Community Code on the rules governing the movement of persons across borders (Schengen Borders Code): implementing powers conferred on the Commission

2006/0279(COD) - 11/03/2008 - Final act

PURPOSE: to amend Regulation 562/2006/EC establishing a Community Code on the rules governing the movement of persons across borders (Schengen Borders Code) by introducing a reference to the new regulatory procedure with scrutiny (comitology).

LEGISLATIVE ACT: Regulation (EC) No 296/2008 of the European Parliament and of the Council

amending Regulation (EC) No 562/2006 establishing a Community Code on the rules governing the movement of persons across borders (Schengen Borders Code), as regards the implementing powers conferred on the Commission

CONTENT: Council Decision 1999/468/EC laying down the procedures for the exercise of implementing powers conferred on the Commission has been amended by Council Decision 2006/512/EC (CNS/2002/0298).

The amended Decision introduces a new regulatory procedure with scrutiny to be used for measures of general scope which seek to amend non-essential elements of a basic instrument, adopted under co-decision, including by deleting some of those elements or by supplementing the instrument by the addition of new non-essential elements.

The Decision provides that the Commission will be empowered to adopt certain practical measures governing border surveillance and to amend certain annexes in accordance with the regulatory procedure with scrutiny.

ENTRY INTO FORCE: 10/04/2008.