposes of paragraph 1, point (c), the following may be considered as other cases of non-cooperation on readmission:	5. For the purposes of paragraph 1, point (c), the following may be considered as other cases of non-cooperation on readmission:  Text Origin: Commission Proposal
Y	55 (a) refusing or failing to process readmission applications in due time;	(a) refusing or failing to process readmission applications <del>in due time</del> ;	(a) refusing or failing to process readmission applications in due time;	(a) refusing or failing to process readmission applications in <del>due time</del> <u>a timely manner</u> ;

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				<p>proposal 15 May</p> <p>For Trilogue</p> <p>Text Origin: Commission Proposal</p>
Y	56	<p>(b) failing to issue travel documents in due time for the purposes of returning within the deadlines set out in the readmission agreement or refusing to accept European travel documents issued following the expiry of the deadlines set out in the readmission agreement;</p>	<p>(b) failing to issue travel documents <u>to its own nationals or persons recognised by the third country as having a right of residence in its territory</u> <del>in due time</del> for the purposes of returning within the deadlines set out in the readmission agreement or refusing to accept European travel documents issued following the expiry of the deadlines set out in the readmission agreement;</p>	<p>(b) failing to issue travel documents in <del>due time</del> <u>a timely manner</u> for the purposes of returning within the deadlines set out in the readmission agreement or refusing to accept European travel documents issued following the expiry of the deadlines set out in the readmission agreement;</p> <p>EP amd to be included in recital 17b (COM)</p> <p>For Trilogue</p> <p>Text Origin: Commission Proposal</p>
G	57	<p>(c) terminating or suspending the readmission agreement concluded between a third country listed in Annex II and the Union.</p>	<p>(c) terminating or suspending the readmission agreement concluded between a third country listed in Annex II and the Union.</p>	<p>(c) terminating or suspending the readmission agreement concluded between a third country listed in Annex II and the Union.</p> <p>Text Origin: Commission Proposal</p>
G	58	Article 8b	Article 8b	Article 8b

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
59	Notification by Member States and examination of the notification	Notification by Member States and examination of the notification	Notification by Member States and examination of the notification	Notification by Member States and examination of the notification  Text Origin: Commission Proposal
60	1. A Member State may notify the Commission if it is confronted, over a period of at least two months, compared with either the same period in the preceding year or the last two months prior to the implementation of the exemption from the visa requirement for nationals of a third country listed in Annex II, with one or more of the circumstances amounting to the grounds for suspension referred to in Article 8a(1), points (a), (b), (c), and (d)(i).	1. A Member State may notify the Commission if it is confronted, over a period <del>of at least two</del> <u>between two and twelve</u> months, compared with either the same period in the preceding year or the last two months prior to the implementation of the exemption from the visa requirement for nationals of a third country listed in Annex II, with one or more of the circumstances amounting to the grounds for suspension referred to in Article 8a(1), points (a), (b), (c), and (d)(i).	1. A Member State may notify the Commission if it is confronted, over a period of at least two months, compared with either the same period in the preceding year or the last two months prior to the implementation of the exemption from the visa requirement for nationals of a third country listed in Annex II, with one or more of the circumstances amounting to the grounds for suspension referred to in Article 8a(1), points (a), (b), (c), and (d)(i).	1. A Member State may notify the Commission if it is confronted, over a period <del>of at least two</del> <u>between two and twelve</u> months, compared with either the same period in the preceding year or the last two months prior to the implementation of the exemption from the visa requirement for nationals of a third country listed in Annex II, with one or more of the circumstances amounting to the grounds for suspension referred to in Article 8a(1), points (a), (b), (c), and (d)(i).  Text Origin: EP Mandate
60a		<u>1a. A Member State may notify the Commission of the existence of any of the grounds for suspension referred to in Article 8a(1), points (d)(ii), (e), (f), (g) and (ga).</u>	<u>1a. A Member State may also notify the Commission of the existence of circumstances that amount to the grounds for suspension as referred to in Article 8a(1), points (d)(ii), (d)(iii), (e), (f) and (i).</u>	<u>1a. A Member State may also notify the Commission of the existence of circumstances that amount to the grounds for suspension as referred to in Article 8a(1), points (d)(ii), (d)(iii), (e), (f) and (i).</u>  Text Origin: Council Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
61	2. The notification referred to in paragraph 1 of this Article shall state the reasons on which it is based and shall include relevant data and statistics as well as a detailed explanation of the preliminary measures that the Member State concerned has taken with a view to remedying the situation. In its notification, the Member State concerned may specify the categories of nationals of the third country concerned which are to be covered by an implementing act under Article 8e(1), specifying the detailed reasons for doing so.	2. The notification referred to in <del>paragraph 1</del> <u>paragraphs 1 and 1a</u> of this Article shall state the reasons on which it is based. <u>Where relevant, that notification</u> <del>and</del> shall include relevant data and statistics as well as a detailed explanation of the preliminary measures that the Member State concerned has taken with a view to remedying the situation. In its notification, the Member State concerned may specify the categories of nationals of the third country concerned which are to be covered by an implementing act under Article 8e(1), specifying the detailed reasons for doing so.	2. The notification referred to in paragraph 1 <u>and 1a</u> of this Article shall state the reasons on which it is based and shall include relevant data and statistics as well as a detailed explanation of the preliminary measures that the Member State concerned has taken with a view to remedying the situation. In its notification, the Member State concerned may specify the categories of nationals of the third country concerned which are to be covered by an implementing act under Article 8e(1), specifying the detailed reasons for doing so.	2. The notification referred to in <del>paragraph 1</del> <u>paragraphs 1 and 1a</u> of this Article shall state the reasons on which it is based. <u>Where applicable, that notification</u> <del>and</del> shall include relevant data and statistics as well as a detailed explanation of the preliminary measures that the Member State concerned has taken with a view to remedying the situation. In its notification, the Member State concerned may specify the categories of nationals of the third country concerned which are to be covered by an implementing act under Article 8e(1), specifying the detailed reasons for doing so.  Text Origin: EP Mandate
62	3. The Commission shall inform the European Parliament and the Council immediately of such notification.	3. The Commission shall inform the European Parliament and the Council immediately of such notification.	3. The Commission shall inform the European Parliament and the Council immediately of such notification.	3. The Commission shall inform the European Parliament and the Council immediately of such notification.  Text Origin: Commission Proposal
63	4. The Commission shall examine any notification made pursuant to paragraph 1 of this Article, taking into account:	4. The Commission shall examine any notification made pursuant to <del>paragraph</del> <u>paragraphs 1 and 1a</u> of this Article, taking into account:	4. The Commission shall examine <u>without delay</u> any notification made pursuant to paragraph 1 <u>and 1a</u> of this Article, taking into account:	4. The Commission shall examine <u>without delay</u> any notification made pursuant to <del>paragraph 1</del> <u>paragraphs 1 and 1a</u> of this Article, taking into account:

