

Basic information	
<p>2017/0169(NLE) NLE - Non-legislative enactments</p> <p>EU/Bahamas Agreement: short-stay visa waiver</p> <p>See also 2009/0020(CNS)</p> <p>Subject</p> <p>6.40.06 Relations with ACP countries, conventions and generalities 7.10.04 External borders crossing and controls, visas</p> <p>Geographical area</p> <p>Bahamas</p>	Procedure completed

Key players				
European Parliament	Committee responsible		Rapporteur	Appointed
	LIBE	Civil Liberties, Justice and Home Affairs	PAVEL Emilian (S&D)	25/09/2017
		Shadow rapporteur		
		GÁL Kinga (PPE)		
		STEVENS Helga (ECR)		
		MICHEL Louis (ALDE)		
		VERGIAT Marie-Christine (GUE/NGL)		
		VALERO Bodil (Verts/ALE)		
Council of the European Union	Council configuration		Meetings	Date
	Agriculture and Fisheries		3571	2017-11-06
	Environment		3666	2018-12-20
European Commission	Commission DG		Commissioner	
	Migration and Home Affairs		AVRAMOPOULOS Dimitris	

Key events			
Date	Event	Reference	Summary
28/07/2017	Preparatory document	COM(2017)0394 	Summary

24/10/2017	Legislative proposal published	12389/2017	Summary
28/05/2018	Committee referral announced in Parliament		
27/09/2018	Vote in committee		
02/10/2018	Committee report tabled for plenary, 1st reading/single reading	A8-0304/2018	Summary
23/10/2018	Decision by Parliament	T8-0388/2018	Summary
23/10/2018	Results of vote in Parliament		
20/12/2018	Act adopted by Council after consultation of Parliament		
20/12/2018	End of procedure in Parliament		
21/01/2019	Final act published in Official Journal		

Technical information	
Procedure reference	2017/0169(NLE)
Procedure type	NLE - Non-legislative enactments
Procedure subtype	Consent by Parliament
Amendments and repeals	See also 2009/0020(CNS)
Legal basis	Treaty on the Functioning of the European Union TFEU 077-p2 Treaty on the Functioning of the European Union TFEU 218-p6a
Other legal basis	Rules of Procedure EP 165
Stage reached in procedure	Procedure completed
Committee dossier	LIBE/8/10557

Documentation gateway				
European Parliament				
Document type	Committee	Reference	Date	Summary
Committee draft report		PE616.766	02/02/2018	
Committee report tabled for plenary, 1st reading/single reading		A8-0304/2018	02/10/2018	Summary
Text adopted by Parliament, 1st reading/single reading		T8-0388/2018	23/10/2018	Summary
Council of the EU				
Document type	Reference	Date	Summary	
Document attached to the procedure	12388/2017	24/10/2017		
Legislative proposal	12389/2017	24/10/2017	Summary	
European Commission				
Document type	Reference	Date	Summary	
	COM(2017)0394			

Preparatory document		28/07/2017	Summary
Document attached to the procedure	COM(2017)0395 	28/07/2017	

Additional information		
Source	Document	Date
European Commission	EUR-Lex	

Final act	
Decision 2019/0077 OJ L 018 21.01.2019, p. 0015	Summary

EU/Bahamas Agreement: short-stay visa waiver

2017/0169(NLE) - 23/10/2018 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted, by 591 votes to 48 with 9 abstentions, a legislative resolution on the draft Council decision on the conclusion, on behalf of the Union, of the Agreement between the European Union and the Commonwealth of the Bahamas amending the Agreement between the European Community and the Commonwealth of the Bahamas on the short-stay visa waiver.

Parliament **gave its consent** to the conclusion of the agreement.

The new visa waiver agreement will enable citizens not only to derive full benefit from the ACP-EU partnership but continuing to participate in it by travelling at a reduced, economical and practical cost under a clearer and more coherent legal framework. It significantly deepens relations between the European Union and the Bahamas, which is of great political importance in the context of the Cotonou Agreement.

EU/Bahamas Agreement: short-stay visa waiver

2017/0169(NLE) - 02/10/2018 - Committee report tabled for plenary, 1st reading/single reading

The Committee on Civil Liberties, Justice and Home Affairs adopted the report by Emilian PAVEL (S&D, RO) on the draft Council decision on the conclusion, on behalf of the Union, of the Agreement between the European Union and the Commonwealth of the Bahamas amending the Agreement between the European Community and the Commonwealth of the Bahamas on the short-stay visa waiver.

The committee recommended that the European Parliament **give its consent** to the conclusion of the agreement.

