



**COUNCIL OF
THE EUROPEAN UNION**



Council conclusions on SIS II

*3013th EDUCATION, YOUTH AND CULTURE Council meeting
Brussels, 11 May 2010*

The Council adopted the following conclusions:

"The Council of the European Union,

Recalls and reaffirms the Conclusions of its meeting in June 2009 on the further direction of SIS II, including the Annex thereto (10708/09 JAI 360 SIRIS 82 CATS 64 COMIX 478);

Welcomes the effective cooperation between Member States' experts and the Commission in undertaking the Milestone 1 test;

Decides, pursuant to the report provided by the Presidency (8391/10 JAI 289 SIRIS 62 COMIX 287), and to document 10708/09 JAI 360 SIRIS 82 CATS 64 COMIX 478, that the development of SIS II will continue on the basis of the current SIS II project. Austria and Germany expressed different views, as set out in document 8287/10 CATS 26 SIRIS 59 SIS-TECH 52 COMIX 280. These views are shared by France;

Recalls that the contingency plan based on the further development of C.SIS 1+ as set out in paragraph 9 of the abovementioned Council Conclusions is retained for a period necessary to back the project until the tests defined in the second milestone are accomplished. The Council takes note of the information by France that the contingency plan «SIS 1+ RE» could no longer be implemented after September 2010 on the basis of the current contract;

P R E S S

Recalls the necessity to prepare all conditions for the execution of the Milestone 2 test as expressly foreseen in the Council Conclusions of June 2009 and, in this respect, invites the Commission to integrate this test in the set of tests defined to streamline the development of the SIS II project;

Invites the Commission together with the Member States to swiftly finalise the system requirements for the entry into operation;

Calls upon the Commission to present a comprehensive global schedule and budgetary estimate to the Council at its meeting on 3-4 June 2010. They are to be confirmed as a binding global schedule and a solid and comprehensive budgetary plan valid until the entry into operation of the SIS II, preferably by the end of July 2010 and at the latest at the Council meeting on 7-8 October 2010;

Calls upon the Commission to take fully account of national investments, in order to safeguard them, during the further development of the system (new ICD – version 3.0 or any other further version prior to the migration);

Considers the following aspects as indispensable before the entry into operation of the system:

- Milestone 2 has been performed successfully under full operational conditions;
- The Comprehensive Test has been performed successfully following the procedure set out in Article 55 of Regulation (EC) No 1987/2006 and Decision 2007/533/JHA on the establishment, operation and use of the second generation of SIS II;
- The network security is fully ensured."
