



2018/0248(COD)

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AMENDMENTS

18 - 206

Draft opinion

Elly Schlein

(PE628.531v01-00)

Establishing the Asylum and Migration Fund

Proposal for a regulation

(COM(2018)0471 – C8-0271/2018 – 2018/0248(COD))

Amendment 18
Judith Sargentini

Proposal for a regulation
Title 1

Text proposed by the Commission

Proposal for a
REGULATION OF THE EUROPEAN
PARLIAMENT AND OF THE COUNCIL
establishing the Asylum *and* Migration
Fund

Amendment

Proposal for a
REGULATION OF THE EUROPEAN
PARLIAMENT AND OF THE COUNCIL
establishing the Asylum, Migration *and*
Integration Fund

Or. en

Amendment 19
Judith Sargentini

Proposal for a regulation
Recital 1

Text proposed by the Commission

(1) *In the context of the evolving migratory challenges characterised by the need to support strong reception, asylum, integration and migration systems of Member States, prevent and adequately handle situations of pressure and replace irregular and unsafe arrivals with legal and safe pathways, investing in efficient and coordinated migration management in the Union is key to realising the Union's objective of constituting an area of freedom, security and justice pursuant to Article 67(2) of the Treaty on the Functioning of the European Union.*

Amendment

(1) The Union's objective *to constitute* an area of freedom, security and justice *should be achieved, inter alia, through common measures framing a policy on asylum and immigration, based on solidarity between Member States, which is fair towards third countries and their nationals.*

Or. en

Amendment 20
Mireille D'Ornano, Florian Philippot

Proposal for a regulation

Recital 1

Text proposed by the Commission

(1) In the context of the evolving migratory challenges characterised by the need to support strong reception, asylum, integration and migration systems of Member States, prevent and adequately **handle** situations of pressure and **replace** irregular and unsafe arrivals **with legal and safe pathways**, investing in efficient and coordinated migration management in the Union is key to realising the Union's objective of constituting an area of freedom, security and justice pursuant to Article 67(2) of the Treaty on the Functioning of the European Union.

Amendment

(1) In the context of the evolving migratory challenges characterised by the need to support strong reception, asylum, integration and migration systems of Member States, prevent and **handle, firmly and adequately**, situations of pressure and **considerably restrict** irregular and unsafe arrivals, investing in efficient and coordinated migration management in the Union is key to realising the Union's objective of constituting an area of freedom, security and justice pursuant to Article 67(2) of the Treaty on the Functioning of the European Union; **to achieve that goal, Member States need to have the control of their national borders restored.**

Or. fr

Amendment 21

Mireille D'Ornano, Florian Philippot

Proposal for a regulation

Recital 2

Text proposed by the Commission

(2) The importance of a coordinated approach by the Union and the Member States is reflected in the European Agenda on Migration of May 2015, which stressed the need for a consistent and clear common policy to restore confidence in the Union's ability to bring together European and national efforts to address migration and work together in an effective way, in accordance with the principles of solidarity and fair sharing of responsibility, and was confirmed in its mid-term review of September 2017 and the progress report of March and May 2018.

Amendment

(2) The importance of a coordinated approach by the Union and the Member States is reflected in the European Agenda on Migration of May 2015, which stressed the need for a consistent and clear common policy to restore confidence - **which has been greatly eroded** - in the Union's ability to bring together European and national efforts to address migration and work together in an effective way, in accordance with the principles of solidarity and fair sharing of responsibility, and was confirmed in its mid-term review of September 2017 and the progress report of

Amendment 22
Judith Sargentini

Proposal for a regulation
Recital 3

Text proposed by the Commission

Amendment

(3) In its conclusions of 19 October 2017, the European Council reaffirmed the need to pursue a comprehensive, pragmatic and resolute approach to migration management that aims to restore control of external borders and reduce irregular arrivals and the number of deaths at sea, and should be based on a flexible and coordinated use of all available Union and Member State instruments. The European Council further called to ensure significantly enhanced returns through actions at both EU and Member States level, such as effective readmission agreements and arrangements.

deleted

Amendment 23
Mireille D'Ornano, Florian Philippot

Proposal for a regulation
Recital 3

Text proposed by the Commission

Amendment

(3) In its conclusions of 19 October 2017, the European Council reaffirmed the need to pursue a comprehensive, pragmatic and resolute approach to migration management that aims to restore control of external borders and reduce irregular

(3) In its conclusions of 19 October 2017, the European Council reaffirmed the need to pursue a comprehensive, pragmatic and resolute approach to migration management that aims to restore control of external borders and reduce irregular

arrivals and the number of deaths at sea, and should be based on a flexible and coordinated use of all available Union and Member State instruments. The European Council further called to ensure significantly enhanced returns through actions at both EU and Member States level, such as effective readmission agreements and arrangements.

arrivals and the number of deaths at sea, and should be based on a flexible and coordinated use of all available Union and Member State instruments. The European Council further called to ensure significantly enhanced returns through actions at both EU and Member States level, such as effective readmission agreements and arrangements. ***However, the European Council failed to recognise the importance of the national borders of Member States as a means to regain control of migratory flows.***

Or. fr

Amendment 24
Mireille D'Ornano, Florian Philippot

Proposal for a regulation
Recital 4

Text proposed by the Commission

(4) In order to support efforts to ensure a comprehensive approach to management of migration grounded on mutual trust, solidarity and responsibility sharing among Member States and Union institutions, with the objective of ensuring a common sustainable Union policy on asylum and immigration, Member States should be supported by adequate financial resources in the form of the Asylum and Migration Fund (hereinafter referred to as ‘the Fund’).

Amendment

(4) In order to support efforts to ensure a comprehensive approach to management of migration grounded on ***the will of European peoples to see a considerable decrease in migratory pressure and on*** mutual trust, solidarity and responsibility sharing among Member States and Union institutions, with the objective of ensuring a common sustainable Union policy on asylum and immigration, Member States should be supported by adequate financial resources in the form of the Asylum and Migration Fund (hereinafter referred to as ‘the Fund’).

Or. fr

Amendment 25
Judith Sargentini

Proposal for a regulation

Recital 4

Text proposed by the Commission

(4) In order to support efforts to ensure a comprehensive approach to management of migration grounded on mutual trust, solidarity and responsibility sharing among Member States and Union institutions, with the objective of ensuring a common sustainable Union policy on asylum and immigration, Member States should be supported by adequate financial resources in the form of the Asylum **and** Migration Fund (hereinafter referred to as ‘the Fund’).

Amendment

(4) In order to support efforts to ensure a comprehensive approach to management of migration grounded on mutual trust, solidarity and responsibility sharing among Member States and Union institutions, with the objective of ensuring a common sustainable Union policy on asylum and immigration, Member States should be supported by adequate financial resources in the form of the Asylum, Migration **and Integration** Fund (hereinafter referred to as ‘the Fund’).