The Agreement amending the Agreement between the European Community and the Commonwealth of the Bahamas ensures legal coherence and harmonisation between Member States, in accordance with the **new definition of short-term stay** provided by the Schengen Borders Code amendment, which clarifies the meaning of this term (a stay of up to 90 days in any 180-day period).

The Bahamas is a member of the African, Caribbean and Pacific Group of States, Association of Caribbean States, Caribbean Community (though not the CARICOM Single Market and Economy), Non-Aligned Movement, Organization of American States and United Nations.

The explanatory statement accompanying the recommendation notes the following points:

- **economically**, the Bahamas is among the wealthiest countries in the Caribbean region; it is now a significant financial centre and ship registry, among the largest in the world in terms of gross tonnage registered;
- **politically speaking**, the Bahamas is a constitutional monarchy. The country is a parliamentary democracy with a bicameral legislature;
- **the EU's political dialogue** with the various ACP countries and the Commonwealth of the Bahamas in particular is gradually increasing.

The new visa waiver agreement will enable citizens not only to derive full benefit from the ACP-EU partnership but continuing to participate in it by travelling at a reduced, economical and practical cost under a clearer and more coherent legal framework. It significantly deepens relations between the European Union and the Bahamas, which is of great political importance in the context of the Cotonou Agreement.

EU/Bahamas Agreement: short-stay visa waiver

2017/0169(NLE) - 28/07/2017

PURPOSE: to conclude an agreement amending the agreement between the European Community and the Commonwealth of the Bahamas on the short-stay visa waiver.

PROPOSED ACT: Council Decision.

ROLE OF THE EUROPEAN PARLIAMENT: Council may adopt the act only if Parliament has given its consent to the act.

BACKGROUND: by Decision of 30 November 2009, the Council concluded the agreement between the European Community and the Bahamas on the short-stay visa waiver.

[Regulation \(EU\) No 610/2013](#) amended the Convention implementing the Schengen Agreement (CISA), [Regulation \(EC\) No 562/2006](#) (Schengen Borders Code) and [Regulation \(EC\) No 810/2009](#) (the Visa Code). In so doing, it has **redefined the term of 'short-stay'** for third-country nationals in the Schengen area.

As from 18 October 2013, for third-country nationals – irrespective of being visa required or exempt – who intend to travel to the Schengen area for a short-stay, the maximum duration of authorised stay is defined as '90 days in any 180-day period'.

The agreement between the Union and the Bahamas on the short-stay visa waiver should incorporate this new definition.

With a view to implementing the new definition of short stay provided for in the amendment to the Schengen Borders Code, the Commission adopted on 16 July 2014 a recommendation for a Council Decision authorising negotiations to amend the Schengen the short-stay visa waiver between the European Union and **seven countries:** Antigua and Barbuda, the **Bahamas**, Barbados, Brazil, Mauritius, Saint Kitts and Nevis and the Seychelles.

The negotiations with the Bahamas were successfully finalised by the initialling of the amending agreement on 30 August 2016.

CONTENT: this proposal is presented to the Council to authorise the conclusion of the **Agreement amending the Agreement between the European Community and the Bahamas** on the short-stay visa waiver.

The amendments introduced by the final agreement cover the following points:

Duration of stay: the final agreement provides for visa-free travel for the citizens of the European Union and for the citizens of the Bahamas when travelling to the other Contracting Party for **a maximum period of 90 days in any 180-day period** (instead of a maximum period of three months during a six months period following the date of first entry).

A joint statement on the interpretation of the 90-day period over any 180-day period is attached to the amending agreement.

Suspension of the agreement: the agreement provides that suspension of the waiver shall be lifted if the suspension is no longer required.

All other provisions of the existing agreement between the European Community and the Bahamas on the short-stay visa waiver remain unaffected by the amending agreement, including the territorial scope.

The provisions of the agreement shall not apply to the United Kingdom or to Ireland.

EU/Bahamas Agreement: short-stay visa waiver

2017/0169(NLE) - 28/07/2017 - Preparatory document

PURPOSE: to conclude an agreement amending the agreement between the European Community and the Commonwealth of the Bahamas on the short-stay visa waiver.

PROPOSED ACT: Council Decision.

ROLE OF THE EUROPEAN PARLIAMENT: Council may adopt the act only if Parliament has given its consent to the act.

BACKGROUND: by Decision of 30 November 2009, the Council concluded the agreement between the European Community and the Bahamas on the short-stay visa waiver.

[Regulation \(EU\) No 610/2013](#) amended the Convention implementing the Schengen Agreement (CISA), [Regulation \(EC\) No 562/2006](#) (Schengen Borders Code) and [Regulation \(EC\) No 810/2009](#) (the Visa Code). In so doing, it has **redefined the term of 'short-stay'** for third-country nationals in the Schengen area.

