



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 23 July 2010

12519/10

**Interinstitutional File:
2010/0039 (COD)**

LIMITE

**FRONT 115
CODEC 724
COMIX 531**

NOTE

from: Polish delegation

to: Working Party on Frontiers/Mixed Committee
(EU-Iceland/Liechtenstein/Norway/Switzerland)

No. Cion prop.: 6898/10 FRONT 22 CODEC 222 COMIX 151 (COM(2010) 61 final)

Subject: **Proposal for a Regulation of the European Parliament and the Council amending Council Regulation (EC) No 2007/2004 establishing a European Agency for the Management of Operational Cooperation at the External Borders of the Member States of the European Union (FRONTEX)**

Delegations will find attached a proposal from the Polish delegation on some Articles of the above proposal for a Regulation amending Council Regulation (EC) No 2007/2004.

**COUNCIL REGULATION (EC) No 2007/2004
of 26 October 2004
establishing a European Agency for the Management of Operational Cooperation at the
External Borders of the Member States of the European Union**

- **Article 3 par. 4**

"The Agency shall evaluate the results of the joint operations and pilot projects and transmit the detailed reports within 60 days following the end of the activity to the management Board. The Agency shall make a comprehensive comparative analysis of those results with the view to enhancing the quality, coherence, efficiency and effectiveness of future operations and projects to be included in its general report provided for in Article 20 (2). In case of reported incidents involving a third state during the implementation of a joint operation or a pilot project, the EU delegation in that third state shall provide MS(s) concerned with all necessary support at the request."

- **Article 3a, par. 1 - add letter k) :**

"detailed provisions concerning transit of weapons and ammunition for the purpose of joint operations and pilot projects in line with applicable legislation"

- **Article 15a:** Poland would like to reiterate the proposal submitted on 23 April 2010 to the Council Secretariat and Spanish Presidency and published in doc. 9673/10

Headquarters Agreement

"The necessary arrangements concerning the accommodation to be made available for the Agency in the headquarters State and the facilities to be made available by that State as well as the particular rules applicable in the Agency headquarters State to the Executive Director, the Deputy Executive Director, the members of the Management Board, the staff of the Agency and members of their families shall be laid down in a Headquarters Agreement between the Agency and the headquarters State. The Headquarters Agreement to be concluded once the approval of the Management Board has been obtained."