Or. en

Amendment 26

Elly Schlein, Cécile Kashetu Kyenge, Doru-Claudian Frunzulică, Enrique Guerrero Salom

Proposal for a regulation

Recital 4 a (new)

Text proposed by the Commission

Amendment

(4a) The Fund should comply with the UN Agenda 2030 and the commitments at the international level in relation to migration and asylum, notably the Global Compact on Refugees and the Global Compact for Safe, Orderly and Regular Migration.

Or. en

Amendment 27

Teresa Jiménez-Becerril Barrio

Proposal for a regulation

Recital 4 a (new)

Text proposed by the Commission

Amendment

(4a) Managing the migration fund from a development perspective should take in account the various root causes of migration such as conflict, poverty, lack of agricultural capacity, education and inequality.

Or. en

Amendment 28
Teresa Jiménez-Becerril Barrio

Proposal for a regulation
Recital 4 b (new)

Text proposed by the Commission

Amendment

(4b) Development cooperation with third countries should inter alia be an important part in readmission agreements for stimulating the labour market and job opportunities in countries of return in order to reduce incentives for returned migrants to cross the European borders once more;

Or. en

Amendment 29
Marina Albiol Guzmán

Proposal for a regulation
Recital 5

Text proposed by the Commission

Amendment

(5) The Fund should be implemented in full compliance with the rights and principles enshrined in the Charter of Fundamental Rights of the European Union and with the Union's international obligations ***as regards fundamental rights.***

(5) The Fund should be implemented in full compliance with the rights and principles enshrined in the Charter of Fundamental Rights of the European Union and ***the Charter of Human Rights, and*** with the Union's international obligations ***and commitments, particularly with regard to achieving the Sustainable Development Goals set out in the United***

Amendment 30
György Hölvényi

Proposal for a regulation
Recital 7

Text proposed by the Commission

(7) The Fund should support the efficient **management** of migration flows, inter alia by promoting **common** measures in the area of asylum, including Member States' efforts in receiving persons in need of international protection through resettlement and the transfer of applicants for or beneficiaries of international protection between Member States, supporting integration strategies and a more effective legal migration policy, so as to ensure the **Union's** long-term competitiveness **and the future of its social model and reduce incentives for irregular migration through** a sustainable return and readmission policy. The Fund should support the strengthening of cooperation with third countries to reinforce management of flows **of persons applying for asylum or other forms of international protection**, avenues on legal migration and to counter irregular migration and ensure sustainability of return and effective readmission to third countries.

Amendment

(7) The Fund should support the efficient **handling** of migration flows **by Member States**, inter alia by **providing them sufficient and appropriate means to protect their external borders avoiding irregular migration, but also internal borders in case of temporary reintroduction of border control at internal borders in accordance to the Schengen Borders Code; and to support Member States when they grant international protection to genuine refugees, while protecting public order and national security; the Fund could be also used for** promoting **jointly agreed** measures in the area of asylum, including Member States' efforts in receiving persons in need of international protection through **voluntary** resettlement and the **non-mandatory** transfer of applicants for or beneficiaries of international protection between Member States, supporting integration strategies and a more effective legal migration policy, so as to ensure the **stability and wellbeing of societies and their citizens in Member States, as well as** long-term competitiveness **in the EU, counter** irregular migration **and implement** a sustainable return and readmission policy. The Fund should support the strengthening of cooperation with third countries to reinforce management of flows, avenues on legal

migration *in accordance to the needs of each Member State* and to counter irregular migration and ensure sustainability of return and effective readmission to third countries.
Cooperation with third countries shall be genuinely based on mutual interest.

Or. en

Amendment 31
Marina Albiol Guzmán

Proposal for a regulation
Recital 7

Text proposed by the Commission

(7) The Fund should support the efficient management of migration flows, inter alia by promoting common measures in the area of asylum, including Member States' efforts in receiving persons ***in need of international protection*** through resettlement and ***the transfer of applicants for or beneficiaries of international protection*** between Member States, supporting ***integration*** strategies and a more effective legal migration policy, ***so as to ensure the Union's long-term competitiveness and the future of its social model and reduce incentives for irregular migration through a sustainable return and readmission policy. The Fund should support the strengthening of cooperation with third countries to reinforce*** management of flows ***of*** persons applying for asylum or other forms of international protection, ***avenues on legal migration and to counter irregular migration and ensure sustainability of return and effective readmission to third countries.***

Amendment

(7) The Fund should support the efficient management of migration flows, inter alia by promoting common measures in the area of asylum, including Member States' efforts in receiving persons through resettlement and transfer between Member States, supporting ***inclusion and reception*** strategies and a more effective legal migration policy ***in tackling the root causes of migration in countries of origin. The Fund should support the strengthening of cooperation with third countries, based on an approach involving policy coherence for development, respect for human rights and achieving the Sustainable Development Goals in order to improve*** management of ***migration*** flows, ***including*** persons applying for asylum or other forms of international protection, ***as well as to open up safe legal routes for migration and take action against trafficking in migrants.***

Or. es

Amendment 32
Judith Sargentini

Proposal for a regulation
Recital 7

Text proposed by the Commission

(7) The Fund should support *the efficient management of migration flows, inter alia* by promoting common measures in the area of asylum, including Member States' efforts in receiving persons in need of international protection through resettlement and the transfer of applicants for or beneficiaries of international protection between Member States, supporting integration strategies and a more effective legal migration policy, so as to ensure the Union's long-term competitiveness and the future of its social model *and reduce incentives for irregular migration through a sustainable return and readmission policy*. The Fund should support the strengthening of cooperation with third countries to reinforce management of flows of persons applying for asylum or other forms of international protection, avenues on legal migration and to counter irregular migration and ensure sustainability of return and effective readmission to third countries.

Amendment

(7) The Fund should support promoting common measures in the area of asylum, including Member States' efforts in receiving persons in need of international protection through resettlement and the transfer of applicants for or beneficiaries of international protection between Member States, supporting integration strategies and a more effective legal migration policy, so as to ensure the Union's long-term competitiveness and the future of its social model. The Fund should support the strengthening of cooperation with third countries to reinforce management of flows of persons applying for asylum or other forms of international protection, avenues on legal migration and to counter irregular migration and ensure sustainability of return and effective readmission to third countries.