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Council Mandate
64	(a) whether any of the circumstances amounting to the grounds referred to in Article 8a(1), points (a), (b), (c), or (d)(i) exist;	(a) whether any of the circumstances amounting to the grounds referred to in Article 8a(1), <del>points (a), (b), (c), or (d)(i)</del> exist;	(a) whether any of the circumstances amounting to the grounds referred to in Article 8a(1), points (a), (b), (c), <u>(d), (e), (f) or (i)</u> <del>or (d)(i)</del> exist;	(a) whether any of the circumstances amounting to the grounds referred to in Article 8a(1), points (a), (b), (c), <u>(d), (e), (f) or (i)</u> <del>or (d)(i)</del> exist; Text Origin: Council Mandate
65	(b) the number of Member States affected by any of those circumstances;	(b) the number of Member States affected by any of those circumstances;	(b) the number of Member States affected by any of those circumstances;	(b) the number of Member States affected by any of those circumstances; Text Origin: Commission Proposal
66	(c) the overall impact of those circumstances on the migratory situation in the Union as it appears from the data provided by the Member States or available to the Commission;	(c) the overall impact of those circumstances on the migratory situation in the Union as it appears from the data provided by the Member States or available to the Commission;	(c) the overall impact of those circumstances on the migratory situation in the Union as it appears from the data provided by the Member States or available to the Commission;	(c) the overall impact of those circumstances on the migratory situation in the Union as it appears from the data provided by the Member States or available to the Commission; Text Origin: Commission Proposal
67	(d) the reports prepared by the European Border and Coast Guard <sup>1</sup> , the European Union Agency for Asylum <sup>2</sup> , the European Union Agency for Law Enforcement Cooperation (Europol) <sup>3</sup> or any other relevant institution, body, office or agency	(d) the reports prepared by the European Border and Coast Guard <sup>1</sup> , the European Union Agency for Asylum <sup>2</sup> , the European Union Agency for Law Enforcement Cooperation (Europol) <sup>3</sup> or any other relevant institution, body, office or agency	(d) <del>the</del> <u>he</u> reports prepared by the European Border and Coast Guard <u>established by Regulation (EU) 2019/1896 of the European Parliament and of the Council</u> <sup>1</sup> , the European Union Agency for Asylum <u>established by Regulation (EU) 2021/2303 of the European</u>	(d) The reports prepared by the European Border and Coast Guard <u>established by Regulation (EU) 2019/1896 of the European Parliament and of the Council</u> <sup>1</sup> , the European Union Agency for Asylum <u>established by Regulation (EU) 2021/2303 of the European</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>of the Union or international organisation, if the circumstances so require in the specific case;</p> <p>1. Regulation (EU) 2019/1896 of the European Parliament and of the Council of 13 November 2019 on the European Border and Coast Guard and repealing Regulations (EU) No 1052/2013 and (EU) 2016/1624 (OJ L 295, 14.11.2019, p. 1).</p> <p>2. Regulation (EU) 2021/2303 of the European Parliament and of the Council of 15 December 2021 on the European Union Agency for Asylum and repealing Regulation (EU) No 439/2010 (OJ L 468, 30.12.2021, p. 1).</p> <p>3. Regulation (EU) 2016/794 of the European Parliament and of the Council of 11 May 2016 on the European Union Agency for Law Enforcement Cooperation (Europol) and replacing and repealing Council Decisions 2009/371/JHA, 2009/934/JHA, 2009/935/JHA, 2009/936/JHA and 2009/968/JHA (OJ L 135, 24.5.2016, p. 53).</p>	<p>of the Union or international organisation, if the circumstances so require in the specific case;</p> <p>1. Regulation (EU) 2019/1896 of the European Parliament and of the Council of 13 November 2019 on the European Border and Coast Guard and repealing Regulations (EU) No 1052/2013 and (EU) 2016/1624 (OJ L 295, 14.11.2019, p. 1).</p> <p>2. Regulation (EU) 2021/2303 of the European Parliament and of the Council of 15 December 2021 on the European Union Agency for Asylum and repealing Regulation (EU) No 439/2010 (OJ L 468, 30.12.2021, p. 1).</p> <p>3. Regulation (EU) 2016/794 of the European Parliament and of the Council of 11 May 2016 on the European Union Agency for Law Enforcement Cooperation (Europol) and replacing and repealing Council Decisions 2009/371/JHA, 2009/934/JHA, 2009/935/JHA, 2009/936/JHA and 2009/968/JHA (OJ L 135, 24.5.2016, p. 53).</p>	<p><u>Parliament and of the Council</u><sup>2</sup>, the European Union Agency for Law Enforcement Cooperation (Europol) <u>established by Regulation (EU) 2016/794 of the European Parliament and of the Council</u><sup>3</sup> or any other relevant institution, body, office or agency of the Union or international organisation, if the circumstances so require in the specific case;</p> <p>1. Regulation (EU) 2019/1896 of the European Parliament and of the Council of 13 November 2019 on the European Border and Coast Guard and repealing Regulations (EU) No 1052/2013 and (EU) 2016/1624 (OJ L 295, 14.11.2019, p. 1).</p> <p>2. Regulation (EU) 2021/2303 of the European Parliament and of the Council of 15 December 2021 on the European Union Agency for Asylum and repealing Regulation (EU) No 439/2010 (OJ L 468, 30.12.2021, p. 1).</p> <p>3. Regulation (EU) 2016/794 of the European Parliament and of the Council of 11 May 2016 on the European Union Agency for Law Enforcement Cooperation (Europol) and replacing and repealing Council Decisions 2009/371/JHA, 2009/934/JHA, 2009/935/JHA, 2009/936/JHA and 2009/968/JHA (OJ L 135, 24.5.2016, p. 53).</p> <p>Text Origin: Council Mandate</p>	<p><u>Parliament and of the Council</u><sup>2</sup>, the European Union Agency for Law Enforcement Cooperation (Europol) <u>established by Regulation (EU) 2016/794 of the European Parliament and of the Council</u><sup>3</sup> or any other relevant institution, body, office or agency of the Union or international organisation, if the circumstances so require in the specific case;</p> <p>1. Regulation (EU) 2019/1896 of the European Parliament and of the Council of 13 November 2019 on the European Border and Coast Guard and repealing Regulations (EU) No 1052/2013 and (EU) 2016/1624 (OJ L 295, 14.11.2019, p. 1).</p> <p>2. Regulation (EU) 2021/2303 of the European Parliament and of the Council of 15 December 2021 on the European Union Agency for Asylum and repealing Regulation (EU) No 439/2010 (OJ L 468, 30.12.2021, p. 1).</p> <p>3. Regulation (EU) 2016/794 of the European Parliament and of the Council of 11 May 2016 on the European Union Agency for Law Enforcement Cooperation (Europol) and replacing and repealing Council Decisions 2009/371/JHA, 2009/934/JHA, 2009/935/JHA, 2009/936/JHA and 2009/968/JHA (OJ L 135, 24.5.2016, p. 53).</p>
68	(e) the information which the Member State concerned may	(e) the information which the Member State concerned may	(e) the information which the Member State concerned may	(e) the information which the Member State concerned may

