

Basic information	
<b>2003/0807(CNS)</b> CNS - Consultation procedure Regulation	Procedure completed
Schengen: Sirene Manual, regulation on procedures for amending. Initiative Greece	
Repealed by <a href="#">2005/0106(COD)</a>  <b>Subject</b>  7.10.02 Schengen area, Schengen acquis	

Key players				
European Parliament	<b>Committee responsible</b>		<b>Rapporteur</b>	<b>Appointed</b>
	<b>LIBE</b>	Citizens' Freedoms and Rights, Justice and Home Affairs	COELHO Carlos (PPE-DE)	23/04/2003
Council of the European Union	<b>Council configuration</b>		<b>Meetings</b>	<b>Date</b>
	Justice and Home Affairs (JHA)		2561	2004-02-19

Key events			
Date	Event	Reference	Summary
24/03/2003	Legislative proposal published	<a href="#">07179/2003</a>	<a href="#">Summary</a>
10/04/2003	Committee referral announced in Parliament		
01/09/2003	Vote in committee		
01/09/2003	Committee report tabled for plenary, 1st reading/single reading	<a href="#">A5-0288/2003</a>	
23/09/2003	Decision by Parliament	<a href="#">T5-0392/2003</a>	<a href="#">Summary</a>
19/02/2004	Act adopted by Council after consultation of Parliament		
19/02/2004	End of procedure in Parliament		
02/03/2004	Final act published in Official Journal		

Technical information	
<b>Procedure reference</b>	2003/0807(CNS)
<b>Procedure type</b>	CNS - Consultation procedure
<b>Procedure subtype</b>	Legislation
<b>Legislative instrument</b>	Regulation

<b>Amendments and repeals</b>	Repealed by <a href="#">2005/0106(COD)</a>
<b>Legal basis</b>	Treaty on European Union (after Amsterdam) M 039-p1
<b>Stage reached in procedure</b>	Procedure completed

Documentation gateway				
European Parliament				
Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		<a href="#">A5-0288/2003</a>	01/09/2003	
Text adopted by Parliament, 1st reading/single reading		<a href="#">T5-0392/2003</a> OJ C 077 26.03.2004, p. 0020-0054 E	23/09/2003	<a href="#">Summary</a>
Council of the EU				
Document type		Reference	Date	Summary
Legislative proposal		<a href="#">07179/2003</a> OJ C 082 05.04.2003, p. 0021-0022	24/03/2003	<a href="#">Summary</a>
Other institutions and bodies				
Institution/body	Document type	Reference	Date	Summary
EU	Implementing legislative act	<a href="#">32006D0757</a> OJ L 317 16.11.2006, p. 0001-0040	22/09/2006	<a href="#">Summary</a>

Additional information		
Source	Document	Date
European Commission	<a href="#">EUR-Lex</a>	

Final act
<a href="#">Regulation 2004/0378</a> <a href="#">OJ L 064 02.03.2004, p. 0005-0006</a> <span style="float: right;"><a href="#">Summary</a></span>

## Schengen: Sirene Manual, regulation on procedures for amending. Initiative Greece

2003/0807(CNS) - 24/03/2003 - Legislative proposal

**PURPOSE :** to present a draft Council Regulation on procedures for amending the Sirene Manual. **CONTENT :** in the context of the Schengen Information System (SIS) and the exchange of data between the national sections of the Member States, the Sirene manual is a set of instructions to operators in the Sirene offices of each of the Member States which describes in detail the rules and procedures governing the bilateral or multilateral exchange of such supplementary information which is required for implementing certain provisions of the Schengen Convention correctly. It is necessary to establish a procedure for amending the Sirene Manual in accordance with the relevant provisions of the various Treaties. The legislative basis consists of 2 parts : 1) this Regulation based on Article 66 of the Treaty establishing the European Community. 2) the Decision based on Articles 30(1)(a) and (b), 31(a) and (b) and 34 (2) (c) of the Treaty on European Union (refer to CNS/2003/0808). The reason for this is that, as set out in Article 92 of the Schengen Convention, the SIS is to enable the authorities designated by the Member States, by means of an automated search procedure, to have access to alerts on persons and property for the purposes of border checks and other police and customs checks carried out within the country in accordance with national law, as well as for the purposes of issuing visas, residence permits and the administration of legislation on aliens in the context of the application of the provisions of the Schengen acquis relating to the movement of persons. The exchange of supplementary information required for the implementing of the provisions of the Schengen Convention carried out by the Sirene offices of each Member State, also serves these purposes, as well as assisting with police co-operation generally. Although the legislative basis consists of 2 separate instruments, this does not affect the principle that the SIS constitutes and should continue to constitute, one single, integrated, information system and that the Sirene offices should continue to carry out their task in an integrated manner. The measures necessary for the implementation of this Regulation should be adopted in accordance with Council Decision 1999/468/EC laying down the procedures for the exercise of implementing powers conferred on the Commission. Lastly, territorial provisions are also provided concerning the participation of Iceland, Norway, the United Kingdom and Ireland. Denmark is not taking part in the adoption of this Regulation. However, it shall decide within a period of 6 months after the Council has adopted this Regulation whether it will implement it in its national law.

