ADDENDUM TO DRAFT MINUTES ¹

Subject: 2314th Council meeting (JUSTICE AND HOME AFFAIRS), held in Brussels on 30 November and 1 December 2000

¹ The information from the Council minutes which is contained in this addendum is not confidential and may therefore be released to the public.
"B" ITEM

Item 21. Council Decision on the application of the Schengen acquis in Denmark, Finland and Sweden, and in Iceland and Norway ................................................................. 3
Agenda items released to the public concerning the final adoption of Council acts

"B" items: (agenda: 13777/00 OJ/CONS 75 JAI 148)

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

Item 21. Council Decision on the application of the Schengen acquis in Denmark, Finland and Sweden, and in Iceland and Norway
12741/1/00 SCH-EVAL 65 COMIX 754 REV 1
+ REV 1 COR 1 (nl)
+ REV 1 ADD 1
12741/00 ADD 1 REV 1
+ ADD 1 REV 1 COR 1 (de)

The Council adopted the above Decision (legal basis: Article 2(2) of the Protocol annexed to the Treaty on European Union and to the Treaty establishing the European Community integrating the Schengen acquis, and Article 15(4) of the Agreement concluded by the Council of the European Union, the Republic of Iceland and the Kingdom of Norway concerning the latter's association with the implementation, application and development of the Schengen acquis).

Statements

1. "The provisions of Article 3(2) of the draft Council Decision on the application of the Schengen acquis in Denmark, Finland and Sweden, and in Iceland and Norway, do not imply any derogation from the rule whereby the application of the Schengen acquis in new Member States takes place under the conditions and on the dates set by the Council acting by unanimity of its members."

2. "Sweden confirms its obligation to apply the entire Schengen acquis. The Swedish Government has therefore commissioned a Committee of Inquiry to review existing legislation concerning carrier liability in order to comply with the provision of Article 26(2) of the Schengen Convention."
The Government undertakes to present a proposal to the Parliament based on the findings of the Committee and sets as an objective the adoption of new legislation before July 2002.

The Government will also regularly inform the Council about its undertakings in this regard."