





Basic information	
<p>2024/0128(COD)</p> <p>COD - Ordinary legislative procedure (ex-codecision procedure) Regulation</p>	Awaiting Council's 1st reading position
<p>Amending Regulation (EU) 2018/1806 as regards Vanuatu</p> <p>Amending Regulation 2018/1806 2018/0066(COD)</p> <p>Subject</p> <p>7.10.04 External borders crossing and controls, visas</p> <p>Geographical area</p> <p>Vanuatu</p>	

Key players				
European Parliament	Committee responsible		Rapporteur	Appointed
	 Civil Liberties, Justice and Home Affairs		CUNHA Paulo (EPP)	30/09/2024
			<p>Shadow rapporteur</p> <p>NEMEC Matjaž (S&D)</p> <p>VANDENDRIESSCHE Tom (P/E)</p> <p>TYNKKYNNEN Sebastian (ECR)</p> <p>JOVEVA Irena (Renew)</p> <p>ASENS LLODRÀ Jaume (Greens/EFA)</p> <p>CARÊME Damien (The Left)</p>	
	Former committee responsible		Former rapporteur	Appointed
	 Civil Liberties, Justice and Home Affairs			
Council of the European Union				
European Commission	Commission DG		Commissioner	
	Migration and Home Affairs		JOHANSSON Ylva	

Key events			
Date	Event	Reference	Summary
		COM(2024)0365	Summary

31/05/2024	Legislative proposal published		
16/09/2024	Committee referral announced in Parliament, 1st reading		
21/11/2024	Vote in committee, 1st reading		
21/11/2024	Committee report tabled for plenary, 1st reading	A10-0015/2024	
27/11/2024	Decision by Parliament, 1st reading	T10-0047/2024	Summary

Technical information	
Procedure reference	2024/0128(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Nature of procedure	Legislation
Legislative instrument	Regulation
	Amending Regulation 2018/1806 2018/0066(COD)
Legal basis	Treaty on the Functioning of the EU TFEU 294-p7-ac Treaty on the Functioning of the EU TFEU 077-p2
Other legal basis	Rules of Procedure EP 165
Stage reached in procedure	Awaiting Council's 1st reading position
Committee dossier	LIBE/10/00418

Documentation gateway				
European Parliament				
Document type	Committee	Reference	Date	Summary
Committee draft report		PE764.972	03/10/2024	
Committee report tabled for plenary, 1st reading/single reading		A10-0015/2024	21/11/2024	
Text adopted by Parliament, 1st reading/single reading		T10-0047/2024	27/11/2024	Summary
European Commission				
Document type	Reference	Date	Summary	
Legislative proposal	COM(2024)0365 	31/05/2024	Summary	

Amending Regulation (EU) 2018/1806 as regards Vanuatu

2024/0128(COD) - 27/11/2024 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 627 votes to 6, with 37 abstentions, a legislative resolution on the proposal for a regulation of the European Parliament and of the Council amending Regulation (EU) 2018/1806 as regards Vanuatu.

Parliament adopted its position at first reading following the ordinary legislative procedure, taking over the Commission proposal.

In light of the risk to the internal security and public policy of the Member States represented by Vanuatu's citizenship investment schemes, the proposal seeks to amend Regulation (EU) 2018/1806 by transferring the reference to Vanuatu from Annex II (list of third countries whose nationals are exempt from the requirement to be in possession of a visa when crossing the external borders of the Member States for stays of no more than 90 days in any 180-day period) to Annex I with a view to **reintroducing the visa requirement for nationals of Vanuatu**.

Amending Regulation (EU) 2018/1806 as regards Vanuatu

2024/0128(COD) - 31/05/2024 - Legislative proposal

PURPOSE: to permanently abolish the visa waiver regime granted to Vanuatu in order to mitigate security threats.

PROPOSED ACT: Regulation of the European Parliament.

ROLE OF THE EUROPEAN PARLIAMENT: the European Parliament decides in accordance with the ordinary legislative procedure and on an equal footing with the Council.

BACKGROUND: the Republic of Vanuatu is listed in Annex II to Regulation (EU) 2018/1806 among the third countries whose nationals are exempt from the requirement to be in possession of a visa when crossing the external borders of the Member States for stays of no more than 90 days in any 180-day period.

The exemption from the visa requirement for nationals of Vanuatu is applicable since 28 May 2015, when the Agreement between the European Union and the Republic of Vanuatu on the short-stay visa waiver was signed and started to apply on a provisional basis. The Agreement entered into force on 1 April 2017.

Since 25 May 2015, Vanuatu has been operating **investor citizenship schemes** allowing visa-required third-country nationals to easily obtain the nationality of a visa-free country, thus enabling them to bypass the Schengen visa procedure and gain visa-free access to the EU.

As the granting of citizenship by Vanuatu under its investor citizenship schemes was deemed to constitute a circumvention of the Union short-stay visa procedure and the assessment of security and migratory risks it entails, as well as an increased risk to the internal security and public policy of the Member States, the Council adopted, on 3 March 2022, Decision (EU) 2022/366 partially suspending the application of the Agreement.

On 27 April 2022, the Commission adopted Implementing Regulation (EU) 2022/693 temporarily suspending the visa exemption for nationals of Vanuatu from 4 May 2022 to 3 February 2023.

Following the start of application of the temporary suspension of the visa exemption on 4 May 2022, the Commission started an enhanced dialogue with Vanuatu, with a view to remedying the circumstances having led to the temporary suspension of the visa exemption. However, Vanuatu did not engage in a meaningful way during this phase of the dialogue.

Due to the persistence of those circumstances and the absence of engagement of Vanuatu to remedy them, the Council as of 4 February 2023 repealed Decision (EU) 2022/366 and suspended in whole the application of the Agreement. On 1 December 2022, the Commission adopted Delegated Regulation (EU) 2023/222 temporarily suspending the exemption from the visa requirement from 4 February 2023 to 3 August 2024.

Following the start of application of that Delegated Regulation, the Commission continued the dialogue with Vanuatu. Vanuatu adopted a number of legislative changes to address concerns related to the investor citizenship schemes. However, the Commission considers that these measures have not been sufficient to mitigate the security risks posed by the investor citizenship programmes maintained by this country.

In light of the risk to the internal security and public policy of the Member States represented by Vanuatu's citizenship investment schemes, the Commission considers that it is necessary to submit a proposal to transfer Vanuatu to the list of third countries whose nationals require a Schengen visa.

CONTENT: the Commission proposes to amend Regulation (EU) 2018/1806 by **transferring the reference to Vanuatu from Annex II** (list of third countries whose nationals are exempt from the requirement to be in possession of a visa when crossing the external borders of the Member States for stays of no more than 90 days in any 180-day period) to **Annex I** (list of third countries whose nationals are required to be in possession of a visa when crossing the external borders of the Member States).

This initiative is consistent with the EU border management and security policies, as its main objective is to address security risks for the Schengen area.

In particular, the proposal aims to prevent possible abuses linked to visa-free travel from nationals of a country operating investor citizenship schemes that pose a number of risks for the Member States, in terms of public policy and security.