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	have given in its notification in relation to possible measures under Article 8e(1);	have given in its notification in relation to possible measures under Article 8e(1);	have given in its notification in relation to possible measures under Article 8e(1);	have given in its notification in relation to possible measures under Article 8e(1);  Text Origin: Commission Proposal
69	(f) the overall question of public policy and internal security, in consultation with the Member State concerned.	(f) the overall question of public policy and internal security, in consultation with the Member State concerned.	(f) the overall question of public policy and internal security, in consultation with the Member State concerned.	(f) the overall question of public policy and internal security, in consultation with the Member State concerned.  Text Origin: Commission Proposal
69a		<u>(4a) As part of its examination pursuant to paragraph 4, the Commission shall also assess the necessity, proportionality and consequences of a suspension of the exemption from the visa requirement.</u>		<u>(4a) As part of its examination pursuant to paragraph 4, the Commission shall also assess the necessity, proportionality and consequences of a suspension of the exemption from the visa requirement.</u>  Text Origin: EP Mandate
70	5. The Commission shall inform the European Parliament and the Council of the results of its examination.	5. The Commission shall inform the European Parliament and the Council of the results of its examination.	5. The Commission shall inform the European Parliament and the Council of the results of its examination.	5. The Commission shall inform the European Parliament and the Council of the results of its examination.  Text Origin: Commission Proposal
71	Article 8c	Article 8c	Article 8c	Article 8c  Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
72	The Commission's monitoring and own analysis	The Commission's monitoring and own analysis	The Commission's monitoring and own analysis	The Commission's monitoring and own analysis <i>Text Origin: Commission Proposal</i>
73	1. The Commission shall monitor the existence of the grounds for suspension referred to in Article 8a(1) on a regular basis.	1. The Commission shall monitor the existence of the grounds for suspension referred to in Article 8a(1) on a regular basis.	1. The Commission shall monitor the existence of the grounds for suspension referred to in Article 8a(1) on a regular basis.	1. The Commission shall monitor the existence of the grounds for suspension referred to in Article 8a(1) on a regular basis. <i>Text Origin: Commission Proposal</i>
74	With particular regard to the third countries which have been listed in Annex II as a result of the successful conclusion of a visa liberalisation dialogue conducted between the Union and that third country, the Commission shall monitor the continuous compliance with the specific requirements, which are based on Article 1 and which were used to assess the appropriateness of granting visa liberalisation.	With particular regard to the third countries which have been listed in Annex II as a result of the successful conclusion of a visa liberalisation dialogue conducted between the Union and that third country, the Commission shall monitor the continuous compliance with the specific requirements, which are based on Article 1 and which were used to assess the appropriateness of granting visa liberalisation.	With particular regard to the third countries which have been listed in Annex II as a result of the successful conclusion of a visa liberalisation dialogue conducted between the Union and that third country, the Commission shall <i>also</i> monitor the continuous compliance with the specific requirements, which are based on Article 1 and which were used to assess the appropriateness of granting visa liberalisation.	With particular regard to the third countries which have been listed in Annex II as a result of the successful conclusion of a visa liberalisation dialogue conducted between the Union and that third country, the Commission shall <i>also</i> monitor the continuous compliance with the specific requirements, which are based on Article 1 and which were used to assess the appropriateness of granting visa liberalisation. <i>Text Origin: Council Mandate</i>
75	2. Where the Commission, taking into account the relevant data, reports and statistics, has concrete and reliable information on the existence of any of the grounds referred to in Article	2. Where the Commission, taking into account the relevant data, reports and statistics, <i>including data, reports and statistics from any relevant Union institution, body, office or agency,</i>	2. Where the Commission, taking into account the relevant data, reports and statistics, has concrete and reliable information on the existence of any of the grounds referred to in Article	2. Where the Commission, taking into account the relevant data, reports and statistics, <i>including data, reports and statistics from any relevant Union institution, body, office or agency,</i>

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	8a(1) it shall inform the European Parliament and the Council of its analysis, and Article 8e and Article 8f shall apply.	<u>and after having carried out an assessment as referred to in Article 8b(4a)</u> , has concrete and reliable information on the existence of any of the grounds referred to in Article 8a(1) it shall inform the European Parliament and the Council of its analysis, and Article 8e and Article 8f shall apply.	8a(1) it shall inform the European Parliament and the Council of its analysis, and Article 8e and Article 8f shall apply.	has concrete and reliable information on the existence of any of the grounds referred to in Article 8a(1) it shall inform the European Parliament and the Council of its analysis, and Article 8e and Article 8f shall apply.  Text Origin: EP Mandate
G 76	Article 8d	Article 8d	Article 8d	Article 8d  Text Origin: Commission Proposal
G 77	Reporting	Reporting	Reporting	Reporting  Text Origin: Commission Proposal
78	1. The Commission shall report to the European Parliament and to the Council on the monitoring conducted in accordance with Article 8c(1) with regard to the third countries which have been listed in Annex II as a result of the successful conclusion of a visa liberalisation dialogue conducted between the Union and that third country, at least once a year and for a period of seven years after the date of entry into force of visa liberalisation for	1. The Commission shall <u>periodically</u> report to the European Parliament and to the Council on the monitoring conducted in accordance with Article 8c(1) with regard to the third countries which have been listed in Annex II <del>as a result of the successful conclusion of a visa liberalisation dialogue conducted between the Union and that third country, at least once a year and for a period of seven years after the date of entry into force of visa liberalisation for</del>	1. The Commission shall report to the European Parliament and to the Council on the monitoring conducted in accordance with Article 8c(1) with regard to the third countries which have been listed in Annex II as a result of the successful conclusion of a visa liberalisation dialogue conducted between the Union and that third country, at least once a year and for a period of seven years after the date of entry into force of visa liberalisation for	1. The Commission shall report to the European Parliament and to the Council on the monitoring conducted in accordance with Article 8c(1) with regard to the third countries which have been listed in Annex II as a result of the successful conclusion of a visa liberalisation dialogue conducted between the Union and that third country, at least once a year and for a period of seven years after the date of entry into force of visa liberalisation for