Or. en

Amendment 33
Mireille D'Ornano, Florian Philippot

Proposal for a regulation
Recital 7

Text proposed by the Commission

(7) The Fund should support the *efficient* management of migration flows, inter alia by promoting common measures in the area of asylum, including Member

Amendment

(7) The Fund should support the management of migration flows *efficiently, humanely but very firmly*, inter alia by promoting common measures in the area of

States' efforts in receiving persons in need of international protection through resettlement and the transfer of applicants for or beneficiaries of international protection between Member States, supporting integration strategies and a more effective legal migration policy, so as to ensure the Union's long-term competitiveness and the future of its social model and reduce incentives for irregular migration through a sustainable return and readmission policy. The Fund should support the strengthening of cooperation with third countries to reinforce management of flows of persons applying for asylum or other forms of international protection, avenues on legal migration and to counter irregular migration and ensure sustainability of return and effective readmission to third countries.

asylum, including Member States' efforts in receiving persons in need of international protection through resettlement and the transfer of applicants for or beneficiaries of international protection between Member States, supporting integration strategies and a more effective legal migration policy, so as to ensure the Union's long-term competitiveness and the future of its social model and reduce incentives for irregular migration through a sustainable return and readmission policy. The Fund should support the strengthening of cooperation with third countries to reinforce management of flows of persons applying for asylum or other forms of international protection, avenues on legal migration and to counter irregular migration and ensure sustainability of return and effective readmission to third countries.

Or. fr

Amendment 34

Teresa Jiménez-Becerril Barrio

Proposal for a regulation

Recital 7

Text proposed by the Commission

(7) The Fund should support the efficient management of migration flows, inter alia by promoting common measures in the area of asylum, including Member States' efforts in receiving persons in need of international protection through resettlement and the transfer of applicants for or beneficiaries of international protection between Member States, supporting integration strategies and a more effective legal migration policy, so as to ensure the Union's long-term competitiveness and the future of its social model and reduce incentives for irregular migration through a sustainable return and

Amendment

(7) The Fund should support the efficient management of migration flows, inter alia by promoting common measures in the area of asylum, including Member States' efforts in receiving persons in need of international protection through resettlement and the transfer of applicants for or beneficiaries of international protection between Member States, supporting integration strategies and a more effective legal migration policy, so as to ensure the Union's long-term competitiveness and the future of its social model and reduce incentives for irregular migration through a sustainable return and

readmission policy. The Fund should support the strengthening of cooperation with third countries to reinforce management of flows of persons applying for asylum or other forms of international protection, avenues on legal migration and to counter irregular migration and ensure sustainability of return and effective readmission to third countries.

readmission policy. The ***reduction of incentives should also be a result of improved conditions in poor and conflicted areas in third countries by means of a more efficient EU development cooperation.*** The Fund should support the strengthening of cooperation with third countries to reinforce management of flows of persons applying for asylum or other forms of international protection, avenues on legal migration and to counter irregular migration and ensure sustainability of return and effective readmission to third countries.

Or. en

Amendment 35

Louis Michel, Mirja Vehkaperä

Proposal for a regulation

Recital 7

Text proposed by the Commission

(7) The Fund should support the efficient management of migration flows, inter alia by promoting common measures in the area of asylum, including Member States' efforts in receiving persons in need of international protection through resettlement and the transfer of applicants for or beneficiaries of international protection between Member States, supporting integration strategies and a more effective legal migration policy, so as to ensure the Union's long-term competitiveness and the future of its social model and reduce incentives for irregular migration through a sustainable return and readmission policy. The Fund should support the strengthening of cooperation with third countries to reinforce management of flows of persons applying for asylum or other forms of international protection, avenues on legal migration and

Amendment

(7) The Fund should support the efficient management of migration flows, inter alia by promoting common measures in the area of asylum, including Member States' efforts in receiving persons in need of international protection through resettlement and the transfer of applicants for or beneficiaries of international protection between Member States, supporting integration strategies and a more effective legal migration policy, so as to ensure the Union's long-term competitiveness and the future of its social model and reduce incentives for irregular migration through a sustainable return and readmission policy. The Fund should support the strengthening of cooperation with third countries to reinforce management of flows of persons applying for asylum or other forms of international protection, avenues on legal migration and

to counter irregular migration and ensure sustainability of return and effective readmission to third countries.

to counter irregular migration and ensure sustainability of return and effective readmission to third countries, *involving diaspora communities, in particular, which will be given a role of facilitator.*

Or. fr

Amendment 36
Mireille D'Ornano, Florian Philippot

Proposal for a regulation
Recital 8

Text proposed by the Commission

(8) The migration crisis highlighted the need to reform the Common European Asylum System to ensure that efficient asylum procedures to prevent secondary movements, to provide uniform and appropriate reception conditions for applicants for international protection, uniform standards for the granting of international protection and appropriate rights and benefits for beneficiaries of international protection. At the same time, the reform was needed to put in place a fairer and more effective system of determining Member States' responsibility for applicants for international protection as well as a Union framework for Member States' resettlement efforts. Therefore, it is appropriate for the Fund to provide increased support to Member States' efforts to fully and properly implement the reformed Common European Asylum System.

Amendment

(8) The migration crisis, *characterised by a considerable influx of migrants who are unable to enjoy the right to asylum, and handled in a lax manner by the European Union and the Member States*, highlighted the need to reform the Common European Asylum System to ensure that efficient asylum procedures to prevent secondary movements, to provide uniform and appropriate reception conditions for applicants for international protection, uniform standards for the granting of international protection and appropriate rights and benefits for beneficiaries of international protection. At the same time, the reform was needed to put in place a fairer and more effective system of determining Member States' responsibility for applicants for international protection as well as a Union framework for Member States' resettlement efforts. Therefore, it is appropriate for the Fund to provide increased support to Member States' efforts to fully and properly implement the reformed Common European Asylum System.

Or. fr

Amendment 37
Judith Sargentini

Proposal for a regulation
Recital 8

Text proposed by the Commission

(8) *The migration crisis highlighted the need to reform the Common European Asylum System to ensure that efficient asylum procedures to prevent secondary movements, to provide uniform and appropriate reception conditions for applicants for international protection, uniform standards for the granting of international protection and appropriate rights and benefits for beneficiaries of international protection. At the same time, the reform was needed to put in place a fairer and more effective system of determining Member States' responsibility for applicants for international protection as well as a Union framework for Member States' resettlement efforts. Therefore, it is appropriate for the Fund to provide increased support to Member States' efforts to fully and properly implement the reformed Common European Asylum System.*

Amendment

(8) *It is appropriate to support and improve the efforts made by Member States to fully and properly implement the Union asylum acquis, in particular to grant appropriate reception conditions to displaced persons and applicants for, and beneficiaries of, international protection, to ensure the correct determination of status, to apply fair and effective asylum procedures and to promote good practice in the field of asylum, so as to protect the rights of persons requiring international protection and enable Member States' asylum systems to work efficiently. The Fund will therefore provide increased support to Member States' efforts to fully and properly implement the reformed Common European Asylum System.*

