

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 I

GENERAL PROVISIONS

Article 1	Subject matter
Article 2	Scope
Article 3	Definitions
Article 4	Objectives of ETIAS
Article 5	General structure of ETIAS
Article 6	Establishment and technical architecture of the ETIAS Information System
Article 7	ETIAS Central Unit
Article 8	ETIAS National Units
Article 9	ETIAS Screening Board
Article 10	ETIAS Fundamental Rights Guidance Board
Article 11	Interoperability with other EU information systems
Article 12	Querying the Interpol databases
Article 13	Access to data stored in ETIAS
Article 14	Non-discrimination and fundamental rights

CHAPTER II

APPLICATION

Article 15	Practical arrangements for submitting an application
Article 16	The public website and the app for mobile devices
Article 17	Application form and personal data of the applicant
Article 18	Travel authorisation fee

CHAPTER III

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

Article 19	Admissibility and creation of the application file
Article 20	Automated processing
Article 21	Results of the automated processing
Article 22	Verification by the ETIAS Central Unit
Article 23	Support of the objectives of SIS
Article 24	Specific rules for family members of Union citizens or of other third-country nationals enjoying the right of free movement under Union law

## CHAPTER IV

### EXAMINATION OF THE APPLICATION BY THE ETIAS NATIONAL UNITS

Article 25	Member State responsible
Article 26	Manual processing of applications by the ETIAS National Units
Article 27	Request for additional information or documentation from the applicant
Article 28	Consultation of other Member States
Article 29	Consultation of Europol
Article 30	Deadlines for notification to the applicant
Article 31	Verification tool
Article 32	Decision on the application

## CHAPTER V

### THE ETIAS SCREENING RULES AND THE ETIAS WATCHLIST

Article 33	The ETIAS screening rules
Article 34	The ETIAS watchlist
Article 35	Responsibilities and tasks regarding the ETIAS watchlist

## CHAPTER VI

### ISSUE, REFUSAL, ANNULMENT OR REVOCATION OF A TRAVEL AUTHORISATION

Article 36	Issue of a travel authorisation
Article 37	Refusal of a travel authorisation
Article 38	Notification on the issue or refusal of a travel authorisation
Article 39	Data to be added to the application file following the decision to issue or to refuse a travel authorisation
Article 40	Annulment of a travel authorisation
Article 41	Revocation of a travel authorisation
Article 42	Notification of the annulment or revocation of a travel authorisation
Article 43	Data to be added to the application file following the decision to annul or to revoke a travel authorisation
Article 44	Issue of a travel authorisation with limited territorial validity on humanitarian grounds, for reasons of national interest or because of international obligations

## CHAPTER VII

### USE OF ETIAS BY CARRIERS

Article 45	Access to data for verification by carriers
Article 46	Fall-back procedures in the case of a technical impossibility to access data by carriers

**Changes to legislation:** There are currently no known outstanding effects for the Regulation (EU) 2018/1240 of the European Parliament and of the Council. (See end of Document for details)

---

## CHAPTER VIII

### USE OF ETIAS BY BORDER AUTHORITIES AT THE EXTERNAL BORDERS

- Article 47 Access to data for verification at the external borders  
Article 48 Fall-back procedures in the case of a technical impossibility to access data at the external borders

## CHAPTER IX

### USE OF ETIAS BY IMMIGRATION AUTHORITIES

- Article 49 Access to data by immigration authorities

## CHAPTER X

### PROCEDURE AND CONDITIONS FOR ACCESS TO THE ETIAS CENTRAL SYSTEM FOR LAW ENFORCEMENT PURPOSES

- Article 50 Member States' designated authorities  
Article 51 Procedure for access to the ETIAS Central System for law enforcement purposes  
Article 52 Conditions for access to data recorded in the ETIAS Central System by designated authorities of Member States  
Article 53 Procedure and conditions for access to data recorded in the ETIAS Central System by Europol

## CHAPTER XI

### RETENTION AND AMENDMENT OF DATA

- Article 54 Data retention  
Article 55 Amendment of data and advance data erasure

## CHAPTER XII

### DATA PROTECTION

- Article 56 Data protection  
Article 57 Data controller  
Article 58 Data processor  
Article 59 Security of processing  
Article 60 Security incidents  
Article 61 Self-monitoring  
Article 62 Penalties  
Article 63 Liability  
Article 64 Right of access to, of rectification, of completion, of erasure of personal data and of restriction of processing  
Article 65 Communication of personal data to third countries, international organisations and private parties  
Article 66 Supervision by the supervisory authority  
Article 67 Supervision by the European Data Protection Supervisor

**Changes to legislation:** There are currently no known outstanding effects for the Regulation (EU) 2018/1240 of the European Parliament and of the Council. (See end of Document for details)

