

Regulation (EU) 2018/1862 of the European Parliament and of the Council of 28 November 2018 on the establishment, operation and use of the Schengen Information System (SIS) in the field of police cooperation and judicial cooperation in criminal matters, amending and repealing Council Decision 2007/533/JHA, and repealing Regulation (EC) No 1986/2006 of the European Parliament and of the Council and Commission Decision 2010/261/EU

CHAPTER XIII

Right of access and review of alerts

Article 46

Registration services for boats and aircraft

1 The services in the Member States responsible for issuing registration certificates or ensuring traffic management for boats, including boat engines, and aircraft, including aircraft engines, shall have access to the following data entered into SIS in accordance with Article 38(2), for the sole purpose of checking whether boats, including boat engines, and aircraft, including aircraft engines, presented to them for registration or subject to traffic management have been stolen, misappropriated, lost or are sought as evidence in criminal proceedings:

- a data on boats;
- b data on boat engines;
- c data on aircraft;
- d data on aircraft engines.

Access to the data by the services referred to in first subparagraph shall be governed by the national law and shall be limited to the specific competence of the services concerned.

2 Services referred to in paragraph 1 that are government services shall have the right to access the data in SIS directly.

3 Services referred to in paragraph 1 of this Article that are non-government services shall have access to data in SIS only through the intermediary of an authority referred to in Article 44. That authority shall have the right to access the data directly and to pass them on to the service concerned. The Member State concerned shall ensure that the service in question and its employees are required to respect any limitations on the permissible use of data conveyed to them by the authority.

4 Article 39 shall not apply to access to SIS gained in accordance with this Article. The communication to the police or judicial authorities by services referred to in paragraph 1 of this Article of any information obtained through access to SIS shall be governed by national law.