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	those third countries, and thereafter whenever the Commission considers it to be necessary, or upon request by the European Parliament or by the Council. The report shall focus on the third countries which the Commission considers, based on concrete and reliable information, as no longer complying with certain specific requirements, which are based on Article 1 and which were used to assess the appropriateness of granting visa liberalisation.	<u>ensuring that each of</u> those third countries, <del>and thereafter whenever the Commission considers it to be necessary, or upon request by the European Parliament or by the Council. The report shall focus on the third countries which the Commission considers, based on concrete and reliable information, as no longer complying with certain specific requirements, which are based on Article 1 and which were used to assess the appropriateness of granting visa liberalisation</del> <u>is reported on at least once within a four-year period.</u>	those third countries, <del>and thereafter whenever</del> . <u>After that period</u> the Commission <u>shall report whenever it</u> considers <del>it</del> to be necessary, or upon request by the European Parliament or by the Council. The report shall focus on the third countries which the Commission considers, based on concrete and reliable information, as no longer complying with certain specific requirements, which are based on Article 1 and which were used to assess the appropriateness of granting visa liberalisation.	those third countries, <del>and thereafter whenever</del> . <u>After that period</u> the Commission <u>shall report whenever it</u> considers <del>it</del> to be necessary, or upon request by the European Parliament or by the Council. The report shall focus on the third countries which the Commission considers, based on concrete and reliable information, as no longer complying with certain specific requirements, which are based on Article 1 and which were used to assess the appropriateness of granting visa liberalisation.  EP to consult internally  Text Origin: Council Mandate
78a		<u>1a. The Commission shall report on an annual basis for a period of seven years after the date of entry into force of visa liberalisation for those third countries which have been listed as a result of the successful conclusion of a visa liberalisation dialogue conducted between the Union and that third country.</u>		EP to possible revert back to original proposal. Covered under paragraph 1.
78b		<u>1b. Whenever the Commission considers it</u>		

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		<i>necessary, it shall report on the third countries which it considers, based on concrete and reliable information, as no longer complying with certain specific requirements, which are based on Article 1 and which were used to assess the appropriateness of granting visa liberalisation.</i>		EP and Council to consider transforming text into recital.  COM to include link to Art. 1 in recital 10
79	2. The Commission shall also report, whenever it considers it to be necessary, or upon request by the European Parliament or by the Council, on third countries listed in Annex II other than the ones referred to in paragraph 1 of this Article.	2. The Commission shall also report, whenever it considers it to be necessary, or upon request by the European Parliament or by the Council, on third countries listed in Annex II other than the ones referred to in paragraph 1 of this Article.	2. The Commission shall also report, whenever it considers it to be necessary, or upon request by the European Parliament or by the Council, on third countries listed in Annex II other than the ones referred to in paragraph 1 of this Article.	2. The Commission shall also report, whenever it considers it to be necessary, or upon request by the European Parliament or by the Council, on third countries listed in Annex II other than the ones referred to in paragraph 1 of this Article.  Text Origin: Commission Proposal
80	Article 8e	Article 8e	Article 8e	Article 8e  Text Origin: Commission Proposal
81	Implementing acts	Implementing acts	Implementing acts	Implementing acts  Text Origin: Commission Proposal
82	1. Where, on the basis of the examination referred to in Article 8b(4), or the analysis referred to in Article 8c(2), and taking into	1. Where, on the basis of the examination referred to in Article 8b(4), or the analysis referred to in Article 8c(2), and taking into	1. Where, on the basis of the examination referred to in Article 8b(4), or the analysis referred to in Article 8c(2), and taking into	1. <i>The Commission shall adopt an implementing act suspending for a period of 12 months the exemption from the</i>

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	<p>account the consequences of a suspension of the exemption from the visa requirement for the overall external relations of the Union and its Member States with the third country concerned, while working in close cooperation with that third country to find alternative long-term solutions, the Commission decides that action is needed, or where a simple majority of Member States have notified the Commission of the existence of circumstances referred to in Article 8a(1), points (a), (b), (c) or (d)(i), the Commission shall adopt an implementing act temporarily suspending the exemption from the visa requirement for the nationals of the third country concerned for a period of 12 months.</p>	<p>account the consequences of a suspension of the exemption from the visa requirement for the overall external relations of the Union and its Member States with the third country concerned, while working in close cooperation with that third country to find alternative long-term solutions, the Commission decides that action is needed, or where a simple majority of Member States have notified the Commission of the existence of circumstances referred to in Article 8a(1), points (a), (b), (c) or <del>(d)(i)</del> (d), the Commission shall adopt an implementing act temporarily suspending the exemption from the visa requirement for the nationals of the third country concerned for a period of 12 months.</p>	<p>account the consequences of a suspension of the exemption from the visa requirement for the overall external relations of the Union and its Member States with the third country concerned, <u>including the political context or economic matters at stake</u>, while working in close cooperation with that third country to find alternative long-term solutions, the Commission decides that action is needed, or where a simple majority of Member States have notified the Commission of the existence of circumstances referred to in Article 8a(1), points (a), (b), (c), <u>(d), (e), (f) or (i)</u> <del>or (d)(i)</del>, the Commission shall adopt an implementing act temporarily suspending the exemption from the visa requirement for the nationals of the third country concerned for a period of 12 months.</p>	<p><u>visa requirement for the nationals of a third country</u> where:</p> <p><u>(a) the Commission has decided</u>, on the basis of the examination referred to in Article 8b(4), <del>or</del> <u>of</u> the analysis referred to in Article 8c(2), <u>that such action is necessary; or</u></p> <p><u>(b) a simple majority of Member States has notified the Commission of the existence of the circumstances referred to in Article 8a(1), point (a), (b), (c), (d), (e), (f) or (i).</u></p> <p><u>In coming to a decision as referred to in point (a) of the first subparagraph, the Commission shall work together in close cooperation with the third country concerned to find alternative long-term solutions in respect of the relevant ground or grounds referred to in Article 8a(1) and take <del>and taking</del> into account <u>the political context, the economic matters at stake and</u> the consequences of a suspension of the exemption from the visa requirement for the overall external relations of the Union and</u></p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				<p><del>its</del><sup>the</sup> Member States <del>with the third country concerned, while working in close cooperation</del> with that third country <del>to find alternative long-term solutions; the Commission decides that action is needed, or where a simple majority of Member States have notified the Commission of the existence of circumstances referred to in Article 8a(1), points (a), (b), (c) or (d)(i), the Commission shall adopt an implementing act temporarily suspending the exemption from the visa requirement for the nationals of the third country concerned for a period of 12 months.</del></p> <p>Joint JL suggestion to increase readability (14 May)</p>
R 82a		<p><u>Notwithstanding Article 6(1), point (a), where the Commission has adopted an implementing act under this paragraph which temporarily suspends the exemption from the visa requirement for nationals of the third country concerned who hold diplomatic passports, service/official passports or special passports, the Member</u></p>		<p><u>Where the Commission has adopted an implementing act under this paragraph on the grounds referred to in Article 8a(1)(h) which temporarily suspends the exemption from the visa requirement for nationals of the third country concerned who hold diplomatic passports, service/official passports or special passports, the Member States shall not provide for new</u></p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u><i>States shall not provide for exceptions therefrom.</i></u>		<u><i>exceptions under Article 6(1)(a). Member States that have bilateral agreements with the third country concerned, shall take the necessary steps not to apply the exceptions based on Article 6(1)(a).</i></u>  Proposal discussed on 15 May  For Trilogue
83	The suspension shall apply to certain categories of nationals of the third country concerned, by reference to the relevant types of travel documents and, where appropriate, to additional criteria. When deciding to which categories the suspension is to apply, the Commission shall, based on the information available, include categories that are broad enough in order to efficiently contribute to remedying the circumstances that led to the suspension, while respecting the principle of proportionality and non- discrimination in line with Article 21 of the Charter of Fundamental Rights of the European Union. That implementing act shall fix the date on which the suspension of the	The suspension shall apply to certain categories of nationals of the third country concerned, by reference to the relevant types of travel documents and, where appropriate, to additional criteria. When deciding to which categories the suspension is to apply, the Commission shall, based on the information available, include categories that are broad enough in order to efficiently contribute to remedying the circumstances that led to the suspension, while respecting the principle of proportionality and non- discrimination in line with Article 21 of the Charter of Fundamental Rights of the European Union. That implementing act shall fix the date on which the suspension of the	The suspension shall apply to certain categories of nationals of the third country concerned, by reference to the relevant types of travel documents and, where appropriate, to additional criteria. When deciding to which categories the suspension is to apply, the Commission shall, based on the information available, include categories that are broad enough in order to efficiently contribute to remedying the circumstances that led to the suspension, while respecting the principle of proportionality and non- discrimination in line with Article 21 of the Charter of Fundamental Rights of the European Union. That implementing act shall fix the date on which the suspension of the	The suspension shall apply to certain categories of nationals of the third country concerned, by reference to the relevant types of travel documents and, where appropriate, to additional criteria. When deciding to which categories the suspension is to apply, the Commission shall, based on the information available, include categories that are broad enough in order to efficiently contribute to remedying the circumstances that led to the suspension, while respecting the principle of proportionality and non- discrimination in line with Article 21 of the Charter of Fundamental Rights of the European Union. That implementing act shall fix the date on which the suspension of the

