

# **EU/Montenegro Agreement: operational activities carried out by the European Border and Coast Guard Agency in Montenegro**

2023/0102(NLE) - 22/05/2023 - Legislative proposal

**PURPOSE:** to conclude the Agreement between the European Union and Montenegro on the operational activities carried out by the European Border and Coast Guard Agency in Montenegro.

**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:** the agreement between the European Union and Montenegro on the operational activities carried out by the European Border and Coast Guard Agency in Montenegro has been signed subject to its conclusion at a later date.

In accordance with Regulation (EU) 2019/1896 of the European Parliament and of the Council on the European Border and Coast Guard, in circumstances requiring the deployment of border management teams from the standing corps of the European Border and Coast Guard to a third country where the members of the teams will exercise executive powers, a status agreement is to be concluded by the Union with the third country concerned on the basis of Article 218 of the Treaty on the Functioning of the European Union.

**CONTENT:** the purpose of the draft Council Decision is to approve, on behalf of the Union, the Agreement between the European Union and Montenegro on operational activities conducted by the European Border and Coast Guard Agency in Montenegro.

The aim of the agreement is to authorise the European Border and Coast Guard Agency to deploy border management teams from the standing corps in Montenegro along the full length of the country's borders. The agreement will repeal and replace the status agreement concluded on 7 October 2019 between the European Union and Montenegro.

The agreement governs all aspects necessary for the deployment of border management teams from the standing corps of the European Border and Coast Guard in Montenegro, where team members may exercise executive powers.

This Decision constitutes a development of provisions of the Schengen acquis in which Ireland does not take part. Ireland is therefore not taking part in the adoption of this Decision and is not bound by it or subject to its application.

Denmark is not taking part in the adoption of this Decision and is not bound by it or subject to its application. Given that this Decision builds upon the Schengen acquis, Denmark shall decide within a period of six months after the Council has decided on this Decision whether it will implement it in its national law.