As from 18 October 2013, for third-country nationals – irrespective of being visa required or exempt – who intend to travel to the Schengen area for a short-stay, the maximum duration of authorised stay is defined as '90 days in any 180-day period'.

The agreement between the Union and the Bahamas on the short-stay visa waiver should incorporate this new definition.

With a view to implementing the new definition of short stay provided for in the amendment to the Schengen Borders Code, the Commission adopted on 16 July 2014 a recommendation for a Council Decision authorising negotiations to amend the Schengen the short-stay visa waiver between the European Union and **seven countries**: Antigua and Barbuda, the **Bahamas**, Barbados, Brazil, Mauritius, Saint Kitts and Nevis and the Seychelles.

The negotiations with the Bahamas were successfully finalised by the initialling of the amending agreement on 30 August 2016.

CONTENT: this proposal is presented to the Council to authorise the conclusion of the **Agreement amending the Agreement between the European Community and the Bahamas** on the short-stay visa waiver.

The amendments introduced by the final agreement cover the following points:

Duration of stay: the final agreement provides for visa-free travel for the citizens of the European Union and for the citizens of the Bahamas when travelling to the other Contracting Party for **a maximum period of 90 days in any 180-day period** (instead of a maximum period of three months during a six months period following the date of first entry).

A joint statement on the interpretation of the 90-day period over any 180-day period is attached to the amending agreement.

Suspension of the agreement: the agreement provides that suspension of the waiver shall be lifted if the suspension is no longer required.

All other provisions of the existing agreement between the European Community and the Bahamas on the short-stay visa waiver remain unaffected by the amending agreement, including the territorial scope.

The provisions of the agreement shall not apply to the United Kingdom or to Ireland.

EU/Bahamas Agreement: short-stay visa waiver

2017/0169(NLE) - 24/10/2017 - Legislative proposal

PURPOSE: to conclude, on behalf of the Union, the Agreement between the European Union and the Bahamas amending the Agreement between the European Community and the Bahamas on the short-stay visa waiver.

PROPOSED ACT: Council Decision.

ROLE OF THE EUROPEAN PARLIAMENT: Council may adopt the act only if Parliament has given its consent to the act.

BACKGROUND: by its Decision 2009/897/EC, the Council concluded the Agreement between the European Community and the Commonwealth of the Bahamas on the short-stay visa waiver.

The Agreement provides for visa-free travel for the citizens of the Union and for the citizens of the Bahamas when travelling to the territory of the other Contracting Party for a maximum period of three months during a six months period.

[Regulation \(EU\) No 610/2013](#) of the European Parliament and of the Council introduced horizontal changes in the Union's visa and border *acquis* and defined a short stay as a maximum of **90 days in any 180-day period**.

It is necessary to incorporate this **new definition** into the Agreement in order to fully harmonise the Union's short-stay regime.

The Commission negotiated, on behalf of the Union, an agreement with the Bahamas which amends the Agreement between the European Community and the Commonwealth of the Bahamas on the short-stay visa waiver (the 'amending Agreement').

CONTENT: the draft Council Decision now seeks the approval, on behalf of the Union, of the Agreement between the European Union and the Bahamas amending the Agreement between the European community and Bahamas on the short-stay visa waiver.

The provisions of the Agreement do not apply to the United Kingdom or to Ireland.

EU/Bahamas Agreement: short-stay visa waiver

2017/0169(NLE) - 20/12/2018 - Final act

PURPOSE: to approve the conclusion of the amending agreement between the European Union and the Commonwealth of the Bahamas on the short-stay visa waiver.

NON-LEGISLATIVE ACT: Council Decision (EU) 2019/77 on the conclusion, on behalf of the Union, of the Agreement between the European Union and the Commonwealth of the Bahamas amending the Agreement between the European Community and the Commonwealth of the Bahamas on the short-stay visa waiver.

CONTENT: the Council approved, on behalf of the European Union, the Agreement between the EU and the Bahamas amending the Agreement on the short-stay visa waiver.

As a reminder, the Commission negotiated, on behalf of the Union an agreement with the Bahamas which amends the Agreement between the European Community and the Bahamas on the short-stay visa waiver. The amending agreement has been signed.

The amending agreement ensures legal coherence and harmonisation between Member States, in accordance with the new definition of short-term stay provided for by the amendment of the Schengen Borders Code. It therefore provides for a visa-free travel regime for EU citizens and citizens of the Bahamas travelling to the territory of the other Contracting Party for a stay of up to 90 days in any 180-day period.

This Decision constitutes a development of the provisions of the Schengen acquis in which the United Kingdom and Ireland do not participate. Consequently, these two countries are not bound by this decision or subject to its application.

ENTRY INTO FORCE: 20.12.2018.