## Basic information

| | |
|---|---|
| **2009/0014(CNS)**<br><br>CNS - Consultation procedure<br>Decision | Procedure completed |
| EC/Barbados agreement: short-stay visa waiver<br><br>See also 2017/0179(NLE)<br><br>**Subject**<br><br>6.40.06 Relations with ACP countries, conventions and generalities<br>7.10.04 External borders crossing and controls, visas<br><br>**Geographical area**<br><br>Barbados | |

## Key players

### European Parliament

| Committee responsible | Rapporteur | Appointed |
|---|---|---|
| LIBE Civil Liberties, Justice and Home Affairs | | |

| Former committee responsible | Former rapporteur | Appointed |
|---|---|---|
| LIBE Civil Liberties, Justice and Home Affairs | | |

| Committee for opinion | Rapporteur for opinion | Appointed |
|---|---|---|
| DEVE Development | The committee decided not to give an opinion. | |

| Former committee for opinion | Former rapporteur for opinion | Appointed |
|---|---|---|
| DEVE Development | | |

### Council of the European Union

| Council configuration | Meetings | Date |
|---|---|---|
| Justice and Home Affairs (JHA) | 2979 | 2009-11-30 |
| Justice and Home Affairs (JHA) | 2936 | 2009-04-06 |

### European Commission

| Commission DG | Commissioner |
|---|---|
| Justice and Consumers | BARROT Jacques |

## Key events

| Date | Event | Reference | Summary |
|---|---|---|---|
| 12/02/2009 | Legislative proposal published | COM(2009)0050 | Summary |
| 14/07/2009 | Committee referral announced in Parliament | | |
| 30/09/2009 | Vote in committee | | Summary |
| 02/10/2009 | Committee report tabled for plenary, 1st reading/single reading | A7-0013/2009 | |
| 19/10/2009 | Debate in Parliament | | |
| 20/10/2009 | Decision by Parliament | T7-0044/2009 | Summary |
| 20/10/2009 | Results of vote in Parliament | | |
| 30/11/2009 | Act adopted by Council after consultation of Parliament | | |
| 30/11/2009 | End of procedure in Parliament | | |
| 08/12/2009 | Final act published in Official Journal | | |

## Technical information

| | |
|---|---|
| **Procedure reference** | 2009/0014(CNS) |
| **Procedure type** | CNS - Consultation procedure |
| **Procedure subtype** | International agreement |
| **Legislative instrument** | Decision |
| **Amendments and repeals** | See also 2017/0179(NLE) |
| **Legal basis** | Treaty on the Functioning of the European Union TFEU 218-p6a<br>Treaty on the Functioning of the European Union TFEU 077-p2 |
| **Other legal basis** | Rules of Procedure EP 165 |
| **Stage reached in procedure** | Procedure completed |
| **Committee dossier** | LIBE/7/00244 |

## Documentation gateway

**European Parliament**

| Document type | Committee | Reference | Date | Summary |
|---|---|---|---|---|
| Committee draft report | | PE428.192 | 15/09/2009 | |
| Committee report tabled for plenary, 1st reading/single reading | | A7-0013/2009 | 02/10/2009 | |
| Text adopted by Parliament, 1st reading/single reading | | T7-0044/2009 | 20/10/2009 | Summary |

**European Commission**

| Document type | Reference | Date | Summary |
|---|---|---|---|
| Legislative proposal | COM(2009)0050 | 12/02/2009 | Summary |

**Additional information**

| Source | Document | Date |
|---|---|---|
| National parliaments | IPEX | |
| European Commission | EUR-Lex | |

**Final act**

Decision 2009/0898
OJ L 321 08.12.2009, p. 0040 Summary

# EC/Barbados agreement: short-stay visa waiver

2009/0014(CNS) - 12/02/2009 - Legislative proposal

PURPOSE: to sign, provisionally apply and conclude the Agreement between the European Community and Barbados on the short-stay visa waiver.

PROPOSED ACT: Council Decision.

BACKGROUND: Council Regulation (EC) No 1932/2006 amended Council Regulation (EC) No 539/2001 listing the third countries whose nationals must be in possession of visas when crossing the external borders of the European Union (negative list), and those whose nationals are exempt from that requirement (positive list) by - inter alia - transferring six third countries from the negative to the positive list. These are **Antigua and Barbuda, the Bahamas, Barbados, Mauritius, Saint Kitts and Nevis and the Seychelles**. The Regulation also points out that the exemptions from the visa requirement for nationals of these countries should not come into force before a bilateral visa waiver agreement between the European Community and the countries in question has been concluded and entered into force. This Regulation was adopted on 21 December 2006 and entered into force in January 2007.

In the meantime, as from 15 January 2007, the CARICOM countries introduced a special visa regime for the nationals of several EU Member States (EU nationals were treated unequally as the citizens of the other Member States remained exempted from the visa obligation) due to the Cricket World Cup 2007 taking place in the Caribbean Community. The introduction of this visa requirement despite the favourable provisions of the new Community Regulation led to the postponement of the preparation of the draft mandates for negotiations with these third countries on the visa waiver.