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	exemption from the visa requirement is to take effect.	exemption from the visa requirement is to take effect.	exemption from the visa requirement is to take effect.	exemption from the visa requirement is to take effect. <small>Text Origin: Commission Proposal</small>
84	The Commission shall adopt the implementing act referred to in the first subparagraph within one month of:	The Commission shall adopt the implementing act referred to in the first subparagraph within one month of:	The Commission shall <del>adopt the</del> <u>submit the draft</u> implementing act referred to in the first subparagraph <del>within one month of to the Committee referred to in Article 11(1)</del>	The Commission shall <del>adopt the</del> <u>submit the draft</u> implementing act referred to in the first subparagraph <del>within one month of to the Committee referred to in Article 11(1)</del>  <small>For confirmation at the trilogue</small> <small>Text Origin: Council Mandate</small>
84a			<u>(a)</u> <u>within one month of:</u>	<u>(-a)</u> <u>within one month of:</u>  <small>For confirmation at the trilogue</small> <small>Text Origin: Council Mandate</small>
85	(a) receiving the notification referred to in Article 8b;	(a) receiving the notification referred to in Article 8b;	<del>(a)</del> <u>(i)</u> receiving the notification referred to in Article 8b <u>(1)</u> ;	(a) receiving the notification referred to in Article 8b <u>(1)</u> ;  <small>For confirmation at the trilogue</small> <small>Text Origin: Council Mandate</small>
86	(b) informing the European Parliament and the Council of its analysis referred to in Article 8c(2);	(b) informing the European Parliament and the Council of its analysis referred to in Article 8c(2);	<del>(b)</del> <u>(ii)</u> informing the European Parliament and the Council of its analysis referred to in Article 8c(2); <u>or</u>	(b) informing the European Parliament and the Council of its analysis referred to in Article 8c(2); <u>or</u>  <small>For confirmation at the trilogue</small>

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				Text Origin: Council Mandate
87	(c) receiving the notification from a simple majority of Member States of the existence of grounds referred to in Article 8a(1), points (a), (b), (c) or (d)(i).	(c) receiving the notification from a simple majority of Member States of the existence of grounds referred to in Article 8a(1), points (a), (b), (c) or <del>(d)(i)</del> <u>(d)</u> .	<del>(e)(iii)</del> receiving the notification from a simple majority of Member States of the existence of grounds referred to in Article 8a(1), points (a), (b), (c), <u>(d), (e), (f) or (i)</u> ; <del>or</del> <del>(d)(i)</del> .	(c) receiving the notification from a simple majority of Member States of the existence of grounds referred to in Article 8a(1), points (a), (b), (c), <u>(d), (e), (f) or (i)</u> ; <del>or</del> <del>(d)(i)</del> .  For confirmation at the trilogue Text Origin: Council Mandate
87a			<u>(b) within two months of receiving the notification by a Member State referred to in Article 8b(1a).</u>	<u>(ca) within two months of receiving the notification by a Member State referred to in Article 8b(1a).</u>  For confirmation at the trilogue Text Origin: Council Mandate
88	The implementing acts referred to in the first subparagraph shall be adopted in accordance with the examination procedure referred to in Article 11(2).	The implementing acts referred to in the first subparagraph shall be adopted in accordance with the examination procedure referred to in Article 11(2).	The implementing acts referred to in the first subparagraph shall be adopted in accordance with the examination procedure referred to in Article 11(2).	The implementing acts referred to in the first subparagraph shall be adopted in accordance with the examination procedure referred to in Article 11(2).  Text Origin: Commission Proposal
89	2. On duly justified imperative grounds of urgency, the Commission shall adopt immediately applicable	2. On duly justified imperative grounds of urgency, <u>where a significant risk or imminent threat to public policy</u>	2. <del>On</del> <u>By derogation to paragraph 1, Article 8b and Article 8c(2), the following provision applies in</u> duly justified	To be further discussed.