---

- Article 68 Cooperation between supervisory authorities and the European Data Protection Supervisor
- Article 69 Keeping of logs
- Article 70 Keeping of logs for requests for data consultation in order to prevent, detect and investigate terrorist offences or other serious criminal offences

### CHAPTER XIII

#### PUBLIC AWARENESS

- Article 71 Information to the general public
- Article 72 Information campaign

### CHAPTER XIV

#### RESPONSIBILITIES

- Article 73 Responsibilities of eu-LISA during the designing and development phase
- Article 74 Responsibilities of eu-LISA following the entry into operations of ETIAS
- Article 75 Responsibilities of the European Border and Coast Guard Agency
- Article 76 Responsibilities of Member States
- Article 77 Responsibilities of Europol

### CHAPTER XV

#### AMENDMENTS TO OTHER UNION INSTRUMENTS

- Article 78 Amendment to Regulation (EU) No 1077/2011
- Article 79 Amendment to Regulation (EU) No 515/2014
- Article 80 Amendments to Regulation (EU) 2016/399
- Article 81 Amendments to Regulation (EU) 2016/1624
- Article 82 Amendment to Regulation (EU) 2017/2226

### CHAPTER XVI

#### FINAL PROVISIONS

- Article 83 Transitional period and transitional measures
- Article 84 Use of data for reporting and statistics
- Article 85 Costs
- Article 86 Revenues
- Article 87 Notifications
- Article 88 Start of operations
- Article 89 Exercise of the delegation
- Article 90 Committee procedure
- Article 91 Advisory group
- Article 92 Monitoring and evaluation
- Article 93 Practical handbook
- Article 94 Ceuta and Melilla

**Changes to legislation:** There are currently no known outstanding effects for the Regulation (EU) 2018/1240 of the European Parliament and of the Council. (See end of Document for details)

---

- Article 95 Financial contribution of the countries associated with the implementation, application and development of the Schengen acquis
- Article 96 Entry into force and applicability  
Signature

---

## ANNEX

List of criminal offences referred to in point (a) of Article 17(4)

terrorist offences, participation in a criminal organisation,  
trafficking in human...

---

**Changes to legislation:** There are currently no known outstanding effects for the Regulation (EU) 2018/1240 of the European Parliament and of the Council. (See end of Document for details)

---

- (1) [OJ C 246, 28.7.2017, p. 28.](#)
- (2) Position of the European Parliament of 5 July 2018 (not yet published in the Official Journal) and decision of the Council of 5 September 2018.
- (3) Directive 2004/38/EC of the European Parliament and of the Council of 29 April 2004 on the right of citizens of the Union and their family members to move and reside freely within the territory of the Member States amending Regulation (EEC) No 1612/68 and repealing Directives 64/221/EEC, 68/360/EEC, 72/194/EEC, 73/148/EEC, 75/34/EEC, 75/35/EEC, 90/364/EEC, 90/365/EEC and 93/96/EEC ([OJ L 158, 30.4.2004, p. 77](#)).
- (4) Council Regulation (EC) No 1030/2002 of 13 June 2002 laying down a uniform format for residence permits for third-country nationals ([OJ L 157, 15.6.2002, p. 1](#)).
- (5) Judgment of the Court of Justice of 31 January 2006, *Commission v Spain*, C-503/03, ECLI:EU:C:2006:74.
- (6) Council Decision 2007/533/JHA of 12 June 2007 on the establishment, operation and use of the second generation Schengen Information System (SIS II) ([OJ L 205, 7.8.2007, p. 63](#)).
- (7) Regulation (EU) 2016/794 of the European Parliament and of the Council of 11 May 2016 on the European Union Agency for Law Enforcement Cooperation (Europol) and replacing and repealing Council Decisions 2009/371/JHA, 2009/934/JHA, 2009/935/JHA, 2009/936/JHA and 2009/968/JHA ([OJ L 135, 24.5.2016, p. 53](#)).
- (8) [OJ L 239, 22.9.2000, p. 19.](#)
- (9) Regulation (EU) 2016/399 of the European Parliament and of the Council of 9 March 2016 on a Union Code on the rules governing the movement of persons across borders (Schengen Borders Code) ([OJ L 77, 23.3.2016, p. 1](#)).
- (10) Directive (EU) 2017/541 of the European Parliament and of the Council of 15 March 2017 on combating terrorism and replacing Council Framework Decision 2002/475/JHA and amending Council Decision 2005/671/JHA ([OJ L 88, 31.3.2017, p. 6](#)).
- (11) Council Framework Decision 2002/584/JHA of 13 June 2002 on the European arrest warrant and the surrender procedures between Member State ([OJ L 190, 18.7.2002, p. 1](#)).
- (12) Judgment of the Court of Justice (Grand Chamber) of 8 April 2014, *Digital Rights Ireland Ltd*, joined cases C-293/12 and C-594/12, ECLI:EU:C:2014:238.
- (13) Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) ([OJ L 119, 4.5.2016, p. 1](#)).
- (14) Regulation (EC) No 45/2001 of the European Parliament and of the Council of 18 December 2000 on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data ([OJ L 8, 12.1.2001, p. 1](#)).
- (15) Directive (EU) 2016/680 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data by competent authorities for the purposes of the prevention, investigation, detection or prosecution of criminal offences or the execution of criminal penalties, and on the free movement of such data, and repealing Council Framework Decision 2008/977/JHA ([OJ L 119, 4.5.2016, p. 89](#)).
- (16) [OJ L 123, 12.5.2016, p. 1.](#)
- (17) Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers ([OJ L 55, 28.2.2011, p. 13](#)).
- (18) Council Decision 2000/365/EC of 29 May 2000 concerning the request of the United Kingdom of Great Britain and Northern Ireland to take part in some of the provisions of the Schengen *acquis* ([OJ L 131, 1.6.2000, p. 43](#)).
- (19) Council Decision 2002/192/EC of 28 February 2002 concerning Ireland's request to take part in some of the provisions of the Schengen *acquis* ([OJ L 64, 7.3.2002, p. 20](#)).
- (20) [OJ L 176, 10.7.1999, p. 36.](#)

