

31.8.2005

A6-0222/180

AMENDMENT 180

by Giusto Catania, on behalf of the GUE/NGL Group

Report

Wolfgang Kreissl-Dörfler

A6-0222/2005

Procedures for granting and withdrawing refugee status

Proposal for a directive (14203/2004 - C6-0200/2004 - 2000/0238(CNS))

Text proposed by the Commission

Amendment by Parliament

Amendment 180
Article 17(2)

2. *Where* an applicant for asylum *is* held in detention, *Member States shall ensure that there is the possibility of speedy judicial review.*

2. An applicant for asylum *may only be* held in detention *where it has been established that this measure is necessary, legal, and justified on one of the grounds recognised as legitimate in international law. Applicants for asylum may only be detained in locations which are clearly separated from prisons and detention centres for illegal immigrants.*

Or. fr

Justification

Asylum applicants must not be held in prisons or in detention centres for illegal immigrants. This is essential to ensure that they are treated in terms compatible with the standards existing in international law.

31.8.2005

A6-0222/181

AMENDMENT 181

by Giusto Catania, on behalf of the GUE/NGL Group

Report

Wolfgang Kreissl-Dörfler

A6-0222/2005

Procedures for granting and withdrawing refugee status

Proposal for a directive (14203/2004 - C6-0200/2004 - 2000/0238(CNS))

Text proposed by the Commission

Amendment by Parliament

Amendment 181

Article 9a(1)

1. Member States may impose upon applicants for asylum obligations to cooperate with the competent authorities insofar as these obligations are necessary for the processing of the application.

1. Member States may impose upon applicants for asylum obligations to cooperate with the competent authorities insofar as these obligations are necessary for the processing of the application. ***However, under no circumstances shall it be permitted to make use of consulates or diplomatic missions representing the authorities of third countries of which applicants for asylum say they are or are established to be nationals for purposes of verifying the applicants' nationality.***

Or. fr

Justification

The aim is to ensure conformity with international law and ensure that asylum applicants are not liable to the abuses which have occurred in certain Member States.