Basic information

2001/0820(CNS) CNS - Consultation procedure Decision	Procedure completed
Extradition procedure: 1995 and 1996 Conventions, Schengen acquis Iceland and Norway. Initiative Sweden **Subject** 7.10.02 Schengen area, Schengen acquis 7.40 Judicial cooperation **Geographical area** Iceland Norway	

Key players

European Parliament	**Committee responsible**	**Rapporteur**	**Appointed**
	LIBE Citizens' Freedoms and Rights, Justice and Home Affairs	MARINHO Luís (PSE)	03/09/2001
Council of the European Union	**Council configuration**	**Meetings**	**Date**
	Justice and Home Affairs (JHA)	2489	2003-02-27

Key events

Date	Event	Reference	Summary
27/06/2001	Legislative proposal published	09946/2001	Summary
05/07/2001	Committee referral announced in Parliament		
22/10/2001	Vote in committee		Summary
22/10/2001	Committee report tabled for plenary, 1st reading/single reading	A5-0371/2001	
12/11/2001	Debate in Parliament		
13/11/2001	Decision by Parliament	T5-0592/2001	Summary
27/02/2003	Act adopted by Council after consultation of Parliament		
27/02/2003	End of procedure in Parliament		
12/03/2003	Final act published in Official Journal		

Technical information

Procedure reference	2001/0820(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	Legislation
Legislative instrument	Decision
Legal basis	Treaty on European Union (after Amsterdam) M 034-p2 Treaty on European Union (after Amsterdam) M 031
Stage reached in procedure	Procedure completed
Committee dossier	LIBE/5/14939

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		A5-0371/2001	22/10/2001	
Text adopted by Parliament, 1st reading/single reading		T5-0592/2001 OJ C 140 13.06.2002, p. 0026-0142 E	13/11/2001	Summary

Council of the EU

Document type	Reference	Date	Summary
Legislative proposal	09946/2001 OJ C 195 11.07.2001, p. 0013	27/06/2001	Summary
Supplementary legislative basic document	09750/2001	29/06/2001	Summary

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act

Decision 2003/0169
OJ L 067 12.03.2003, p. 0025-0026 Summary

Extradition procedure: 1995 and 1996 Conventions, Schengen acquis Iceland and Norway. Initiative Sweden

2001/0820(CNS) - 29/06/2001 - Supplementary legislative basic document

This document comprises an explanatory memorandum from Sweden on the initiative submitted for the adoption by the Council of a draft Decision determining which provisions of the 1995 Convention on simplified extradition procedure between the Member States of the European Union and of the

1996 Convention relating to extradition between the Member States of the European Union constitute developments of the Schengen acquis in accordance with the Agreement concerning Iceland's and Norway's association with the implementation, application and development of the Schengen acquis. Firstly, the general objective of the initiative is to clarify the relationship between the various provisions on extradition at European Union level and at associating Iceland and Norway with the application of these provisions in so far as they constitute a development of the Schengen acquis. To recall, Title III, Chapter IV (Articles 59 to 66) of the Convention of 19 June 1990 implementing the Schengen Agreement of 14 June 1985 on the gradual abolition of border checks at common borders contains provisions on extradition. Apart from Article 60, those provisions form part of the Schengen acquis, the legal basis of which the Coucil determined in its Decision 1999/436/EC. Those provisons of the Schengen Convention were applied between Belgium, Germany, Greece, Spain, France, Italy, Luxembourg, the Netherlands, Austria and Portugal. By Decision 1999/439/EC of 17 May 1999, the Council approved the Association Agreement. According to this Agreement, the provisions of the Schengen acquis as listed in Annex A to the Agreement shall be implemented and applied by Iceland and Norway. In that Annex appear all the provisions of Chapter IV of the Schengen Convention except Article 60. Those provisions are applicable for Iceland and Norway and for Denmark, Finland,and Sweden as from 25 March 2001. Before the entry into force of the Treaty of Amsterdam, the Council drew up in the Simplified Extradition Convention and, on the same legal basis, the Extradition Convention. The purpose of the latter Convention is to supplement the provisions and facilitate the application of several other instruments and in particular of the Schengen Convention. The Simplified Extradition Convention and the Extradition Conventions are not mentioned in the Association Agreement, those Conventions not constituting acts of the Community. According to the Association Agreement, the acts and the measures taken by the European Union amending or building upon the provisions referred to in the Agreement, to which procedures set out in the Association Agreement have been applied, shall also be accepted, implemented and applied by Iceland and Norway. However, those Conventions were drawn up by the Council before the Association Agreement entered into force and before the provisional application of the those provisions. Therefore, the procedures laid down in the Association Agreement could not be applied in relation to them. The provisions of the two Conventions therefore do not apply to Iceland and Norway. Iceland and Norway should however be associated with the application of the Conventions to the extent that the latter constitute a development of the Schengen acquis. Lastly, it is necessary to determine the provisions of theSimplified Extradition Convention and of the Extradition Convention which constitute a development of the Schengen acquis within the meaning of the Association Agreement, so as to have those provisions applied by Iceland and Norway.

Extradition procedure: 1995 and 1996 Conventions, Schengen acquis Iceland and Norway. Initiative Sweden

2001/0820(CNS) - 27/06/2001 - Legislative proposal

PURPOSE : to integrate certain provisions of the two conventions relating to extradition between the Members States of the Union in the Schengen acquis. CONTENT : the draft decision, based on the initiative of Sweden, aims to clarify the existing relationship between the provisions of the 1995 convention on simplified extradition procedure and the 1996 convention relating to extradition between the Member States of the European Union with the provisions of the Schengen Acquis. In order to ensure a clear and unambigious legal situation it is necessary to clarify the relationship between the provisions of the above conventions. Therefore, the idea is to integrate certain essential provisions from the two conventions, in the process of being ratified in the Member States, with a view to the development of the Schengen Acquis. It is also necessary to associate Iceland and Norway with the application of the provisions of the Simplified Extradition Convention.

Extradition procedure: 1995 and 1996 Conventions, Schengen acquis Iceland and Norway. Initiative Sweden

2001/0820(CNS) - 27/02/2003 - Final act

PURPOSE : to clarify the relationship between the Simplified Extradition Convention and the Extradition Convention and the Schengen Convention. COMMUNITY MEASURE : Council Decision 2003/169/JHA determining which provisions of the 1995 Convention on simplified extradition procedure between the Member States of the European Union and of the 1996 Convention relating to extradition between the Member States of the European Union constitute developments of the Schengen acquis in accordance with the Agreement concerning the Republic of Iceland's and the Kingdom of Norway's association with the implementation, application and development of the Schengen acquis. CONTENT : the objectives of this Decision are: - to determine the relationship between the provisions of the above Conventions and those of Chapter 4 of Title III of the Schengen Convention; and - to associate Iceland and Norway with the application of the provisions of the Simplified Extradition Convention and some provisions of the Extradition Convention which constitute a development of the Schengen acquis. The Decision provides that the Simplified Extradition Convention and certain Articles of the Extradition Convention constitute a development of the provisions of the Schengen acquis. It sets out the date on which the Conventions will enter into force for Iceland and Norway, and repeals certain Articles of the Schengen Convention. This Decision shall take effect on 13 March 2003.

Extradition procedure: 1995 and 1996 Conventions, Schengen acquis Iceland and Norway. Initiative Sweden

2001/0820(CNS) - 13/11/2001 - Text adopted by Parliament, 1st reading/single reading

The European Parliament approved the Swedish initiative for extending the extradition provisions of the Schengen agreement to Norway and Iceland, following the report by Luis MARINHO (PES, P).