

**Communication from the Commission in application of Council Regulation (EC) No 539/2001 of 15 March 2001 listing the third countries whose nationals must be in possession of visas when crossing the external borders and those whose nationals are exempt from that requirement <sup>(1)</sup>.**

(2001/C 363/07)

*Additional information communicated to the Commission in conformity with Article 5 of the Regulation as at 15 August 2001 <sup>(2)</sup>*

**1. Exceptions by virtue of Article 4(1) and (2), to the visa requirement envisaged by Article 1(1)**

**1.1. The visa requirement is waived for the categories of persons originating in the countries in the column on the left corresponding to the following key:**

D = diplomatic passports

S = official duty passports and other official passports

Third countries	BNL (*)	DK (**)	D (***)	GR	E	F	I	AU	P	FIN	S	ISL	NOR
Afghanistan													
Albania				DS			D						
Algeria							DS						
Angola									DS				
Antigua and Barbuda				DS									
Armenia													
Azerbaijan													
Bahamas								DS					
Bahrain													
Bangladesh													
Barbados							DS	DS					
Belarus													
Belize													
Benin							DS						
Bhutan													
Bosnia and Herzegovina				D				D					
Botswana							DS						
Burkina Faso							DS						
Burma/Myanmar													
Burundi													
Cambodia													
Cameroon													
Cape Verde									DS				

<sup>(1)</sup> OJ L 81, 21.3.2001, p. 1.

<sup>(2)</sup> In application of Article 1 of the protocol on the position of Ireland and the United Kingdom annexed to the Treaty on the European Union and to the European Community Treaty, and without prejudice to its Article 4, the provisions of Council Regulation (EC) No 539/2001 are not applied by Ireland or the United Kingdom.







Third countries	BNL (*)	DK (**)	D (***)	GR	E	F	I	AU	P	FIN	S	ISL	NOR
Zambia													
Zimbabwe				DS									
Romania <sup>(2)</sup>	D	D	D		D	D	D		D	DS	D	D	

(<sup>1</sup>) For Denmark, France, Finland, Italy and Iceland: the exemption is also applied for holders of Turkish special passports.

(<sup>2</sup>) In accordance with Article 8(2) of the Regulation, the application of the visa exemption envisaged by Article 1(2) will be decided subsequently by the Council. As a consequence, Romania figures in this table, provisionally, until such time as the Council decides upon the visa exemption for Romanian citizens. The information figuring above concerns exemptions from the visa requirement that are currently applied.

(\*) Benelux: In application of the Convention of 11 April 1960, and in particular Article 3, the countries of the Benelux have a harmonised policy in relation to short stay visas for third countries.

(\*\*) Denmark, holders of valid identity cards issued by the authorities of the Vatican City State are exempted from the visa requirement.

(\*\*\*) Germany, holders of Vatican passports, irrespective of their nationality are exempted by Germany from the visa requirement.

Entities and territorial authorities that are not recognised as States by at least one Member State

East Timor													
Palestinian Authority													
Taiwan													

## 1.2. Visa exemption for other categories mentioned in Article 4

### — *Civilian air crew members:*

They are in principle exempt from visa requirement by the Member States when holding licences and certificates within the meaning of Annexes 1 to 9 of the Convention of Chicago on International Civil Aviation.

However, the visa requirement is maintained:

- by France for crew members who are nationals of countries who are non-signatories of the Chicago Convention;

### — *Civilian sea crew members:*

They are in principle exempt from visa requirement by the Member States when holding certificates issued by contracting States to the International Labour Organisation Convention No 108 (Geneva) in conformity with the Convention of London of 9 April 1965 on the facilitation of international maritime traffic.

However, the visa requirement is maintained:

- by Denmark and Italy for crew members who are nationals of countries listed in Annex 1 to the Council Regulation (EC) No 539/2001;
- by France for crew members who are nationals of countries who are non-signatories of the 1965 Convention of London or Convention No 108.

### — *Civilian ships crew members (on international internal waterways):*

#### The Rhine:

They may be exempted from the visa requirement by Belgium, Germany, France, Luxembourg and the Netherlands provided that they are holders of a travel document containing a trilingual stamp or mention identifying them as a Rhine boatman in accordance with the resolutions of the Central Commission for the navigation of the Rhine.

#### The Danube:

They are in principle exempted from the visa requirement by Germany and Austria provided that they are holders of a document identifying them as a Danube boatman and they figure on the crew list.

