COUNCIL OF THE EUROPEAN UNION

Brussels, 23 October 2003 (03.11)
(OR. fr)

13207/03 ADD 1

PV/CONS 53
JAI 281

ADENDUM TO DRAFT MINUTES ¹
Subject : 2529th meeting of the Council of the European Union (Justice and Home Affairs), held in Brussels on 2/3 October 2003

¹ The information from the minutes which is contained in this document is not confidential and may therefore be released to the public.
"A" ITEMS

Item 1. Council Decision amending Article 40(1) and (7) of the Convention implementing the Schengen Agreement of 14 June 1985 on the gradual abolition of checks at the common borders..............................................................3
Items on the agenda concerning the final adoption of Council acts which may be released to the public

"A" items: (list: 13058/03 PTS A 47)

When finally adopting the "A" items relating to legislative acts, the Council agreed to enter the following information in these minutes:

Item 1  Council Decision amending the provisions of Article 40(1) and (7) of the Convention implementing the Schengen Agreement of 14 June 1985 on the gradual abolition of checks at the common borders

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+ COR 1

The Council adopted the above decision. (Legal base: Article 32 and Article 34(2)(c) of the Treaty on European Union).

Statement 1 by the German and Hellenic delegations

"As regards cross-border surveillance of persons other than the suspect, Germany and Greece will apply Article 40(1) of the Schengen Convention only when the requirements of Article 17(1) of the Second Additional Protocol to the European Convention on Mutual Assistance in Criminal Matters are met."

Statement 2 by the German delegation

"The Federal Republic of Germany will ensure that the content of the Decision is transposed into national law in due course".