## **Schengen: Sirene Manual, regulation on procedures for amending. Initiative Greece**

2003/0807(CNS) - 19/02/2004 - Final act

**PURPOSE :** to establish procedures for amending the Sirene Manual. **LEGISLATIVE ACT :** Council Regulation 378/2004/EC on procedures for amending the Sirene Manual. **CONTENT :** the Sirene Manual is a set of instructions to operators in the Sirene offices of each of the Member States which describes in detail the rules and procedures governing the bilateral or multilateral exchange of such supplementary information. This regulation establishes a procedure for amending the Sirene Manual in accordance with the relevant provisions of the various Treaties. The legislative basis required for allowing future amendments to the Sirene Manual consists of two separate instruments: this Regulation based on Article 66 of the Treaty establishing the European Community and Council Decision 2004/2001/JHA. The reason for this is that, as set out in Article 92 of the Schengen Convention, the SIS is to enable the authorities designated by the Member States, by means of an automated search procedure, to have access to alerts on persons and property for the purposes of border checks and other police and customs checks carried out within the country in accordance with national law, as well as for the purposes of issuing visas, residence permits and the administration of legislation on aliens in the context of the application of the provisions of the Schengen acquis relating to the movement of persons. The exchange of the supplementary information required for implementing the provisions of the Schengen Convention, carried out by the Sirene offices of each Member State, also serves these purposes, as well as assisting with police cooperation generally. The fact that the legislative basis required consists of two separate instruments does not affect the principle that the SIS itself constitutes, and should continue to constitute, one single, integrated, information system, and that the Sirene offices should continue to carry out their tasks in an integrated manner. The Regulation provides that the Introduction, Part 1 and Part 2, the Introduction to Part 3 and points 3.1.3, 3.1.5, 3.1.6, 3.1.8, 3.1.9 and 3.1.10 of Part 3, the Introduction to Part 4 and points 4.3, 4.3.1, 4.3.3, 4.5.1, 4.6, 4.8, 4.9 and 4.10 of Part 4, the Introduction to Part 5 and points 5.1.1, 5.1.2.2, 5.2 and 5.3 of Part 5, and Annexes 1, 2 and 3, tables 3 and 4 in Annex 4, the Introduction and forms C, E, G, I, J, K, L, M, N and O in Annex 5 and Annex 6 to the Sirene Manual shall be amended by the Commission in accordance with the regulatory procedure. Additional instructions, including other Annexes, may also be introduced into the Sirene Manual in accordance with the regulatory procedure. Lastly, territorial provisions are also provided concerning the participation of Iceland, Norway, the United Kingdom and Ireland. Denmark is not taking part in the adoption of this Regulation. However, it shall decide within a period of 6 months after the Council has adopted this Regulation whether it will implement it in its national law. **ENTRY INTO FORCE :** 03/03/04.

## **Schengen: Sirene Manual, regulation on procedures for amending. Initiative Greece**

2003/0807(CNS) - 22/09/2006 - Implementing legislative act

**LEGISLATIVE ACT:** Commission Decision 2006/757/EC on amending the Sirene Manual.

**CONTENT:** the Sirene Manual is a set of instructions to operators in the Sirene offices of each Member State which describes in detail the rules and procedures governing the exchange of supplementary information required for the implementation of certain provisions of the Convention of 1990 implementing the Schengen Agreement of 14 June 1985 on the gradual abolition of checks at common borders (the Schengen Convention).

