

Council Decision 2003/725/JHA of 2 October 2003 amending the provisions of Article 40(1) and (7) of the Convention implementing the Schengen Agreement of 14 June 1985 on the gradual abolition of checks at common borders

Objective: Broadening the scope of the provisions concerning cross-border surveillance with a view to increasing the success of criminal investigations, particularly those concerning offences connected with organised crime.

Content:

- Article 1(1): Includes non-suspects that can assist in identifying or tracing the suspect into the scope of cross-border surveillance under Article 40(1) of the Schengen Convention.
- Article 1(2): Broadens the list of crimes allowing for cross-border surveillance under Article 40(7) of the Schengen Convention.

Interesting to know: The scope of non-urgent cross-border surveillance –Article 40(1)- and urgent cross-border surveillance –Article 40(2)- is currently different both regarding the possibility of surveillance of non-suspects and the lists of crimes.