




Basic information	
2007/0149(CNS) CNS - Consultation procedure Decision	Procedure completed
EC/Montenegro agreement: issuance of short-stay visas Subject 6.40.03 Relations with South-East Europe and the Balkans 7.10.04 External borders crossing and controls, visas	

Key players				
European Parliament	Committee responsible		Rapporteur	Appointed
	LIBE	Civil Liberties, Justice and Home Affairs	VĂLEAN Adina (ALDE)	10/09/2007
	Committee for opinion		Rapporteur for opinion	Appointed
	AFET	Foreign Affairs	VERNOLA Marcello (PPE-DE)	12/09/2007
Council of the European Union	Council configuration		Meetings	Date
	Justice and Home Affairs (JHA)		2827	2007-11-08
	Justice and Home Affairs (JHA)		2818	2007-09-18
European Commission	Commission DG		Commissioner	
	Justice and Consumers		FRATTINI Franco	

Key events			
Date	Event	Reference	Summary
18/07/2007	Legislative proposal published	COM(2007)0426 	Summary
24/09/2007	Committee referral announced in Parliament		
09/10/2007	Vote in committee		Summary
12/10/2007	Committee report tabled for plenary, 1st reading/single reading	A6-0379/2007	
24/10/2007	Decision by Parliament	T6-0452/2007	Summary

24/10/2007	Results of vote in Parliament		
08/11/2007	Act adopted by Council after consultation of Parliament		
08/11/2007	End of procedure in Parliament		
19/12/2007	Final act published in Official Journal		

Technical information	
Procedure reference	2007/0149(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 062-p2-ab-i/ii
Stage reached in procedure	Procedure completed
Committee dossier	LIBE/6/52245

Documentation gateway				
European Parliament				
Document type	Committee	Reference	Date	Summary
Committee draft report		PE394.121	21/09/2007	
Committee opinion	AFET	PE394.092	04/10/2007	
Committee report tabled for plenary, 1st reading/single reading		A6-0379/2007	12/10/2007	
Text adopted by Parliament, 1st reading/single reading		T6-0452/2007	24/10/2007	Summary
European Commission				
Document type	Reference	Date	Summary	
Legislative proposal	COM(2007)0426 	18/07/2007	Summary	

Additional information		
Source	Document	Date
National parliaments	IPEX	
European Commission	EUR-Lex	

Final act

EC/Montenegro agreement: issuance of short-stay visas

2007/0149(CNS) - 08/11/2007 - Final act

PURPOSE: the conclusion of an Agreement between the Community and **Montenegro** on the issuance of short-stay visas.

LEGISLATIVE ACT: Council Decision 2007/823/EC on the conclusion of the Agreement between the European Community and the Republic of Montenegro on the facilitation of the issuance of visas.

CONTENT: the purpose of this Decision is the conclusion an Agreement between the Community and the Republic of Montenegro on facilitating the issuance of short-stay visas. For the purpose of the Agreement "short-stay" visas will apply to issuing a visa for an intended stay of no more than 90 days per period of 180 days.

The main elements of the Agreement can be summarised as follows:

- in principle, a decision on whether or not to issue a visa will have to be taken within 10 calendar days. This period may be extended by up to 30 calendar days. In urgent cases the period for taking a decision may be reduced to three working days or less;
- the visa fee will amount to EUR 35. It concerns both single and multiple-entry visas. Certain categories of persons may have their fee waived. For example, close relatives, officials participating in government activities, students, journalists, disabled persons etc.;
- provisions regarding the presentation of documents in the case of a journey have been simplified for certain categories of people including, *inter alia*: close relatives, business people, official delegates, students, drivers conducting international cargo, tourists on organised trips, etc.
- the criteria for issuing multiple-entry visas has been simplified for certain categories of peoples. For example, in the case of members of the national government and parliament, the Constitutional and Supreme Court, president of the Court of Appeals, president of the Administrative Court, permanent members of official delegations and spouses and children visiting citizens of the Republic of Montenegro legally residing in the Member States, then the visa will be valid for up to five years – or depending on the period of their mandate for legal residence. For participants in scientific, cultural, official exchange programmes and sport events, journalists, business people etc. visas will be valid for a minimum of two years and a maximum of five years. There are, however, conditions attached to this later point;
- holders of diplomatic passports are exempted from the short-stay visa requirements;
- for those citizens who already hold a service passport then the bilateral Agreements that have been signed before 1 January 2007 will continue to apply for a period of five years;
- a Protocol has been attached to the Agreement stating that those Member States who are yet to apply the Schengen *acquis* in full, may unilaterally recognise Schengen visas and residence permits that have been issued to citizens of Montenegro for the purpose of transit through their territory in accordance with European Parliament and Council Decision 895/2006/EC. A reference to the future amendment of the [Decision \(EC\) 895/2006](#) for covering Bulgaria and Romania is added;
- a European Community Declaration has been attached to the Agreement on the matter of allowing visa applicants access to information on issuing short-stay visas;
- in response to specific requests from the Republic of Montenegro, the European Community has attached Declarations to the Agreement regarding those family members who are not legally covered by the provisions of the Agreement as well as for *bona fide* applicants;
- in cases where certain issues are not covered by this Agreement, the normal Schengen rules apply or national law (such as refusing a visa, the recognition of travel documents, proof of sufficient means of subsistence, etc).

