Basic information

2004/0033(CNS) CNS - Consultation procedure Decision	Procedure completed
EC/Albania agreement: readmission of persons residing without authorisation **Subject** 6.40.03 Relations with South-East Europe and the Balkans 7.10.04 External borders crossing and controls, visas 7.10.08 Migration policy **Geographical area** Albania	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
LIBE Civil Liberties, Justice and Home Affairs	KLAMT Ewa (PPE-DE)	12/04/2005

Former committee responsible	Former rapporteur	Appointed
LIBE Civil Liberties, Justice and Home Affairs	TURCO Maurizio (NI)	19/02/2004

Committee for opinion	Rapporteur for opinion	Appointed
AFET Foreign Affairs	The committee decided not to give an opinion.	30/03/2005

Former committee for opinion	Former rapporteur for opinion	Appointed
AFET Foreign Affairs	The committee decided not to give an opinion.	

Council of the European Union

Council configuration	Meetings	Date
General Affairs	2686	2005-11-07
Employment, Social Policy, Health and Consumer Affairs	2644	2005-03-03

European Commission

Commission DG	Commissioner

External Relations	

Key events

Date	Event	Reference	Summary
12/02/2004	Legislative proposal published	COM(2004)0092	Summary
03/03/2005	Act adopted by Council after consultation of Parliament		
10/03/2005	Committee referral announced in Parliament		
21/06/2005	Vote in committee		Summary
22/06/2005	Committee report tabled for plenary, 1st reading/single reading	A6-0214/2005	
06/09/2005	Decision by Parliament	T6-0317/2005	Summary
06/09/2005	Results of vote in Parliament		
07/11/2005	Act adopted by Council after consultation of Parliament		
07/11/2005	End of procedure in Parliament		
23/11/2005	Final act published in Official Journal		

Technical information

Procedure reference	2004/0033(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	International agreement
Legislative instrument	Decision
Legal basis	EC Treaty (after Amsterdam) EC 300-p2/3-a1 EC Treaty (after Amsterdam) EC 063-p3
Stage reached in procedure	Procedure completed
Committee dossier	LIBE/6/27040 LIBE/5/20717

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		A6-0214/2005	22/06/2005	
Text adopted by Parliament, 1st reading/single reading		T6-0317/2005 OJ C 193 17.08.2006, p. 0026-0069 E	06/09/2005	Summary

Council of the EU

Document type	Reference	Date	Summary
Supplementary legislative basic document	05614/2005	24/02/2005	Summary

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(2004)0092	12/02/2004	Summary

Additional information		
Source	**Document**	**Date**
European Commission	EUR-Lex	

Final act

Decision 2005/0809
OJ L 304 23.11.2005, p. 0014-0015 Summary

EC/Albania agreement: readmission of persons residing without authorisation

2004/0033(CNS) - 07/11/2005 - Final act

PURPOSE: To conclude an Agreement with Albania relating to the readmission of persons residing without authorisation.

LEGISLATIVE ACT: Council Regulation concerning the conclusion of the Agreement between the European Community and the Republic of Albania on the readmission of persons residing without authorisation.

CONTENT: The European Community and the Republic of Albania have approved an Agreement on the readmission of persons residing without authorisation. The declarations can be found in Annex form attached to the Regulation. The Agreement establishes a Joint Readmission Committee, which may take decisions having legal effect on certain technical matters. Simplified procedures for the establishment of the Community in such cases have been provided for. The United Kingdom has notified its wish to take part in the adoption and application of the Decision, whilst Ireland has decided not to take part. As far as Denmark is concerned it is neither bound not subject to its application.

ENTRY INTO FORCE: The Agreement shall be ratified or approved by the Contracting Parties in accordance with their respective procedures. It will enter into force on the first day of the second month following the date on which the Contracting Parties notify each other that the procedures have been completed. The Agreement is concluded for an unlimited period though each Contracting Party may denounce the Agreement, in which case it will cease to apply six months after the date of such notification.

EC/Albania agreement: readmission of persons residing without authorisation

2004/0033(CNS) - 24/02/2005 - Supplementary legislative basic document

This document comprises of the draft Agreement as was negotiated between the European Community and Albania on the readmission of persons residing without authorization.

EC/Albania agreement: readmission of persons residing without authorisation

2004/0033(CNS) - 06/09/2005 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted the resolution drafted by Ewa **KLAMT** (EPP-ED, DE) and approved the conclusion of the Agreement with Albania.

EC/Albania agreement: readmission of persons residing without authorisation

2004/0033(CNS) - 12/02/2004 - Legislative proposal

PURPOSE : to conclude the Agreement between the EC and Albania on the readmission persons residing without an authorisation. PROPOSED ACT : Council Decision. CONTENT : This Agreement was initialled in Brussels on 18 December 2003. The final content of it is summarised as follows: - the Agreement is divided into 8 sections with 23 articles altogether. It also contains 6 annexes, and five joint declarations; - the readmission obligations set out in the Agreement are drawn up in a fully reciprocal way, comprising own nationals as well as third country nationals and stateless persons. They all contain a formulation clarifying that readmission shall take place without any formalities other than those specified in this Agreement; - the obligation to readmit third country nationals and stateless persons is linked to the following prerequisites: the person to be readmitted holds or at the time of entry held a valid residence authorisation or a valid visa of the requested Party; or the person to be readmitted entered the territory of the requesting Party after having stayed on, or transited through (lawfully or unlawfully) the territory of the requested Party. Exempted from these obligations are persons in airside transit and all persons to whom the requesting Party has either issued a visa or residence authorisation with a longer period of validity or where the visa or residence authorisation was obtained by using forged or falsified documents. - in return for Albania agreeing to such broad obligations regarding the readmission of third-country nationals and stateless persons, the EC accepted the Albanian requests to delay for two years the entry into force of these obligations and to insert a "re-readmission clause" for cases of readmission in error; - under certain circumstances, Albania accepts the use of the EU's standard travel document for expulsion purposes; - the Agreement contains a section on transit operations; - section III of the Agreement contains the necessary technical provisions regarding the readmission procedure (readmission application, means of evidence, time limits, transfer modalities and modes of transportation). Some procedural flexibility is provided by the fact that in cases where the person to be readmitted is in possession of valid travel documents, only a written communication - but no formal submission of a readmission application - will be needed; - it contains the necessary rules on costs, data protection and the nonaffection of other International rights and obligations applicable to the Parties; - the Committee of experts will be composed, and have the tasks and powers, as prescribed; - the provisions relating to the readmission of third country nationals and stateless persons will only enter into effect two years after the entry into force of the Agreement; - the specific situation of Denmark and of Norway and Iceland are dealt with in the Joint Declarations in the Agreement.