This Decision states that for the purposes of matters falling within the scope of the EC Treaty, the Sirene Manual is replaced by the version in Annex 1 to this Decision. The Sirene Manual needed to be replaced for several reasons:

- Council Regulation (EC) No 871/2004 concerning the introduction of some new functions for the Schengen Information System, including in the fight against terrorism (see [CNS/2002/0812](#)) introduced certain new functions with respect to the current version of the Schengen Information System (SIS), in particular as regards the provision of access to certain types of data entered into the SIS and the recording and transmissions of personal data. The **working procedures within and between the Sirene offices should be adapted** accordingly.

- the technical development of Sirpit (Sirene Picture Transfer) requires specific working procedures between the Sirene offices to enable them to exchange **pictures** and **fingerprints electronically**. These procedures are included in the revised version of the Sirene Manual;

- standards of working procedures, technical infrastructure, security and staff requirements of the Sirene offices have developed over time, but the Sirene Manual had not been amended since 1999. As a result, significant amendments were required, and given the extent of the necessary amendments to the provisions of the Sirene Manual, the text was replaced by a revised and up to date version.

It should be noted that Commission Decision 2006/758/EC on amending the Sirene Manual constitutes the necessary basis for adopting the amendments of the Sirene Manual in respect of matters falling within the scope of the Treaty on European Union (EU Treaty). The fact that the basis necessary for adopting the revised Sirene Manual consists of two separate instruments does not affect the principle that the Manual constitutes one single Manual. Nevertheless, for the sake of clarity it is reproduced in the Annexes to both Decisions. (Please also see procedure CNS/2003/0808.)

This Decision constitutes the necessary basis for adopting the amendments of the Sirene Manual in respect of matters falling within the scope of the Treaty establishing the European Community (EC Treaty). Commission Decision 2006/758/EC of 22 September 2006 on amending the Sirene Manual (see [CNS/2003/0808](#)) constitutes the necessary basis for adopting the amendments of the Sirene Manual in respect of matters falling within the scope of the Treaty on European Union (EU Treaty). The fact that the basis necessary for adopting the revised Sirene Manual consists of two separate instruments does not affect the principle that the Manual constitutes one single Manual. Nevertheless, for the sake of clarity it should be reproduced in the Annexes to both Decisions.

#### **Themes covered by the Manual:**

- The Schengen information systems and national sirenes.
- General procedures;
- Alerts;
- Statistics (once a year the Sirene bureaux will provide hit statistics covering all the articles and the types of alerts).

In accordance with Articles 1 and 2 of the Protocol on the position of Denmark annexed to the Treaty on European Union and the Treaty establishing the European Community, Denmark is not a party to the adoption of this Decision and is, therefore, not bound by it or subject to its application. Given that this Decision builds upon the Schengen acquis under the provisions of Title IV of Part Three of the EC Treaty, Denmark shall, in accordance with Article 5 of the said Protocol, decide, within a period of 6 months after the adoption of this Decision whether it will implement it in its national law.

The United Kingdom and Ireland are not party to its adoption and is not bound by or subject to its application.

[As regards](#) Iceland, Norway and Switzerland, this Decision constitutes a development of provisions of the Schengen acquis within the meaning of the Agreement concluded by the Council of the European Union and these countries concerning the implementation, application and development of the Schengen acquis. The amendments shall therefore apply to them.

## **Schengen: Sirene Manual, regulation on procedures for amending. Initiative Greece**

2003/0807(CNS) - 23/09/2003 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 369 votes in favour, 48 against and 39 abstentions a resolution on the two procedures for amending the Sirene Manual. (Please see also CNS/2003/0808.) The rapporteur was Carlos COELHO (EPP-ED, Portugal.) Concerning this Regulation, Parliament stated that certain parts of the manual may not be amended by committee. (Please refer to the previous document.) Parliament also inserted new recitals pointing out that the Sirene manual has stayed in the third pillar without a specific legal basis. This Regulation constitutes also the decision on the legal basis of the manual.