



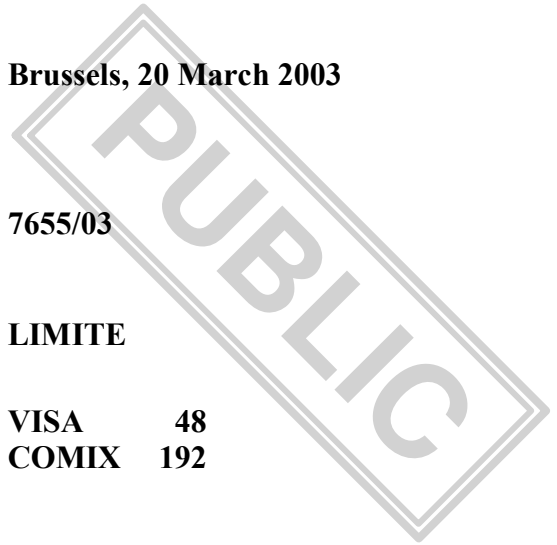
**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 20 March 2003

7655/03

LIMITE

**VISA 48
COMIX 192**



NOTE

from : Greek delegation
to : Visa Working Party

Subject : Draft Council Decision on amending Annex 12 of the Common Consular
Instructions and Annex 14a of the Common Manual

DRAFT
COUNCIL DECISION
of

on amending Annex 12 of the Common Consular Instructions and
Annex 14a of the Common Manual

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to Council Regulation (EC) No 789/2001 of 24 April 2001 reserving to the Council implementing powers with regard to certain detailed provisions and practical procedures for examining visa applications ¹,

Having regard to Council Regulation (EC) No 790/2001 of 24 April 2001 reserving to the Council implementing powers with regard to certain detailed provisions and practical procedures for carrying out border checks and surveillance ²

Having regard to the initiative of the Hellenic Republic,

¹ OJ L 116, 26.4.2001, p. 2.

² OJ L 116, 26.4.2001, p. 5.

Whereas:

- (1) Council Decision (EC) No 44/2002 of 20 December 2001 established that the fees to be levied in connection with an application for a visa correspond to the administrative costs incurred. The Common Consular Instructions and the Common Manual should therefore be amended accordingly.
- (2) In accordance with Articles 1 and 2 of the Protocol on the position of Denmark annexed to the Treaty on European Union and to the Treaty establishing the European Community, Denmark is not taking part in the adoption of this Regulation, and is not bound by it or subject to its application. Given that this Regulation builds upon the Schengen acquis under the provisions of Title IV of Part Three of the Treaty establishing the European Community, Denmark shall, in accordance with Article 5 of the said Protocol, decide within a period of six months after the Council has adopted this Regulation whether it will implement it in its national law.
- (3) As regards Iceland and Norway, this Regulation constitutes a development of provisions of the Schengen acquis within the meaning of the Agreement concluded by the Council of the European Union and the Republic of Iceland and the Kingdom of Norway concerning the association of those two States with the implementation, application and development of the Schengen acquis³, which fall within the area referred to in Article 1, point A of Council Decision 1999/437/EC of 17 May 1999 on certain arrangements for the application of that Agreement⁴.
- (4) This Regulation constitutes a development of provisions of the Schengen acquis in which the United Kingdom does not take part, in accordance with Council Decision 2000/365/EC of 19 May 2000 concerning the request of the United Kingdom of Great Britain and Northern Ireland to take part in some of the provisions of the Schengen acquis⁵; the United Kingdom is therefore not taking part in its adoption and is not bound by it or subject to its application.

³ OJ L 176, 10.7.1999, p. 36.

⁴ OJ L 176, 10.7.1999, p. 31.

⁵ OJ L 131, 1.6.2000, p. 43.

- (5) This Regulation constitutes a development of provisions of the Schengen acquis in which Ireland does not take part, in accordance with Council Decision 2002/192/EC of 28 February 2002 concerning Ireland's request to take part in some of the provisions of the Schengen acquis ⁶; Ireland is therefore not taking part in its adoption and is not bound by it or subject to its application.
- (6) This Regulation constitutes an act building on the Schengen acquis or otherwise related to it within the meaning of Article 3(2) of the Act of Accession,

⁶ OJ L 64, 7.3.2002, p. 20.

HAS ADOPTED THIS DECISION:

Article 1

The table of Annex 12 of the Common Consular Instructions on Visas for the Diplomatic and Consular Posts and the table of Annex 14a of the Common Manual are replaced by the following table:

Fees to be charged, in EURO, corresponding to the administrative costs
of processing the visa application *

TYPE OF VISA	Fees to be charged, in EURO
Airport transit visa (Category A)	35 €
Transit visa (Category B)	35 €
Short-stay visa (1- 90 days) (Category C)	35 €
Multiple entry visa, valid for 1 – 5 years (Category C)	35 €
Visa with limited territorial validity (Categories B and C)	35 €
Visa issued at the border (Categories A, B and C)	35 €. This visa may be issued free of charge.
Group visa (Categories A, B and C)	35 € + 1 € per person
National long-stay visa (Category D)	The amount shall be fixed by the Member States, who may decide to issue these visas free of charge.
National long-stay visa valid concurrently as a short stay visa (Category D+C)	The amount shall be fixed by the Member States, who may decide to issue these visas free of charge.

* In accordance with Council Decision (EC) No 44/2002 of 20 December 2001, OJ L 20, 23.1.2002, p.5, Article 3:

1. This Decision shall apply as from 1 July 2004 at the latest.
2. Member States may apply this Decision before 1 July 2004, provided that they notify the General Secretariat of the Council of the date from which they are in a position to do so.
3. If all the Member States apply this Decision before 1 July 2004, the General Secretariat of the Council shall publish in the Official Journal of the European Communities the date from which the last Member State applied the Decision.

Rules:

- I. These fees shall be paid in a convertible currency or in the national currency on the basis of the official exchange rates in application.
- II. In individual cases, the amount of fees to be charged may be reduced or may be revoked in accordance with national law when this protects cultural interests, in the field of foreign policy, development policy or other areas of vital public interests.
- III. Group visas are issued in accordance with national law, for a maximum of 30 days.

Article 2

This Decision shall apply as from 1 July 2004.

Article 3

This Decision is addressed to the Member States in accordance with the Treaty establishing the European Community.

Done at Brussels,

For the Council
The President