Or. en

Amendment 38
Marina Albiol Guzmán

Proposal for a regulation
Recital 9

Text proposed by the Commission

(9) The Fund should also complement and reinforce the activities undertaken by the European Union Agency for Asylum (EUAA) established by Regulation (EU)... [EUAA Regulation]¹⁴ with a view to facilitating and improving the

Amendment

(9) The Fund should also complement and reinforce the activities undertaken by the European Union Agency for Asylum (EUAA) established by Regulation (EU)... [EUAA Regulation]¹⁴ with a view to facilitating and improving the

functioning of the common European asylum system, by coordinating and strengthening practical cooperation and information exchange between Member States, promoting Union law and operational standards on asylum in order to ensure a high degree of uniformity based on high protection standards as regards procedures for international protection, reception conditions and the assessment of protection needs across the Union, enabling a sustainable and fair distribution of applications for international protection, facilitate convergence in the assessment of applications for international protection across the Union, support the resettlement efforts of the Member States and provide operational and technical assistance to Member States for the management of their asylum and reception systems, in particular those whose systems are subject to disproportionate pressure.

functioning of the common European asylum system, by coordinating and strengthening practical cooperation and information exchange between Member States, promoting Union law and operational standards on asylum in order to ensure ***respect for human rights and*** a high degree of uniformity based on high protection standards as regards procedures for international protection, reception conditions and the assessment of protection needs across the Union, enabling a sustainable and fair distribution of applications for international protection, ***seeking always the best interest in the end of the applicant,*** facilitate convergence in the assessment of applications for international protection across the Union, support the resettlement efforts of the Member States and provide operational and technical assistance to Member States for the management of their asylum and reception systems, in particular those whose systems are subject to disproportionate pressure.

Or. es

Amendment 39
Marina Albiol Guzmán

Proposal for a regulation
Recital 10

Text proposed by the Commission

(10) The Fund should support the efforts by the Union and the Member States relating to the enhancement of the Member States' capacity to develop, monitor and evaluate their asylum policies in the light of their obligations under existing Union law.

Amendment

(10) The Fund should support the efforts by the Union and the Member States relating to the enhancement of the Member States' capacity to develop, monitor and evaluate their asylum policies in the light of their obligations under existing Union law ***and international law based on an all-round approach to respect for human rights.***

Or. es

Amendment 40
György Hölvényi

Proposal for a regulation
Recital 11

Text proposed by the Commission

(11) Partnerships and cooperation with third countries are an essential component of Union asylum **policy** to ensure the adequate management of flows of persons applying for asylum or other forms of international protection. With the aim of replacing the unsafe and irregular arrivals with legal and safe arrival to the territory of the Member States of third-country nationals or stateless persons in need of international protection, expressing solidarity with countries in regions to which or within which a large number of persons in need of international protection have been displaced by helping to alleviate the pressure on those countries, helping achieve the Union's migration **policy** objectives **by increasing the Union's leverage vis-à-vis third countries**, and of effectively contributing **to global** resettlement initiatives by speaking with one voice in international fora and with third countries, the Fund should provide financial incentives to the implementation of the Union Resettlement [and Humanitarian Admission] Framework.

Amendment

(11) Partnerships and cooperation **of the EU and its Member States** with third countries are an essential component of Union **migration and asylum policies** to ensure **that people are not forced to leave their home countries, as well as** the adequate management of **migratory** flows of persons, **including those** applying for asylum or other forms of international protection. With the aim of replacing the unsafe and irregular arrivals with legal and safe arrival to the territory of the Member States of third-country nationals or stateless persons in need of international protection, expressing **responsible and realistic** solidarity with countries in regions to which or within which a large number of persons in need of international protection have been displaced by helping to alleviate the pressure on those countries, helping achieve the Union's migration **and asylum policies'** objectives **while respecting the public order and national security of Member States**, and of effectively contributing, **jointly or individually, to other international** resettlement initiatives by speaking with one voice in international fora and with third countries, the Fund should provide financial incentives to the implementation of the Union Resettlement [and Humanitarian Admission] Framework **and to other analogous humanitarian initiatives adopted by Member States, individually or jointly.**

Or. en

Amendment 41
Marina Albiol Guzmán

Proposal for a regulation
Recital 11

Text proposed by the Commission

(11) Partnerships and cooperation with third countries are an essential component of Union asylum policy to ensure the adequate management of flows of persons applying for asylum or other forms of international protection. With the aim of replacing the unsafe and irregular arrivals with legal and safe arrival to the territory of the Member States of third-country nationals or stateless persons in need of international protection, expressing solidarity with countries in regions to which or within which a large number of persons ***in need of international protection*** have been displaced by helping to alleviate the pressure on those countries, ***helping achieve the Union's migration policy objectives by increasing the Union's leverage vis-à-vis*** third countries, and of effectively contributing to global resettlement initiatives by speaking with one voice in international fora and with third countries, the Fund should provide financial incentives to the implementation of the Union Resettlement [and Humanitarian Admission] Framework.

Amendment

(11) Partnerships and cooperation with third countries are an essential component of Union asylum policy to ensure the adequate management of flows of persons applying for asylum or other forms of international protection. With the aim of replacing the unsafe and irregular arrivals with legal and safe arrival to the territory of the Member States of third-country nationals or stateless persons, ***including those*** in need of international protection, expressing solidarity with countries in regions to which or within which a large number of persons have been displaced by helping to alleviate the pressure on those countries, ***and stepping up cooperation on development with a view to putting an end to the root causes of migration in*** third countries, and of effectively contributing to global resettlement initiatives by speaking with one voice in international fora and with third countries, the Fund should provide financial incentives to the implementation of the Union Resettlement [and Humanitarian Admission] Framework.

Or. es

Amendment 42
Mireille D'Ornano, Florian Philippot

Proposal for a regulation
Recital 11

Text proposed by the Commission

(11) Partnerships and cooperation with third countries are an essential component

Amendment

(11) Partnerships and cooperation with third countries are an essential component

of Union asylum policy to ensure the adequate management of flows of persons applying for asylum or other forms of international protection. With the aim of replacing the unsafe and irregular arrivals with legal and safe arrival to the territory of the Member States of third-country nationals or stateless persons in need of international protection, expressing solidarity with countries in regions to which or within which a large number of persons in need of international protection have been displaced by helping to alleviate the pressure on those countries, helping achieve the Union's migration policy objectives by increasing the Union's leverage vis-à-vis third countries, and of effectively contributing to global resettlement initiatives *by speaking with one voice in international fora and with third countries*, the Fund should provide financial incentives to the implementation of the Union Resettlement [and Humanitarian Admission] Framework.

of Union asylum policy to ensure the adequate management of flows of persons applying for asylum or other forms of international protection. With the aim of replacing the unsafe and irregular arrivals with legal and safe arrival to the territory of the Member States of third-country nationals or stateless persons in need of international protection, expressing solidarity with countries in regions to which or within which a large number of persons in need of international protection have been displaced by helping to alleviate the pressure on those countries, helping achieve the Union's migration policy objectives by increasing the Union's leverage vis-à-vis third countries, and of effectively contributing to global resettlement initiatives, the Fund should provide financial incentives to the implementation of the Union Resettlement [and Humanitarian Admission] Framework.