— **Laissez-passer issued by international organisations to their officials:**

General observation:

Portugal: the holders of such laissez-passer do not benefit from a visa exemption.

Austria: the beneficiaries of privileges and immunities who have been issued with a specific identity document are exempted from visa requirement.

Observations relating to particular organisations:

United Nations: the holders of the laissez-passer are exempted from the visa requirement except by France, Italy and Portugal.

North Atlantic Treaty Organisation: the holders of an official identity document or travel order are exempt from the visa requirement, except by Finland.

Observation by Italy: the holders of a Travel Order issued by NATO Headquarters are exempt from the visa requirement irrespective of their nationality in accordance with Article 3 of the Agreement between the Parties to the North Atlantic Treaty regarding the Status of their Forces, signed at London on 19 June 1951, where they are members of a NATO force.

Other international organisations:

Denmark exempts from visa the holders of identification card 'Shirbrig, Planning Element Official', issued by the Chief of Defence, Denmark.

Benelux: exempts from visa holders of a laissez-passer issued by the Secretary General of the Customs Cooperation Council.

**2. Exceptions by virtue of Article 4 to the visa exemption envisaged by Article 1(2)**

**A visa obligation is applied to the categories of persons originating in the countries in the column on the left corresponding to the following key:**

D = diplomatic passports

ACR = civilian air crew

S = official duty passports and other official passports

SCR = civilian sea crew

Third countries	BNL	DK	D	GR	E	F	I	AU	P	FIN	S	ISL	NOR
Israel						DS ACR SCR							
Mexico												DS	
United States of America				D	DS (*)	DS (**) ACR SCR							
Venezuela									S				

(\*) Spain: For the United States of America, holders of diplomatic or official duty passports on official missions or official visits are subject to the visa requirement. The visa is not necessary when the entrance is in application of the Hispanic-North American Convention of 1 May 1988.

(\*\*) France only when the holders of diplomatic or official duty passports are on mission.

**3. Measures of exception by virtue of Article 4(3) to the exemption from visa provided for in Article 1(2)**

**Persons originating in the countries figuring in the column on the left are subject to the visa requirement when carrying out a paid activity during their stay.**

ECO = paid activity

Third countries	BNL	DK	D (*)	GR	E	F	I	AU	P	FIN	S	ISL	NOR
Andorra			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Argentina			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Australia				ECO	ECO	ECO	ECO	ECO	ECO			ECO	

Third countries	BNL	DK	D (*)	GR	E	F	I	AU	P	FIN	S	ISL	NOR
Bolivia			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Brazil			ECO	ECO	ECO	ECO	ECO	ECO	ECO			ECO	
Brunei			ECO	ECO	ECO	ECO	ECO	ECO	ECO			ECO	
Bulgaria			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Canada				ECO	ECO	ECO	ECO	ECO	ECO			ECO	
Chile			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Costa Rica			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Croatia			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Cyprus			ECO	ECO	ECO	ECO	ECO	ECO	ECO			ECO	
Czech Republic			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Ecuador			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Estonia			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Guatemala			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Holy See			ECO	ECO	ECO			ECO	ECO			ECO	
Honduras			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Hungary			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Israel				ECO	ECO		ECO	ECO	ECO			ECO	
Japan				ECO	ECO	ECO	ECO	ECO	ECO			ECO	
Latvia			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Lithuania			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Malaysia			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Malta			ECO	ECO	ECO	ECO	ECO	ECO	ECO			ECO	
Mexico			ECO	ECO	ECO	ECO	ECO	ECO	ECO			ECO	
Monaco			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Nicaragua			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
New Zealand				ECO	ECO		ECO	ECO	ECO			ECO	
Panama			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Paraguay			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Poland			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Salvador			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
San Marino			ECO	ECO	ECO			ECO	ECO			ECO	
Singapore			ECO	ECO	ECO	ECO	ECO	ECO	ECO			ECO	
Slovakia			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Slovenia			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
South Korea			ECO	ECO	ECO	ECO	ECO	ECO	ECO			ECO	
Switzerland				ECO	ECO			ECO	ECO			ECO	
United States of America				ECO	ECO	ECO	ECO	ECO	ECO			ECO	
Uruguay			ECO	ECO	ECO		ECO	ECO	ECO			ECO	
Venezuela			ECO	ECO	ECO	ECO	ECO	ECO	ECO			ECO	