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	implementing acts in accordance with the procedure referred to in Article 11(4), temporarily suspending the exemption from the visa requirement for the nationals of the third country concerned for a period of 12 months.	<u>or internal security of a Member State as set out in Article 8a(1), point (d), requires immediate action,</u> the Commission <del>shall</del> <u>may</u> adopt immediately applicable implementing acts in accordance with the procedure referred to in Article 11(4), temporarily suspending the exemption from the visa requirement for the nationals of the third country concerned for a <u>maximum</u> period of 12 months.	<del>imperative grounds of cases where the</del> urgency, <del>the Commission shall adopt immediately applicable implementing acts in accordance with the procedure referred to in Article 11(4), temporarily suspending the exemption from the visa requirement for the nationals of the third country concerned for a period of 12 months</del> <u>matter requires it.</u>	
89a			<u>Where the Commission has concrete and reliable information on the existence of any of the grounds referred to in Article 8a(1) and decides that swift action is needed, the Commission shall adopt an implementing act temporarily suspending the exemption from the visa requirement for all or certain categories of nationals of the third country concerned for a period of 12 months. That implementing act shall fix the date on which the suspension of the exemption from the visa requirement is to take effect.</u>	To be further discussed. EP to check internally and consult the Legal Service
89b			<u>The implementing acts referred to in the second subparagraph shall</u>	To be further discussed.

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			<i>be adopted in accordance with the examination procedure referred to in Article 11(2). The chair of the committee provided for in Article 11(1) shall make use of the exceptions provided for in Article 3(3) and (5), second subparagraph of Regulation (EU) 182/2011.</i>	PRES to check the reference to "exceptions" and "second subparagraph"
89c		<i>2a. In cases as referred to in the first subparagraph, the Commission shall comprehensively and consistently inform the European Parliament and the Council throughout the procedure.</i>		EP agrees to drop its amd.
90	3. During the period of suspension, the Commission shall establish an enhanced dialogue with the third country concerned with a view to remedying the circumstances in question.	3. During the period of suspension, the Commission shall establish an enhanced dialogue with the third country concerned with a view to remedying the circumstances in question <i>and shall regularly report to the European Parliament and to the Council on the progress and outcome of the dialogue and on the effectiveness of the suspension.</i>	3. During the period of suspension, the Commission shall establish an enhanced dialogue with the third country concerned with a view to remedying the circumstances in question.	3. During the period of suspension, the Commission shall establish an enhanced dialogue with the third country concerned with a view to remedying the circumstances in question. <i>The Commission shall inform the European Parliament and the Council on the progress and outcome of the dialogue and on the effectiveness of the suspension.</i>  Text Origin: EP Mandate

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91	4. Where the circumstances that led to the temporary suspension of the exemption from the visa requirement are remedied before the end of the period of validity of the implementing acts adopted pursuant to paragraphs 1 and 2, the Commission shall adopt an implementing act to lift the temporary suspension in accordance with the examination procedure referred to in Article 11(2).	4. Where the circumstances that led to the temporary suspension of the exemption from the visa requirement are remedied before the end of the period of validity of the implementing acts adopted pursuant to paragraphs 1 and 2, the Commission shall adopt an implementing act to lift the temporary suspension in accordance with the examination procedure referred to in Article 11(2).	4. Where the circumstances that led to the temporary suspension of the exemption from the visa requirement are remedied before the end of the period of validity of the implementing acts adopted pursuant to paragraphs 1 and 2, the Commission shall adopt an implementing act to lift the temporary suspension in accordance with the examination procedure referred to in Article 11(2).	4. Where the circumstances that led to the temporary suspension of the exemption from the visa requirement are remedied before the end of the period of validity of the implementing acts adopted pursuant to paragraphs 1 and 2, the Commission shall adopt an implementing act to lift the temporary suspension in accordance with the examination procedure referred to in Article 11(2).  Text Origin: Commission Proposal
92	Article 8f	Article 8f	Article 8f	Article 8f  Text Origin: Commission Proposal
93	Delegated acts	Delegated acts	Delegated acts	Delegated acts  Text Origin: Commission Proposal
94	1. Where the grounds referred to in Article 8a persist, the Commission shall adopt, at the latest two months before the expiry of the 12-month period referred to in Article 8e(1), a delegated act in accordance with Article 10, amending Annex II to temporarily suspend the	1. Where the grounds referred to in Article 8a persist, the Commission shall adopt, at the latest two months before the expiry of the 12-month period referred to in Article 8e(1), a delegated act in accordance with Article 10, amending Annex II to temporarily suspend the	1. Where the grounds referred to in Article 8a persist, the Commission shall adopt, at the latest two months before the expiry of the 12-month period referred to in Article 8e(1) <u>and</u> <u>(2)</u> , a delegated act in accordance with Article 10, amending Annex II to temporarily suspend the	1. Where the grounds referred to in Article 8a persist, the Commission shall adopt, at the latest two months before the expiry of the 12-month period referred to in Article 8e(1) <u>and</u> <u>(2)</u> , a delegated act in accordance with Article 10, amending Annex II to temporarily suspend the