Or. fr

Amendment 43
Mireille D'Ornano, Florian Philippot

Proposal for a regulation
Recital 12

Text proposed by the Commission

(12) Considering the high levels of migration flows to the Union in the last years and the importance of ensuring the cohesion of our societies, it is crucial to support Member States' policies for early integration of legally staying third-country nationals, including in the priority areas identified in the Action Plan on Integration of third-country nationals adopted by the Commission in 2016.

Amendment

(12) Considering the high levels of migration flows to the Union in the last years and the ***predicted future levels, also because of the potential migratory impact of climate change, and the*** importance of ensuring the cohesion of our societies, ***which has been severely tested by the recent migration flows***, it is crucial to support Member States' policies for early integration of legally staying third-country nationals, including in the priority areas identified in the Action Plan on Integration

of third-country nationals adopted by the Commission in 2016.

Or. fr

Amendment 44
Marina Albiol Guzmán

Proposal for a regulation
Recital 12

Text proposed by the Commission

(12) Considering the ***high levels of*** migration flows to the Union in the last years and the importance of ensuring the cohesion of our societies, it is crucial to support Member States' policies for early ***integration of legally staying*** third-country nationals, including in the priority areas identified in the Action Plan on Integration of third-country nationals adopted by the Commission in 2016.

Amendment

(12) Considering the migration flows to the Union in the last years and the importance of ensuring the cohesion of our societies, it is crucial to support Member States' policies for early ***reception and inclusion of*** third-country nationals, including in the priority areas identified in the Action Plan on Integration of third-country nationals adopted by the Commission in 2016.

Or. es

Amendment 45
Judith Sargentini

Proposal for a regulation
Recital 12

Text proposed by the Commission

(12) Considering ***the high levels of migration flows to the Union in the last years and*** the importance of ensuring the cohesion of our societies, it is crucial to support Member States' policies for early integration of legally staying third-country nationals, including in the priority areas identified in the Action Plan on Integration of third-country nationals adopted by the Commission in 2016.

Amendment

(12) Considering the importance of ensuring the cohesion of our societies, it is crucial to support Member States' policies for early integration of legally staying third-country nationals, including in the priority areas identified in the Action Plan on Integration of third-country nationals adopted by the Commission in 2016.

Amendment 46
Judith Sargentini

Proposal for a regulation
Recital 13

Text proposed by the Commission

(13) *In order to increase efficiency, achieve the greatest Union added value and to ensure the consistency of the Union's response to foster the integration of third-country nationals, actions financed under the Fund should be specific and complementary to actions financed under the European Social Fund Plus (ESF+) and the European Regional Development Fund (ERDF). Measures financed under this Fund should support measures tailor-made to the needs of third-country nationals that are generally implemented in the early stage of integration, and horizontal actions supporting Member States' capacities in the field of integration, whereas interventions for third-country nationals with a longer-term impact should be financed under the ERDF and ESF+.*

Amendment

(13) *To improve and reinforce the integration process in European societies, the Fund should facilitate legal migration to the Union in accordance with the economic and social needs of Member States and anticipate the preparation of the integration process already in the country of origin of the third-country nationals coming to the Union.*

Or. en

Amendment 47
Marina Albiol Guzmán

Proposal for a regulation
Recital 13

Text proposed by the Commission

(13) In order to increase efficiency, achieve the greatest Union added value and to ensure the consistency of the Union's response to foster the integration of third-

Amendment

(13) In order to increase efficiency, achieve the greatest Union added value and to ensure the consistency of the Union's response to foster the integration of third-

country nationals, actions financed under the Fund should be specific and complementary to actions financed under the European Social Fund Plus (ESF+) and the European Regional Development Fund (ERDF). Measures financed under this Fund should support measures tailor-made to the needs of third-country nationals that are generally implemented in the early stage of *integration*, and horizontal actions supporting Member States' capacities in the field of *integration*, whereas interventions for third-country nationals with a longer-term impact should be financed under the ERDF and ESF+.

country nationals, actions financed under the Fund should be specific and complementary to actions financed under the European Social Fund Plus (ESF+) and the European Regional Development Fund (ERDF). Measures financed under this Fund should support measures tailor-made to the needs of third-country nationals that are generally implemented in the early stage of *reception*, and horizontal actions supporting Member States' capacities in the field of *inclusion*, whereas interventions for third-country nationals with a longer-term impact should be financed under the ERDF and ESF+.

Measures and actions financed in third countries should comply with the commitment to policy coherence for development and be designed to accord with the Sustainable Development Goals, using an approach that complements actions financed by the European Development Fund (EDF).

Or. es

Amendment 48
Cécile Kashetu Kyenge

Proposal for a regulation
Recital 13 a (new)

Text proposed by the Commission

Amendment

(13a) The scope of the integration measures should also include beneficiaries of international protection in order to ensure a comprehensive approach to integration, taking into account the specificities of these target groups. Where integration measures are combined with reception, actions should, where appropriate, also allow asylum seekers to be included.

Or. it

Amendment 49
Judith Sargentini

Proposal for a regulation
Recital 14

Text proposed by the Commission

(14) In *this context, the authorities of the Member States responsible for the implementation of the Fund should be required to cooperate and establish coordination mechanisms with the authorities identified by Member States for the purpose of the management of the interventions of the ESF+ and of the ERDF and wherever necessary with their managing authorities and with the managing authorities of other Union funds contributing to the integration of third-country nationals.*

Amendment

(14) In *order to be efficient and achieve the greatest added value*, the Fund should *pursue a more targeted approach, in support of consistent strategies specifically designed to promote the integration of third-country nationals at national, local and/or regional level, where appropriate. Those strategies should be implemented mainly by local or regional authorities and non-state actors, while not excluding national authorities, in particular where the specific administrative organisation of a Member State would so require, or where, in a Member State, integration actions fall within a competence shared between the State and decentralised administration. The implementing organisations should choose the measures most appropriate to their particular situation from a range of measures available.*

Or. en

Amendment 50
Marina Albiol Guzmán

Proposal for a regulation
Recital 14

Text proposed by the Commission

(14) In this context, the authorities of the Member States responsible for the implementation of the Fund should be required to cooperate and establish coordination mechanisms with the

Amendment

(14) In this context, the authorities of the Member States responsible for the implementation of the Fund should be required to cooperate and establish coordination mechanisms with the

authorities identified by Member States for the purpose of the management of the interventions of the ESF+ and of the ERDF and wherever necessary with their managing authorities and with the managing authorities of other Union funds contributing to the *integration* of third-country nationals.

authorities identified by Member States for the purpose of the management of the interventions of the ESF+ and of the ERDF and wherever necessary with their managing authorities and with the managing authorities of other Union funds contributing to the *reception and inclusion* of third-country nationals.

