

Overview¹ of which Member States do not participate in the adoption of certain EU acquis in the field of migration and asylum plus those which Norway² does

(Source: European Migration Network, October 2012)

EU legislation	Member States who did not participate in the adoption
Asylum	
Regulation 2725/2000/EC (Eurodac)	Denmark
Directive 2001/55/EC (Temporary Protection)	Denmark, Ireland, United Kingdom
Regulation 343/2003/EC (Dublin Regulation)	Denmark
Directive 2003/9/EC (Reception Conditions)	Denmark, Ireland
Directive 2005/85/EC (Asylum Procedures)	Denmark
Regulation (EU) No 439/2010	Denmark
Directive 2011/95/EU (Qualification Directive) which, from 21 December 2013, repeals Directive 2004/83/EC	Denmark, Ireland, United Kingdom (for Directive 2004/83/EC: Denmark)
Immigration	
Directive 2002/90 (unauthorised facilitation) , includes Norway	Denmark
Directive 2001/40/EC (MR of exp. decisions) , includes Norway	Denmark
Directive 2001/51/EC (carriers liability) , includes Norway	Denmark, Ireland
Directive 2002/90/EC (unauthorised entry facilitation) , includes Norway	Denmark
Directive 2003/86/EC (Family Reunification)	Denmark, Ireland, United Kingdom
Directive 2003/110/EC (removal by air) , includes Norway	Denmark, Ireland, United Kingdom
Directive 2004/114/EC (students)	Denmark, Ireland, United Kingdom
Directive 2005/71/EC (researchers)	Denmark, United Kingdom
Directive 2008/115/EC (Return) , includes Norway	Denmark, Ireland, United Kingdom
Directive 2009/50/EC (Blue card)	Denmark, Ireland, United Kingdom
Directive 2009/52/EC (Employer sanctions)	Denmark, Ireland, United Kingdom
Directive 2011/98/EU (Single Permit)	Denmark, Ireland, United Kingdom
Directive 2011/51/EU (extension long-term residence to beneficiaries of international protection) which, from 20 May 2013, amends Directive 2003/109/EC (long-term residence)	Denmark, Ireland, United Kingdom
External Borders	
Directive 2004/82/EC (Passenger Data) , includes Norway	Denmark
Regulation 562/2006 (Schengen Borders Code) , includes Norway	Ireland, United Kingdom
Regulation 1931/2006 (Local border Traffic) , includes Norway	Ireland, United Kingdom

¹ The information presented here has been produced by the constituent members of the European Migration Network who accept no responsibility or liability whatsoever with regard to the use made of the information presented here which is, to the best of its knowledge, as reliable as possible.

² Although Norway is not an EU Member State, it does participate in the European Migration Network. It is thus relevant to detail also which EU acquis it does participate in, including via its participation in Schengen.

EU legislation	Member States who did not participate in the adoption
External Borders	
Regulation 2007/2004/EC (Frontex) , includes Norway	Ireland, United Kingdom
Regulation 863/2007/EC (RABITs) , includes Norway	Ireland, United Kingdom
Regulation 444/2009/EC (Travel documents) , includes Norway	Ireland, United Kingdom
Visas	
Council Decision 2004/512/EC (VIS) , includes Norway	Denmark, Ireland, United Kingdom
Regulation 1987/2006/EC (SIS II) , includes Norway	Denmark, Ireland, United Kingdom
Regulation 539/2001/EC (listing third countries for visa requirement or exemption) , ³ includes Norway	Ireland, United Kingdom
Regulation 810/2009/EC (Visa Code) , includes Norway	Denmark, Ireland, United Kingdom
Regulation 767/2008/EC (concerning VIS and the exchange of data on short-term visas) , includes Norway	Denmark, Ireland, United Kingdom
Regulation 265/2010/EU amending the Schengen agreement as regards movement of persons with a long-stay visa	Denmark, Ireland, United Kingdom
Commission Decision of 19th March 2010 establishing the Handbook for the processing of visa applications and the modification of issued visas , includes Norway	Ireland, United Kingdom
Commission Decision of 11th June 2010 establishing the Handbook for the organisation of visa sections and local Schengen cooperation , includes Norway	Ireland, United Kingdom
EU funding	
Council Decision 2007/435/EC (European Fund for the Integration of third country nationals)	Denmark
Decision 573/2007/EC (European Refugee Fund)	Denmark
Decision 574/2007/EC (External Borders Fund), includes Norway	Denmark, Ireland, United Kingdom
Decision 575/2007/EC (European Return Fund)	Denmark
Trafficking and Smuggling	
Directive 2004/81/EC (victims of trafficking)	Denmark, Ireland, United Kingdom
Directive 2011/36/EU (Preventing and Combating Trafficking Directive)	Denmark, Ireland, United Kingdom ⁴
Council Decision 2006/617/EC (Smuggling)	Denmark

Source: [European Migration Network](#)

³ These lists have been regularly reviewed and amended. Latest list is given in [Regulation 1211/2010/EU](#), which amends the list provided in [Regulation 539/2001/EC \(listing third countries for visa requirement or exemption\)](#)

⁴ UK and Ireland are not bound by this Decision to the extent that it concerns the exercise of an external power by the Community in fields where its internal legislation does not bind the UK and Ireland.