**ORDINARY LEGISLATIVE PROCEDURE – first reading**

**Follow-up to the European Parliament legislative resolutions of 25 October 2017 on:   
1)** **the proposal for a Regulation of the European Parliament and of the Council establishing an Entry/ Exit System (EES) to register entry and exit data and refusal of entry data of third country nationals crossing the external borders of the Member States of the European Union and determining the conditions for access to the EES for law enforcement purposes and amending Regulation (EC) No 767/2008 and Regulation (EU) No 1077/2011  
2) the proposal for a Regulation of the European Parliament and of the Council amending Regulation (EU) 2016/399 as regards the use of the Entry/ Exit System**

**2016/0106 (COD) and 2016/0105 (COD)**

**1. Rapporteur:** Agustín DÍAZ DE MERA GARCÍA CONSUEGRA (EPP/ES)

**2. EP reference numbers:** A8-0057/2017 and A8-0059/2017 / P8\_TA-PROV(2017)0411 and P8\_TA-PROV(2017)0412

**3. Date of adoption of the resolutions:** 25 October 2017

**4. Subject:** The two proposals were presented simultaneously: 1) The proposed Regulation on the Entry/ Exit System is a revised version of a legislative package presented by the Commission in February 2013. After the co-legislators voiced technical, financial and operation concerns on certain aspects of the 2013 package, the Commission carried out a technical study, followed by a pilot project entrusted to eu-LISA, the EU agency for the operational management of large-scale IT systems. On the basis of the results of this preparatory phase, the Commission presented a revised proposal on 6 April 2016. 2) The proposal to amend Regulation on the Schengen Borders Code aims to amend the said Regulation in view of the [proposed establishment of an Entry/ Exit System](http://www.europarl.europa.eu/oeil/popups/ficheprocedure.do?reference=2016/0106(COD)&l=en).

The Entry-Exit System will record information on the time and place of entry and exit of third country nationals entering the Schengen area to improve external border management, prevent irregular migration, facilitate the management of migration and enhance internal security. It is one of the priority files identified in the Joint Declaration on legislative priorities for 2017 and is closely linked with the European Travel Information Authorisation System – another priority legislative proposal included in the Joint Declaration.

**5. Interinstitutional reference numbers:** 2016/0106 (COD) and 2016/0105 (COD)

**6. Legal basis:** Article 77(2)(b) and (d), Article 87(2)(a) and Article 88(22)(a) of the Treaty on the Functioning of the European Union

**7. Competent Parliamentary Committee:** Committee on Civil Liberties, Justice and Home Affairs (LIBE)

**8. Commission's position:** TheCommission can accept all the amendments, for the sake of an overall agreement, on both proposals.

**9. Outlook for amendment of the proposals:** There is no need for formal modified proposals, as there is already agreement between the European Parliament and Council, endorsed by the Commission.

**10. Outlook for the adoption of Council's position:** The Council adopted the two Regulations on 20 November 2017.