Or. es

Amendment 51

Mireille D'Ornano, Florian Philippot

Proposal for a regulation

Recital 18

Text proposed by the Commission

(18) Considering the long-term economic and demographic challenges faced by the Union, it is crucial to establish *well-functioning* legal migration channels to the Union *to maintain the Union as an attractive destination for migrants and* ensure the sustainability of welfare systems and growth of the Union economy.

Amendment

(18) Considering the long-term economic and demographic challenges faced by the Union, it is crucial to establish legal migration channels to the Union *that are specially regulated and that ensure a significant reduction in the number of legal arrivals, and to* ensure the sustainability of welfare systems and growth of the Union economy.

Or. fr

Amendment 52

Marina Albiol Guzmán

Proposal for a regulation

Recital 20

Text proposed by the Commission

(20) *An efficient return policy is an integral part of the comprehensive migration approach the Union and its Member States pursue. The Fund should support and encourage efforts by the Member States with a view to the effective*

Amendment

deleted

implementation and further development of common standards on return, in particular as set out in Directive 2008/115/EC of the European Parliament and of the Council

Or. es

Amendment 53
Louis Michel, Mirja Vehkaperä

Proposal for a regulation
Recital 20

Text proposed by the Commission

(20) An efficient return policy is an integral part of the comprehensive migration approach the Union and its Member States pursue. The Fund should support and encourage efforts by the Member States with a view to the effective implementation and further development of common standards on return, in particular as set out in Directive 2008/115/EC of the European Parliament and of the Council¹⁵, and of an integrated and coordinated approach to return management. For sustainable return policies, the Fund should equally support related measures in third countries, such as the reintegration of returnees.

¹⁵ Directive 2008/115/EC of the European Parliament and of the Council of 16 December 2008 on common standards and procedures in Member States for returning illegally staying third-country nationals (OJ L 348, 24.12.2008, p. 98).

Amendment

(20) An efficient return policy is an integral part of the comprehensive migration approach the Union and its Member States pursue. ***Such a policy is in keeping with the Global Compact for Safe, Orderly and Regular Migration, to be adopted by 192 United Nations member countries in Marrakesh on 10 and 11 December 2018.*** The Fund should support and encourage efforts by the Member States with a view to the effective implementation and further development of common standards on return, in particular as set out in Directive 2008/115/EC of the European Parliament and of the Council¹⁵, and of an integrated and coordinated approach to return management. For sustainable return policies, the Fund should equally support related measures in third countries, such as the reintegration of returnees.

¹⁵ Directive 2008/115/EC of the European Parliament and of the Council of 16 December 2008 on common standards and procedures in Member States for returning illegally staying third-country nationals (OJ L 348, 24.12.2008, p. 98).

Or. fr

Amendment 54

Elly Schlein, Cécile Kashetu Kyenge, Doru-Claudian Frunzulică, Enrique Guerrero Salom

Proposal for a regulation

Recital 20

Text proposed by the Commission

(20) An efficient return policy is an integral part of the comprehensive migration approach the Union and its Member States pursue. The Fund should support and encourage efforts by the Member States with a view to the effective implementation and further development of common standards on return, in particular as set out in Directive 2008/115/EC of the European Parliament and of the Council¹⁵, and of an integrated and coordinated approach to return management. ***For sustainable return policies***, the Fund should equally support related measures in third countries, ***such as the*** reintegration ***of returnees***.

¹⁵ Directive 2008/115/EC of the European Parliament and of the Council of 16 December 2008 on common standards and procedures in Member States for returning illegally staying third-country nationals (OJ L 348, 24.12.2008, p. 98).

Amendment

(20) An efficient return policy is an integral part of the comprehensive migration approach the Union and its Member States pursue. The Fund should support and encourage efforts by the Member States with a view to the effective implementation and further development of common standards on return, in particular as set out in Directive 2008/115/EC of the European Parliament and of the Council¹⁵, and of an integrated and coordinated approach to return management. The Fund should equally support related measures in third countries ***to facilitate and guarantee safe and dignified return and readmission as well as sustainable*** reintegration.

¹⁵ Directive 2008/115/EC of the European Parliament and of the Council of 16 December 2008 on common standards and procedures in Member States for returning illegally staying third-country nationals (OJ L 348, 24.12.2008, p. 98).

Or. en

Amendment 55

Judith Sargentini

Proposal for a regulation

Recital 20

Text proposed by the Commission

(20) An efficient return policy is an integral part of the comprehensive

Amendment

(20) An efficient return policy is an integral part of the comprehensive

migration approach the Union and its Member States pursue. The Fund should support and encourage efforts by the Member States with a view to the effective implementation and further development of common standards on return, in particular as set out in Directive 2008/115/EC of the European Parliament and of the Council¹⁵, and of an integrated and coordinated approach to return management. For sustainable return policies, the Fund should equally support related measures in third countries, such as the reintegration of returnees.

¹⁵ Directive 2008/115/EC of the European Parliament and of the Council of 16 December 2008 on common standards and procedures in Member States for returning illegally staying third-country nationals (OJ L 348, 24.12.2008, p. 98).

migration approach the Union and its Member States pursue. The Fund should support and encourage efforts by the Member States with a view to the effective implementation and further development of common standards on return, ***with an emphasis on voluntary returns***, in particular as set out in Directive 2008/115/EC of the European Parliament and of the Council¹⁵, and of an integrated and coordinated approach to return management. For sustainable return policies, the Fund should equally support related measures in third countries, such as the reintegration of returnees.

¹⁵ Directive 2008/115/EC of the European Parliament and of the Council of 16 December 2008 on common standards and procedures in Member States for returning illegally staying third-country nationals (OJ L 348, 24.12.2008, p. 98).

Or. en

Amendment 56

Mireille D'Ornano, Florian Philippot

Proposal for a regulation

Recital 21

Text proposed by the Commission

(21) Member States should give preference to voluntary return. ***In order to promote voluntary return, Member States should envisage incentives such as preferential treatment in the form of enhanced return assistance should be envisaged for the voluntary return of persons. This kind of voluntary return is in the interests of both returnees and the authorities in terms of its cost-effectiveness.***

Amendment

(21) Member States should give preference to voluntary return, ***though this should not involve any particular costs.***

Or. fr

Amendment 57

Louis Michel, Mirja Vehkaperä

Proposal for a regulation

Recital 21

Text proposed by the Commission

(21) Member States should give preference to voluntary return. In order to promote voluntary return, Member States should envisage incentives such as preferential treatment in the form of enhanced return assistance ***should be envisaged for the voluntary return of persons***. This kind of voluntary return is in the interests of both returnees and the authorities in terms of its cost-effectiveness.