Neither the United Kingdom nor Ireland is bound by the Agreement. Nor will Denmark be participating in the Agreement.

Since the Agreements on visa facilitation and readmission (see [CNS/2007/0146](#)) are linked, both Agreements both will enter into force simultaneously.

EC/Montenegro agreement: issuance of short-stay visas

2007/0149(CNS) - 18/07/2007 - Legislative proposal

PURPOSE: to sign and conclude an Agreement between the Community and **Montenegro** on the issuance of short-stay visas.

PROPOSED ACT: Council Decision.

BACKGROUND: the 2003 "Thessaloniki Agenda" recognised the need to integrate and accommodate the visa needs of the Western Balkan countries with those of the EU - a policy which is fully compatible, and in line with, the EU's Hague Programmes on the development of a common approach on visas. Indeed, the EU has already developed and signed Agreements on short-term visas with both the Russian Federation and with the Ukraine the purpose of which is to facilitate the processing of visas. Accordingly, in 2006 the Council authorised the Commission to begin negotiations with Montenegro on the issuance of short-stay visas alongside negotiations for a Readmission Agreement. See [CNS/2007/0146](#). These negotiations were concluded in April 2007. Throughout the negotiations process both the Member States and Parliament were kept fully abreast of developments by the Commission.

CONTENT: the purpose of this proposal, therefore, is to request the Council to sign and conclude an Agreement between the Community and the Republic of Montenegro on facilitating the issuance of short-stay visas. For the purpose of the proposed Agreement "short-stay" visas will apply to issuing a visa for an intended stay of no more than 90 days per period of 180 days.

The main elements of the proposal can be summarised as follows:

- in principle, a decision on whether or not to issue a visa will have to be taken within 10 calendar days. This period may be extended by up to 30 calendar days. In urgent cases the period for taking a decision may be reduced to three working days or less;
- the visa fee will amount to EUR 35. It concerns both single and multiple-entry visas. Certain categories of persons may have their fee waived. For example, close relatives, officials participating in government activities, students, journalists, disabled persons etc.;
- provisions regarding the presentation of documents in the case of a journey have been simplified for certain categories of people including, *inter alia*: close relatives, business people, official delegates, students, drivers conducting international cargo, tourists on organised trips, etc.
- the criteria for issuing multiple-entry visas has been simplified for certain categories of people. For example, in the case of members of the national government and parliament, the Constitutional and Supreme Court, president of the Court of Appeals, president of the Administrative Court, permanent members of official delegations and spouses and children visiting citizens of the Republic of Montenegro legally residing in the Member States, then the visa will be valid for up to five years – or depending on the period of their mandate for legal residence. For participants in scientific, cultural, official exchange programmes and sport events, journalists, business people etc. visas will be valid for a minimum of two years and a maximum of five years. There are, however, conditions attached to this later point;
- holders of diplomatic passports are exempted from the short-stay visa requirements;
- for those citizens who already hold a service passport then the bilateral Agreements that have been signed before 1 January 2007 will continue to apply for a period of five years;
- a Protocol has been attached to the Agreement stating that those Member States who are yet to apply the Schengen *acquis* in full, may unilaterally recognise Schengen visas and residence permits that have been issued to citizens of Montenegro for the purpose of transit through their territory;
- a European Community Declaration has been attached to the Agreement on the matter of allowing visa applicants access to information on issuing short-stay visas;
- in response to specific requests from the Republic of Montenegro, the European Community has attached Declarations to the Agreement regarding those family members who are not legally covered by the provisions of the Agreement as well as for *bona fide* applicants;
- in cases where certain issues are not covered by this Agreement, the normal Schengen rules apply or national law (such as refusing a visa, the recognition of travel documents, proof of sufficient means of subsistence etc).

Neither the United Kingdom nor Ireland are bound by the Agreement. Nor will Denmark be participating in the Agreement. Since the Agreements on visa facilitation and readmission are linked, both Agreements should be signed, concluded and entered into force simultaneously.

EC/Montenegro agreement: issuance of short-stay visas

2007/0149(CNS) - 24/10/2007 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted a resolution drafted by Adina-Ioana VĂLEAN (ALDE, RO) and approved the proposal for a Council decision on the conclusion of the Agreement between the European Community and the Republic of Montenegro on the facilitation of issuance of short-stay visas.