Having regard to the expiry of the temporary visa regime on 15 May 2007, the Council authorised the Commission, on 5 June 2008, to negotiate an agreement between the European Community and Barbados on the short-stay visa waiver. Negotiations on the agreement were opened on 7 July 2008 and concluded on 16 October 2008. Subject to its possible conclusion at a later date, the Agreement initialled in Brussels on 12 November 2008, should be signed.

CONTENT: the Commission considers that the objectives set by the Council in its negotiating directives were attained and that the draft visa waiver agreement is acceptable to the Community. It therefore proposes that the Council:

- decide that the Agreement be signed on behalf of the Community and authorise the President of the Council to appoint the person(s) duly empowered to sign on behalf of the Community;
- approve the provisional application of the Agreement pending its entry into force;
- approve the Agreement between the European Community and Barbados on the short-stay visa waiver.

The final content of this agreement can be summarised as follows:

**Purpose**: this agreement provides for visa-free travel for the citizens of the European Union and for the citizens of Barbados when travelling to the territory of the other Contracting Party for a maximum period of three months during a six months period.

European citizens are already exempt from the visa obligation by Barbados, however for different periods. A provision has been included in the Agreement stating that Barbados may suspend or terminate the Agreement only in respect of all the Member States of the European Community and, reciprocally, the Community may also suspend or terminate the Agreement only in respect of all of its Member States. The specific situation of the United Kingdom and Ireland is reflected in the preamble.

**Scope**: the visa waiver covers all categories of persons (ordinary, diplomatic or service/official passport holders) travelling for all kinds of purposes, except for the purpose of carrying out a paid activity. For this latter category, each Member State and also Barbados remains free to impose the visa requirement on the citizens of the other Party in accordance with the applicable Community or national law. In order to ensure harmonised implementation, a joint declaration is attached to the Agreement on the interpretation of the category of persons travelling for the purpose of carrying out a paid activity.

**Duration of stay**: the agreement takes into account the situation of the Member States that do not yet apply the Schengen acquis in full. As long as they are not part of the Schengen area without internal borders, the visa waiver confers a right for the nationals of Barbados to stay for three months on the territory of each of those Member States (Cyprus, Bulgaria, Romania), independently of the period calculated for the whole Schengen area.

**Territorial application**: in the case of France and the Netherlands, the visa waiver would entitle nationals of the six countries to stay only in those Member States' European territories.

# EC/Barbados agreement: short-stay visa waiver

2009/0014(CNS) - 30/11/2009 - Final act

PURPOSE: to conclude the Agreement between the European Community and Barbados on the short-stay visa waiver..

LEGISLATIVE ACT: Council Decision 2009/898/EC on the conclusion of the Agreement between the European Community and Barbados on the short-stay visa waiver.

CONTENT: by this Decision, the Council approves the Agreement between the European Community and Barbados on the short-stay visa waiver on behalf of the Community.

The content of this agreement can be summarised as follows:

**Purpose:** this agreement provides for visa-free travel for the citizens of the European Union and for the citizens of Barbados when travelling to the territory of the other Contracting Party for a maximum period of three months during a six months period.

European citizens are already exempt from the visa obligation by Barbados, however for different periods. A provision has been included in the Agreement stating that Barbados may suspend or terminate the Agreement only in respect of all the Member States of the European Community and, reciprocally, the Community may also suspend or terminate the Agreement only in respect of all of its Member States. The specific situation of the United Kingdom and Ireland is reflected in the preamble.

**Scope:** the visa waiver covers all categories of persons (ordinary, diplomatic or service/official passport holders) travelling for all kinds of purposes, except for the purpose of carrying out a paid activity. For this latter category, each Member State and also Barbados remains free to impose the visa requirement on the citizens of the other Party in accordance with the applicable Community or national law. In order to ensure harmonised implementation, a joint declaration is attached to the Agreement on the interpretation of the category of persons travelling for the purpose of carrying out a paid activity.

**Duration of stay**: the agreement takes into account the situation of the Member States that do not yet apply the Schengen acquis in full. As long as they are not part of the Schengen area without internal borders, the visa waiver confers a right for the nationals of Barbados to stay for three months on the territory of each of those Member States (Cyprus, Bulgaria, Romania), independently of the period calculated for the whole Schengen area.

**Territorial application**: in the case of France and the Netherlands, the visa waiver would entitle nationals of the six countries to stay only in those Member States' European territories. The UK and Ireland are not taking part in the adoption of this Decision and are not bound by it or subject to its application.

It should be noted that this Agreement, signed on behalf of the Community on 28 May 2009, has been **provisionally applied** since that date subject to its conclusion at a later date, in accordance with Council Decision 2009/479/EC.

ENTRY INTO FORCE: the Agreement enters into force when all the necessary formalities have been completed.

# EC/Barbados agreement: short-stay visa waiver

2009/0014(CNS) - 20/10/2009 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 604 votes to 29, with 30 abstentions, a legislative resolution approving unamended, under the consultation procedure, the proposal for a Council decision on the conclusion of the Agreement between the European Community and Barbados on the short-stay visa waiver.