---

**Changes to legislation:** There are currently no known outstanding effects for the Regulation (EU) 2018/1240 of the European Parliament and of the Council. (See end of Document for details)

---

- (21) Council Decision 1999/437/EC of 17 May 1999 on certain arrangements for the application of the Agreement concluded by the Council of the European Union and the Republic of Iceland and the Kingdom of Norway concerning the association of those two States with the implementation, application and development of the Schengen *acquis* (OJ L 176, 10.7.1999, p. 31).
- (22) OJ L 53, 27.2.2008, p. 52.
- (23) Council Decision 2008/146/EC of 28 January 2008 on the conclusion, on behalf of the European Community, of the Agreement between the European Union, the European Community and the Swiss Confederation on the Swiss Confederation's association with the implementation, application and development of the Schengen *acquis* (OJ L 53, 27.2.2008, p. 1).
- (24) Council Decision 2008/149/JHA of 28 January 2008 on the conclusion on behalf of the European Union of the Agreement between the European Union, the European Community and the Swiss Confederation on the Swiss Confederation's association with the implementation, application and development of the Schengen *acquis* (OJ L 53, 27.2.2008, p. 50).
- (25) OJ L 160, 18.6.2011, p. 21.
- (26) Council Decision 2011/350/EU of 7 March 2011 on the conclusion, on behalf of the European Union, of the Protocol between the European Union, the European Community, the Swiss Confederation and the Principality of Liechtenstein on the accession of the Principality of Liechtenstein to the Agreement between the European Union, the European Community and the Swiss Confederation on the Swiss Confederation's association with the implementation, application and development of the Schengen *acquis*, relating to the abolition of checks at internal borders and movement of persons (OJ L 160, 18.6.2011, p. 19).
- (27) Council Decision 2011/349/EU of 7 March 2011 on the conclusion on behalf of the European Union of the Protocol between the European Union, the European Community, the Swiss Confederation and the Principality of Liechtenstein to the Agreement between the European Union, the European Community and the Swiss Confederation on the Swiss Confederation's association with the implementation, application and development of the Schengen *acquis* relating in particular to judicial cooperation in criminal matters and police cooperation (OJ L 160, 18.6.2011, p. 1).
- (28) Regulation (EU) No 1077/2011 of the European Parliament and of the Council of 25 October 2011 establishing a European Agency for the operational management of large-scale IT systems in the area of freedom, security and justice (OJ L 286, 1.11.2011, p. 1).
- (29) Regulation (EU) No 515/2014 of the European Parliament and of the Council of 16 April 2014 establishing, as part of the Internal Security Fund, the instrument for financial support for external borders and visa and repealing Decision No 574/2007/EC (OJ L 150, 20.5.2014, p. 143).
- (30) Regulation (EU) 2016/1624 of the European Parliament and of the Council of 14 September 2016 on the European Border and Coast Guard and amending Regulation (EU) 2016/399 of the European Parliament and of the Council and repealing Regulation (EC) No 863/2007 of the European Parliament and of the Council, Council Regulation (EC) No 2007/2004 and Council Decision 2005/267/EC (OJ L 251, 16.9.2016, p. 1).
- (31) Regulation (EU) 2017/2226 of the European Parliament and of the Council of 30 November 2017 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 and determining the conditions for access to the EES for law enforcement purposes, and amending the Convention implementing the Schengen Agreement and Regulations (EC) No 767/2008 and (EU) No 1077/2011 (OJ L 327, 9.12.2017, p. 20).
- (32) OJ C 162, 23.5.2017, p. 9.

**Changes to legislation:**

There are currently no known outstanding effects for the Regulation (EU) 2018/1240 of the European Parliament and of the Council.