Amendment

(21) Member States should give preference to voluntary return. In order to promote voluntary return, Member States should envisage incentives such as preferential treatment in the form of enhanced return assistance, ***through vocational training in Europe which would help returnees re-enter the labour market in their countries of origin***. This kind of voluntary return is in the interests of both returnees and the authorities in terms of its cost-effectiveness.

Or. fr

Amendment 58

Marina Albiol Guzmán

Proposal for a regulation

Recital 22

Text proposed by the Commission

(22) ***Voluntary and enforced returns are nevertheless interlinked, with mutually reinforcing effect, and Member States should therefore be encouraged to reinforce the complementarities between these two forms of return. The possibility of removals is an important element contributing to the integrity of the asylum and legal migration systems. The Fund should therefore support actions of Member States to facilitate and carry out removals in accordance with the standards laid down in Union law, where applicable, and with full respect for the***

Amendment

deleted

*fundamental rights and dignity of
returnees.*

Or. es

Amendment 59
György Hölvényi

Proposal for a regulation
Recital 23

Text proposed by the Commission

(23) Specific support measures for returnees in the Member States and in the countries of return can improve conditions of return and enhance their reintegration.

Amendment

(23) Specific support measures for returnees in the Member States and in the countries of return can improve conditions of return and enhance their reintegration. *Return decisions can involve comprehensive and careful assessments of the situation in the country of origin, including an evaluation of the absorption capacity at the local level. Specific measures and actions supporting countries of origin, and in particular vulnerable people, contribute to ensure the sustainability and effectiveness of returns.*

Or. en

Amendment 60
Louis Michel, Mirja Vehkaperä

Proposal for a regulation
Recital 23

Text proposed by the Commission

(23) Specific support measures for returnees in the Member States and in the countries of return can improve conditions of return and enhance their reintegration.

Amendment

(23) Specific support measures for returnees in the Member States and in the countries of return can improve conditions of return and enhance their reintegration. *Such support measures should be put in place with the active participation of local authorities, civil society and diaspora*

communities.

Or. fr

Amendment 61
Teresa Jiménez-Becerril Barrio

Proposal for a regulation
Recital 23

Text proposed by the Commission

(23) Specific support measures for returnees in the Member States and in the countries of return can improve conditions of return and enhance their reintegration.

Amendment

(23) Specific support measures for returnees, ***particularly for unaccompanied minors and other vulnerable groups***, in the Member States and in the countries of return can improve conditions of ***safe*** return and enhance their reintegration.

Or. en

Amendment 62
Marina Albiol Guzmán

Proposal for a regulation
Recital 24

Text proposed by the Commission

(24) Readmission agreements and other arrangements are an integral component of the Union return policy and a central tool for the efficient management of migration flows, as they facilitate the swift return of irregular migrants. Those agreements and arrangements are an important element in the framework of the dialogue and cooperation with third countries of origin and transit of irregular migrants and their implementation in third countries should be supported in the interests of effective return policies at national and Union level.

Amendment

deleted

Or. es

Amendment 63
Judith Sargentini

Proposal for a regulation
Recital 24

Text proposed by the Commission

(24) Readmission agreements and other arrangements ***are an integral component of the Union return policy and a central tool for the efficient management of migration flows, as they facilitate the swift return of irregular migrants. Those agreements and arrangements are an important element in the framework of the dialogue and cooperation with third countries of origin and transit of irregular migrants and their implementation in third countries should be supported in the*** interests of ***effective return policies at national and Union level.***

Amendment

(24) ***The fund may contribute to the implementation of*** readmission agreements and other arrangements ***with third countries, provided that these agreements and arrangements have been concluded respecting both the interests of the Union and the third states concerned, in particular taking into account third states' reintegration capacities;***

Or. en

Amendment 64
Mireille D'Ornano, Florian Philippot

Proposal for a regulation
Recital 24

Text proposed by the Commission

(24) Readmission agreements and other arrangements are an integral component of the ***Union*** return policy and a central tool for the efficient management of migration flows, as they facilitate the swift return of irregular migrants. Those agreements and arrangements are an important element in the framework of the dialogue and cooperation with third countries of origin and transit of irregular migrants and their implementation in third countries should be supported in the interests of effective

Amendment

(24) Readmission agreements and other arrangements are an integral component of the return policy ***of the Union and the Member States*** and a central tool for the efficient management of migration flows, as they facilitate the swift return of irregular migrants. Those agreements and arrangements are an important element in the framework of the dialogue and cooperation with third countries of origin and transit of irregular migrants and their implementation in third countries should be

return policies at national and Union level.

supported in the interests of effective
return policies at national and Union level.

Or. fr

Amendment 65

Louis Michel, Mirja Vehkaperä

Proposal for a regulation

Recital 24

Text proposed by the Commission

(24) Readmission agreements and other arrangements are an integral component of the Union return policy and a central tool for the efficient management of migration flows, as they facilitate the swift return of irregular migrants. Those agreements and arrangements are an important element in the framework of the *dialogue and cooperation* with third countries of origin and transit of irregular migrants and their implementation in third countries should be supported in the interests of effective return policies at national and Union level.

Amendment

(24) Readmission agreements and other arrangements are an integral component of the Union return policy and a central tool for the efficient management of migration flows, as they facilitate the swift return of irregular migrants. Those agreements and arrangements are an important element in the framework of the *cooperation and political dialogue* with third countries of origin and transit of irregular migrants and their implementation in third countries should be supported in the interests of effective return policies at national and Union level.

Or. fr

Amendment 66

Judith Sargentini

Proposal for a regulation

Recital 25

Text proposed by the Commission

(25) *In addition to supporting the return of persons as provided for in this Regulation, the Fund should also support other measures to counter irregular migration, address incentives for illegal migration or the circumventing of existing legal migration rules, thereby*

Amendment

deleted

safeguarding the integrity of Member States' immigration systems.

Or. en

Amendment 67

Mireille D'Ornano, Florian Philippot

Proposal for a regulation

Recital 25

Text proposed by the Commission

(25) In addition to supporting the return of persons as provided for in this Regulation, the Fund should also support other measures to counter irregular migration, address incentives for illegal migration or the circumventing of existing legal migration rules, thereby safeguarding the integrity of Member States' immigration systems.

