

Regulation (EU) 2018/1240 of the European Parliament and of the Council of 12 September 2018 establishing a European Travel Information and Authorisation System (ETIAS) and amending Regulations (EU) No 1077/2011, (EU) No 515/2014, (EU) 2016/399, (EU) 2016/1624 and (EU) 2017/2226

CHAPTER III

CREATION OF THE APPLICATION FILE AND EXAMINATION OF THE APPLICATION BY THE ETIAS CENTRAL SYSTEM

Article 20

Automated processing

1 The application files shall be automatically processed by the ETIAS Central System to identify hit(s). The ETIAS Central System shall examine each application file individually.

[^{F12} The ETIAS Central System shall launch a query by using the ESP to compare the relevant data referred to in points (a), (aa), (b), (c), (d), (f), (g), (j), (k) and (m) of Article 17(2) and in Article 17(8) to the data present in a record, file or alert registered in an application file stored in the ETIAS Central System, SIS, the EES, VIS, Eurodac, Europol data and in the Interpol SLTD and TDAWN databases.]

In particular, the ETIAS Central System shall verify:

- a whether the travel document used for the application corresponds to a travel document reported lost, stolen, misappropriated or invalidated in SIS;
- b whether the travel document used for the application corresponds to a travel document reported lost, stolen or invalidated in the SLTD;
- c whether the applicant is subject to a refusal of entry and stay alert entered in SIS;
- d whether the applicant is subject to an alert in respect of persons wanted for arrest for surrender purposes on the basis of a European Arrest Warrant or wanted for arrest for extradition purposes in SIS;
- e whether the applicant and the travel document correspond to a refused, revoked or annulled travel authorisation in the ETIAS Central System;
- f whether the data provided in the application concerning the travel document correspond to another application for travel authorisation associated with different identity data referred to in point (a) of Article 17(2) in the ETIAS Central System;
- g whether the applicant is currently reported as an overstayer or whether he or she has been reported as an overstayer in the past in the EES;
- h whether the applicant is recorded as having been refused entry in the EES;
- i whether the applicant has been subject to a decision to refuse, annul or revoke a short stay visa recorded in VIS;
- j whether the data provided in the application correspond to data recorded in Europol data;
- k whether the applicant is registered in Eurodac;
- l whether the travel document used for the application corresponds to a travel document recorded in a file in TDAWN;

Changes to legislation: This version of this Regulation was derived from EUR-Lex on IP completion day (31 December 2020 11:00 p.m.). It has not been amended by the UK since then. Find out more about legislation originating from the EU as published on legislation.gov.uk. (See end of Document for details)

- m in cases where the applicant is a minor, whether the applicant's parental authority or legal guardian:
- (i) is subject to an alert in respect of persons wanted for arrest for surrender purposes on the basis of a European Arrest Warrant or wanted for arrest for extradition purposes in SIS;
 - (ii) is subject to a refusal of entry and stay alert entered in SIS.

3 The ETIAS Central System shall verify whether the applicant has replied affirmatively to any of the questions listed in Article 17(4) and whether the applicant has not provided a home address but only his city and country of residence, as referred to in point (f) of Article 17(2).

4 The ETIAS Central System shall compare the relevant data referred to in [F¹points (a), (aa), (b), (c), (d), (f), (g), (j), (k) and (m) of Article 17(2)] and in Article 17(8) to the data present in the ETIAS watchlist referred to in Article 34.

5 The ETIAS Central System shall compare the relevant data referred to in [F¹points (a), (aa), (c), (f), (h) and (i) of Article 17(2)] to the specific risk indicators referred to in Article 33.

6 The ETIAS Central System shall add a reference to any hit obtained pursuant to paragraphs 2 to 5 to the application file.

7 Where the data recorded in the application file correspond to the data triggering a hit pursuant to paragraphs 2 and 4, the ETIAS Central System shall identify, where relevant, the Member State(s) that entered or supplied the data having triggered the hit and shall record this in the application file.

8 Following any hit pursuant to paragraph 2(j) and paragraph 4 and where no Member State had supplied the data having triggered the hit, the ETIAS Central System shall identify whether Europol entered the data and shall record this in the application file.

Textual Amendments

- F1** Substituted by [Regulation \(EU\) 2019/817 of the European Parliament and of the Council of 20 May 2019 on establishing a framework for interoperability between EU information systems in the field of borders and visa and amending Regulations \(EC\) No 767/2008, \(EU\) 2016/399, \(EU\) 2017/2226, \(EU\) 2018/1240, \(EU\) 2018/1726 and \(EU\) 2018/1861 of the European Parliament and of the Council and Council Decisions 2004/512/EC and 2008/633/JHA.](#)

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