Third countries	BNL	DK	D (**)	GR	E	F	I	AU	P	FIN	S	ISL	NOR
Israel			RA										
Japan			RA										
Latvia			(RA) (***)										
Lithuania			(RA) (***)										
Malaysia			RA										
Malta (*)	R	R	RA		R		R		R	R	R	R	R
Mexico			RA										
Monaco			RA										
Nicaragua			RA										
New Zealand			RA										
Panama			RA										
Paraguay			RA										
Poland			RA										
Salvador			RA										
San Marino			RA										
Singapore			RA										
Slovakia			RA										
Slovenia			RA										
South Korea			RA										
Switzerland (*)	R	R	RA		R		R		R	R	R	R	R
United States of America			RA										
Uruguay			RA										
Venezuela			RA										

#### SPECIAL ADMINISTRATIVE REGIONS OF THE PEOPLE'S REPUBLIC OF CHINA

Third countries	BNL	DK	D (**)	GR	E	F	I	AU	P	FIN	S	ISL	NOR
Hong Kong SAR													
Macao SAR													

(\*) Data supplied as further information.

Exemption from the visa requirement is not based on the second indent of Article 3 of the Regulation but on the European Agreement on the abolition of visas for refugees, signed at Strasbourg on 20 April 1959. Member States applying the Regulation are parties to the Agreement with the exception of Austria and Greece. France, which is a contracting party, suspended its application in 1986.

(\*\*) It is a general requirement that the person hold a valid travel document issued in accordance with the rules of the Agreement of 15 October 1946 regarding the issue of travel documents to refugees, the Convention relating to the Status of Refugees of 28 July 1951 or the Convention relating to the Status of Stateless Persons of 28 September 1954. The travel document must contain an authorisation to return which has a sufficiently long period of validity.

(\*\*\*) For D: Applies in each case from the date of entry into force there of the agreements and conventions referred to in footnote (\*\*) on the issue of travel documents to refugees and stateless persons.

**Data whose publication is not required by Article 5 of Council Regulation (EC) No 539/2001 but published for information purposes only.**

*(Status of additional information communicated to the Commission)*

**Situation specific to persons deriving their nationality status by virtue of a connection with British Overseas Territories who are subject to a visa requirement by one or more States**

Territories	BNL	DK	D	GR	E	F	I	AU	P	FIN	S	ISL	NOR
Anguilla		Vd)	V		Vb)	Vc)	Vb)	V	V	V	Vd)	Vd)	
Bermuda		Va)	V	V	Vb)	Va)	Vb)	V		V	Va)	Va)	Va)
British Indian Ocean Territory							Vb)	V	V	V	Vd)		
British Virgin Islands		Vd)	V		Vb)	Vc)	Vb)	V	V	V	Vd)	Vd)	
Cayman Islands		Vd)	V		Vb)	Vc)	Vb)	V	V	V	Vd)	Vd)	
Falkland Islands							Vb)	V	V		Vd)		
Montserrat		Vd)	V	V	Vb)	Vc)	Vb)	V	V	V	Vd)	Vd)	
Pitcairn, Ducie Henderson and Oeno							Vb)	V	V	V	Vd)		
Saint Helena and dependancies		Vd)	V	V	Vb)	Vc)	Vb)	V	V	V	Vd)	Vd)	
Turks and Caicos Islands		Vd)	V		Vb)	Vc)	Vb)	V	V	V	Vd)	Vd)	

a) Denmark, France, Iceland Norway and Sweden: Except for holders of British Dependant Territories citizens passports.

b) Spain and Italy: Except for holders of British Dependant Territories citizens passports

c) France: Except for holders of passports bearing the mention 'the holder has the right of abode in the United Kingdom'.

d) Denmark, Iceland and Sweden: Except for holders of passports bearing the mention 'the holder has the right of re-admission', 'the holder is entitled to re-admission to the United Kingdom', or 'the holder has the right of abode in the United Kingdom' and on condition that the holder has not been absent from the United Kingdom for a period exceeding two years.

**Non-opposition to a notified concentration**

**(Case COMP/M.2656 — Cinven/Klöckner Pentaplast)**

(2001/C 363/08)

**(Text with EEA relevance)**

On 7 December 2001 the Commission decided not to oppose the above notified concentration and to declare it compatible with the common market. This decision is based on Article 6(1)(b) of Council Regulation (EEC) No 4064/89. The full text of the decision is only available in English and will be made public after it is cleared of any business secrets it may contain. It will be available:

- as a paper version through the sales offices of the Office for Official Publications of the European Communities (see list on the last page),
- in electronic form in the 'CEN' version of the CELEX database, under document No 301M2656. CELEX is the computerised documentation system of European Community law.

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