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	application of that Annex for a period of 24 months for all nationals of the third country concerned. That amendment shall be made by inserting a footnote next to the name of the third country in question, indicating that the exemption from the visa requirement is suspended with regard to that third country and specifying the period of that suspension. The delegated act shall take effect from the date of expiry of the implementing act referred to in Article 8e(1).	application of that Annex for a period of 24 months for all nationals of the third country concerned. That amendment shall be made by inserting a footnote next to the name of the third country in question, indicating that the exemption from the visa requirement is suspended with regard to that third country and specifying the period of that suspension. The delegated act shall take effect from the date of expiry of the implementing act referred to in Article 8e(1).	application of that Annex for a period of 24 months for all nationals of the third country concerned. <del>That amendment shall be made by inserting a footnote next to the name of the third country in question, indicating that the exemption from the visa requirement is suspended with regard to that third country and specifying the period of that suspension. The delegated act shall take effect from the date of expiry of the implementing act referred to in Article 8e(1).</del>	application of that Annex for a period of 24 months for all nationals of the third country concerned. <del>That amendment shall be made by inserting a footnote next to the name of the third country in question, indicating that the exemption from the visa requirement is suspended with regard to that third country and specifying the period of that suspension. The delegated act shall take effect from the date of expiry of the implementing act referred to in Article 8e(1).</del>  Text Origin: Council Mandate
94a			<u>Where the implementing act referred to in Article 8e(1) and (2) temporarily suspending the exemption from the visa requirement was based on the circumstances referred to in Article 8a(1) [points (g) or (h)], the delegated act may apply to certain categories of nationals, designated in accordance with the principles laid out in Article 8e(1) subparagraph 2.</u>	<u>Where the implementing act referred to in Article 8e(1) and (2) temporarily suspending the exemption from the visa requirement was based on the circumstances referred to in Article 8a(1) point (h), the delegated act may apply to certain categories of nationals, designated in accordance with the principles laid out in Article 8e(1) subparagraph 2.</u>  Text Origin: Council Mandate
94b			<u>That amendment shall be made by inserting a footnote next to the</u>	<u>The amendment referred to in the first subparagraph shall be made</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<p><u>name of the third country in question, indicating that the exemption from the visa requirement is suspended with regard to that third country and specifying the period of that suspension and, where necessary, the designated category of nationals of the third country concerned. The delegated act shall take effect from the date of expiry of the relevant implementing act referred to in Article 8e(1) and (2).</u></p> <p>Last part of para 1 of COM proposal, with additions to address situations such as Georgia</p>	<p><u>by inserting a footnote next to the name of the third country in question, indicating that the exemption from the visa requirement is suspended with regard to that third country and specifying the period of that suspension and, where applicable, the designated categories of nationals of that third country. The delegated act shall take effect from the date of expiry of the relevant implementing act referred to in Article 8e(1) and (2).</u></p> <p>Proposal discussed on 15 May</p> <p>For Trilogue</p> <p>Text Origin: Council Mandate</p>
R 94c		<p><u>1a. The delegated act referred to in paragraph 1 shall be accompanied by a report to the European Parliament and to the Council detailing the outcome of the enhanced dialogue with the third country concerned, the measures adopted by that third country and by the Member States concerned, and the reasons for considering that the circumstances leading to the</u></p>		<p><u>Article 8e(1) subparagraph 3 shall apply accordingly.</u></p> <p>Proposal discussed on 15 May</p> <p>COM to propose draft to include the EP amd in a recital</p> <p>For Trilogue</p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>temporary suspension have not been remedied.</u>		
R 94d		<u>1b. Notwithstanding Article 6(1), point (a), where the Commission has adopted a delegated act under paragraph 1 of this Article the Member States shall not provide for exemptions as regards nationals of the third country concerned who hold diplomatic passports, service/official passports or special passports.</u>		To be deleted - see row 94c. Proposal discussed on 15 May  For Trilogue
95	2. Without prejudice to the application of Article 6, during the period of suspension, the nationals of the third country concerned shall be required to be in possession of a visa when crossing the external borders of the Member States.	2. Without prejudice to the application of Article 6 <u>and paragraph 1b of this Article</u> , during the period of suspension, the nationals of the third country concerned shall be required to be in possession of a visa when crossing the external borders of the Member States.	2. Without prejudice to the application of Article 6, during the period of suspension, the nationals of the third country concerned shall be required to be in possession of a visa when crossing the external borders of the Member States.	Pending outcome of discussion in line 94d.
R 96	3. A Member State which, in accordance with Article 6, provides for new exemptions from the visa requirement for a category of nationals of the third country covered by the act suspending the exemption from the visa requirement shall communicate	3. A Member State which, in accordance with Article <u>66(1), points (b) to (f), Article 6(2) or Article 6(3)</u> , provides for new exemptions from the visa requirement for a category of nationals of the third country covered by the act suspending the exemption from the visa	3. A Member State which, in accordance with Article 6, provides for new exemptions from the visa requirement for a category of nationals of the third country covered by the act suspending the exemption from the visa requirement shall communicate	3. <u>Without prejudice to Article 8e(1) subparagraph 3,</u> a Member State which, in accordance with Article 6, provides for new exemptions from the visa requirement for a category of nationals of the third country covered by the act suspending the exemption from the visa

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	those measures in accordance with Article 12.	requirement shall communicate those measures in accordance with Article 12.	those measures in accordance with Article 12.	requirement shall communicate those measures in accordance with Article 12.  (COM to send drafting regarding relevant provision for the first phase of the mechanism)  Proposal discussed on 15 May  For Trilogue  Text Origin: EP Mandate
97	4. Before the end of the period of validity of the delegated act adopted pursuant to paragraph 1 of this Article, the Commission shall submit a report to the European Parliament and to the Council.	4. Before the end of the period of validity of the delegated act adopted pursuant to paragraph 1 of this Article, the Commission shall submit a report to the European Parliament and to the Council <u>on the temporary application of the visa suspension, on the dialogue between the Commission and the third country concerned and on the measures taken to remedy the circumstances having led to the temporary suspension of the visa exemption.</u>	4. Before the end of the period of validity of the delegated act adopted pursuant to paragraph 1 of this Article, the Commission shall submit a report to the European Parliament and to the Council.	4. Before the end of the period of validity of the delegated act adopted pursuant to paragraph 1 of this Article, the Commission shall submit a report to the European Parliament and to the Council <u>on the temporary application of the visa suspension, on the dialogue between the Commission and the third country concerned and on the measures taken to remedy the circumstances having led to the temporary suspension of the visa exemption.</u>  Text Origin: EP Mandate
98	The report may be accompanied by a legislative proposal to amend this Regulation in order to transfer	The report may be accompanied by a legislative proposal to amend this Regulation in order to transfer	The report may be accompanied by a legislative proposal to amend this Regulation in order to transfer	The report may be accompanied by a legislative proposal to amend this Regulation in order to transfer

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	the reference to the third country concerned from Annex II to Annex I. In that case, the Commission shall adopt a further delegated act in accordance with Article 10, amending Annex II to extend the period of suspension of the exemption from the visa requirement from the end of the period of validity of the delegated act adopted pursuant to paragraph 1 of this Article until the entry into force of the amendment transferring the third country concerned to Annex I. The footnote shall be amended accordingly.	the reference to the third country concerned from Annex II to Annex I. In that case, the Commission shall adopt a further delegated act in accordance with Article 10, amending Annex II to extend the period of suspension of the exemption from the visa requirement <del>from the end of the period of validity of</del> <u>set by</u> the delegated act adopted pursuant to paragraph 1 of this Article <u>by a period of six months or</u> until the entry into force of the amendment transferring the third country concerned to Annex I, <u>whichever comes first</u> . The footnote shall be amended accordingly.	the reference to the third country concerned from Annex II to Annex I. In that case, the Commission shall adopt a further delegated act in accordance with Article 10, amending Annex II to extend the period of suspension of the exemption from the visa requirement from the end of the period of validity of the delegated act adopted pursuant to paragraph 1 of this Article until the entry into force of the amendment transferring the third country concerned to Annex I. The footnote shall be amended accordingly.	the reference to the third country concerned from Annex II to Annex I. In that case, the Commission shall adopt a further delegated act in accordance with Article 10, amending Annex II to extend the period of suspension of the exemption from the visa requirement <del>from the end of the period of validity of</del> <u>set by</u> the delegated act adopted pursuant to paragraph 1 of this Article <u>by a period of 24 months or</u> until the entry into force of the amendment transferring the third country concerned to Annex I. The footnote shall be amended accordingly.  To be further checked  Text Origin: EP Mandate
98a			<u>Where the delegated act adopted pursuant to paragraph 1 of this Article applied to certain designated categories of nationals, based on persistence of the circumstances referred to in Article 8a(1) [points (g) or (h)], the report may indicate the need to further extend the regime by another period of 24 months by means of another delegated act.</u>	<u>Where the delegated act adopted pursuant to paragraph 1 of this Article applied to nationals of the third country concerned who hold diplomatic passports, service/official passports or special passports, based on persistence of the circumstances referred to in Article 8a(1) points (h), the report may indicate the need to further extend the regime</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				<p><u>by another period of 24 months by means of another delegated act. Subparagraph 1 and 2 of this paragraph shall apply accordingly.</u></p> <p>To be further checked</p> <p>Text Origin: Council Mandate</p>
99	<p>5. Where the circumstances that led to the temporary suspension of the exemption from the visa requirement are remedied before the end of the period of validity of the delegated acts adopted pursuant to paragraphs 1 and 4 of this Article, the Commission shall adopt a delegated act in accordance with Article 10 amending Annex II to lift the temporary suspension.</p>	<p>5. Where the circumstances that led to the temporary suspension of the exemption from the visa requirement are remedied before the end of the period of validity of the delegated acts adopted pursuant to paragraphs 1 and 4 of this Article, the Commission shall adopt a delegated act in accordance with Article 10 amending Annex II to lift the temporary suspension.</p>	<p>5. Where the circumstances that led to the temporary suspension of the exemption from the visa requirement are remedied before the end of the period of validity of the delegated acts adopted pursuant to paragraphs 1 and 4 of this Article, the Commission shall adopt a delegated act in accordance with Article 10 amending Annex II to lift the temporary suspension.</p>	<p>5. Where the circumstances that led to the temporary suspension of the exemption from the visa requirement are remedied before the end of the period of validity of the delegated acts adopted pursuant to paragraphs 1 and 4 of this Article, the Commission shall adopt a delegated act in accordance with Article 10 amending Annex II to lift the temporary suspension.</p> <p>Text Origin: Commission Proposal</p>
100	<p>(3) Article 10 is amended as follows:</p>	<p>(3) Article 10 is amended as follows:</p>	<p>(3) Article 10 is amended as follows:</p>	<p>(3) Article 10 is amended as follows:</p> <p>Text Origin: Commission Proposal</p>
101	<p>(a) in paragraph 3, ‘point (b) of Article 8(6)’ is replaced by ‘Article 8f’;</p>	<p>(a) in paragraph 3, ‘point (b) of Article 8(6)’ is replaced by ‘Article 8f’;</p>	<p>(a) in paragraph 3, ‘point (b) of Article 8(6)’ is replaced by ‘Article 8f’;</p>	<p>(a) in paragraph 3, ‘point (b) of Article 8(6)’ is replaced by ‘Article 8f’;</p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
G	102	(b) in paragraph 4, 'point (b) of Article 8(6)' is replaced by 'Article 8f';	(b) in paragraph 4, 'point (b) of Article 8(6)' is replaced by 'Article 8f';	(b) in paragraph 4, 'point (b) of Article 8(6)' is replaced by 'Article 8f';  Text Origin: Commission Proposal
G	103	(c) in paragraph 8, 'point (b) of Article 8(6)' is replaced by 'Article 8f'.	(c) in paragraph 8, 'point (b) of Article 8(6)' is replaced by 'Article 8f'.	(c) in paragraph 8, 'point (b) of Article 8(6)' is replaced by 'Article 8f'.  Text Origin: Commission Proposal
	104	(4) in Article 11, the following paragraph 4 is added:	(4) in Article 11, the following paragraph 4 is added:	<i>deleted</i>  EP to check internally.
	105	“ 4. Where reference is made to this paragraph, Article 8 of Regulation (EU) No 182/2011, in conjunction with Article 5 thereof, shall apply. ”	“ 4. Where reference is made to this paragraph, Article 8 of Regulation (EU) No 182/2011, in conjunction with Article 5 thereof, shall apply. ”	<i>deleted</i>  EP to check internally.
R	105a		<u>8fa. Article 8fa</u> <u>Suspension of the possibility to provide for exceptions from the visa requirement as regards countries listed in Annex I</u>	For Trilogue

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<p><u>1. In the event of a deterioration in the Union's external relations of the kind referred to in Article 8a(1), point (ga), of this Regulation with a third country listed in Annex I to this Regulation], and provided that that deterioration is of a significant and abrupt nature], or following the adoption of an implementing decision pursuant to Article 25a(5) of Regulation (EC) No 810/2009, the Commission may adopt an implementing act to suspend any exceptions from the visa requirement provided for by Member States pursuant to Article 6(1) of this Regulation as regards holders of diplomatic passports, service/official passports or special passports.</u></p> <p><u>2. The Commission shall continuously assess whether it is possible to achieve a substantial and sustained improvement in the Union's external relations with the third country concerned or in the level of cooperation of the third country concerned as regards the readmission of</u></p>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<p><u>irregular migrants. On the basis of that assessment, the Commission may adopt an implementing act to repeal or amend the implementing act referred to in the first paragraph.</u></p> <p><u>3. The implementing acts referred in paragraphs 1 and 2 of this Article shall be adopted in accordance with the examination procedure referred to in Article 11(2).</u></p>		
106	Article 2	Article 2	Article 2	Article 2  Text Origin: Commission Proposal
107	This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.  Text Origin: Commission Proposal
108	This Regulation shall be binding in its entirety and directly applicable in the Member States in accordance with the Treaties.	This Regulation shall be binding in its entirety and directly applicable in the Member States in accordance with the Treaties.	This Regulation shall be binding in its entirety and directly applicable in the Member States in accordance with the Treaties.	This Regulation shall be binding in its entirety and directly applicable in the Member States in accordance with the Treaties.  Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
109	Done at Brussels,	Done at Brussels,	Done at Brussels,	Done at Brussels, Text Origin: Commission Proposal
110	For the European Parliament	For the European Parliament	For the European Parliament	For the European Parliament Text Origin: Commission Proposal
111	The President	The President	The President	The President Text Origin: Commission Proposal
112	For the Council	For the Council	For the Council	For the Council Text Origin: Commission Proposal
113	The President	The President	The President	The President Text Origin: Commission Proposal