Amendment

(25) In addition to supporting the return of persons as provided for in this Regulation, the Fund should also support other measures to counter irregular migration, address incentives for illegal migration or the circumventing of existing legal migration rules, thereby safeguarding the integrity of Member States' immigration systems. ***In particular, people smuggling networks that organise illegal migration need to be dismantled and it should be ensured that NGOs which assist that migration comply strictly with existing regulations.***

Or. fr

Amendment 68

Marina Albiol Guzmán

Proposal for a regulation

Recital 25

Text proposed by the Commission

(25) In addition to supporting the ***return of persons as provided for in this Regulation***, the Fund should also support other measures to counter ***irregular migration, address incentives for illegal migration or the circumventing of existing legal migration rules, thereby***

Amendment

(25) In addition to supporting the ***reception and inclusion of third country nationals or stateless persons in EU Member States***, the Fund should also support other measures to counter ***trafficking in migrants, incentivise and facilitate the setting up of safe*** legal

safeguarding the integrity of Member States' immigration systems.

migration routes in countries of origin, and finance actions addressing the root causes of migration, by strengthening the commitment to achieve the Sustainable Development Goals.

Or. es

Amendment 69
Judith Sargentini

Proposal for a regulation
Recital 26

Text proposed by the Commission

(26) *The employment of irregular migrants creates a pull factor for illegal migration and undermines the development of a labour mobility policy built on legal migration schemes.* The Fund should *therefore* support Member States, either directly or indirectly, in their implementation of Directive 2009/52/EC of the European Parliament and of the Council¹⁶ which prohibits the employment of illegally staying third-country nationals and provides for sanctions against employers who infringe that prohibition.

¹⁶ Directive 2009/52/EC of the European Parliament and of the Council of 18 June 2009 providing for minimum standards on sanctions and measures against employers of illegally staying third-country nationals (OJ L 168, 30.6.2009, p. 24).

Amendment

(26) The Fund should support Member States, either directly or indirectly, in their implementation of Directive 2009/52/EC of the European Parliament and of the Council¹⁶ which prohibits the employment of illegally staying third-country nationals and provides for sanctions against employers who infringe that prohibition. *It also includes protective elements such as the right of irregularly employed third country nationals to lodge complaints and claim back their wages. The fund should support the implementation of the latter, as these protective elements have not been implemented sufficiently (COM(2014) 286 final Implementation Report of Directive 2009/52/EC).*

¹⁶ Directive 2009/52/EC of the European Parliament and of the Council of 18 June 2009 providing for minimum standards on sanctions and measures against employers of illegally staying third-country nationals (OJ L 168, 30.6.2009, p. 24).

Or. en

Amendment 70

Cécile Kashetu Kyenge

**Proposal for a regulation
Recital 26 a (new)**

Text proposed by the Commission

Amendment

(26a) Calls on the Member States to support the requests of civil society and workers' associations, such as that concerning the establishment of a European network of reception workers of both genders, in order to connect all workers in Europe operating in the field of migration, to foster a decent welcome and an approach to migration based on human rights and the exchange of good practices in terms of reception and employment opportunities for migrants.

Or. it

**Amendment 71
Marina Albiol Guzmán**

**Proposal for a regulation
Recital 28**

Text proposed by the Commission

Amendment

(28) The Fund should complement and reinforce the activities undertaken in the field of return by the European Border and Coast Guard Agency established by Regulation (EU) 2016/1624 of the European Parliament and of the Council

deleted

Or. es

**Amendment 72
Mireille D'Ornano, Florian Philippot**

**Proposal for a regulation
Recital 28**

Text proposed by the Commission

(28) The Fund should complement and reinforce the activities undertaken in the field of return by the European Border and Coast Guard Agency established by Regulation (EU) 2016/1624 of the European Parliament and of the Council¹⁸, therefore contributing to effective European Integrated Border Management, as defined in Article 4 of that Regulation.

¹⁸ Regulation (EU) 2016/1624 of the European Parliament and of the Council of 14 September 2016 on the European Border and Coast Guard 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).

Amendment

(28) The Fund should complement and reinforce the activities undertaken in the field of return by the European Border and Coast Guard Agency established by Regulation (EU) 2016/1624 of the European Parliament and of the Council¹⁸, therefore contributing to effective European Integrated Border Management, as defined in Article 4 of that Regulation.
The national borders of the Member States should also be restored, in order to control the movement of irregular migrants in the European Union and allow Member States to take the appropriate measures.

¹⁸ Regulation (EU) 2016/1624 of the European Parliament and of the Council of 14 September 2016 on the European Border and Coast Guard 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).

Or. fr

Amendment 73

Mireille D'Ornano, Florian Philippot

Proposal for a regulation

Recital 30

Text proposed by the Commission

(30) Measures in and in relation to third countries supported through the Fund should complement other actions outside the Union supported through the Union's external financing instruments. In particular, in implementing such actions,

Amendment

(30) Measures in and in relation to third countries supported through the Fund should complement other actions outside the Union supported through the Union's external financing instruments. In particular, in implementing such actions,

full coherence should be sought with the principles and general objectives of the Union's external action and foreign policy in respect of the country or region in question and the Union international commitments. In relation to the external dimension, the Fund should target support to enhance cooperation with third countries and to reinforce key aspects of migration management in areas of interest to the Union's migration policy.

full coherence should be sought with the principles and general objectives of the Union's external action and foreign policy in respect of the country or region in question and the Union international commitments. In relation to the external dimension, the Fund should target support to enhance cooperation with third countries and to reinforce key aspects of migration management in areas of interest to the Union's migration policy. ***This type of cooperation with third countries is the most effective way of significantly reducing the flows of migrants from those countries, most of whom express the wish to be able to live and work in their countries of origin rather than seek to migrate to European countries.***

Or. fr

Amendment 74
Marina Albiol Guzmán

Proposal for a regulation
Recital 30

Text proposed by the Commission

(30) Measures in and in relation to third countries supported through the Fund should complement other actions outside the Union supported through the Union's external financing instruments. In particular, in implementing such actions, full coherence should be sought with the principles and general objectives of the Union's external action and ***foreign*** policy in respect of the country or region in question and the Union international commitments. In relation to the external dimension, the Fund should target support to enhance cooperation with third countries and to reinforce key aspects of migration ***management in areas of interest to the Union's migration policy.***

Amendment

(30) Measures in and in relation to third countries supported through the Fund should complement other actions outside the Union supported through the Union's external financing instruments, ***based on an all-round approach of respect for human rights and for the principle of policy coherence for development, and with the goal of tackling the root causes of migration.*** In particular, in implementing such actions, full coherence should be sought with the principles and general objectives of the Union's external action and ***development*** policy in respect of the country or region in question and the Union international commitments. In relation to the external dimension, the Fund should target support to enhance

cooperation with third countries and to reinforce key aspects *in order to tackle the causes* of migration, *including combating poverty, inequality, and climate change and mitigation of its effects*.

Or. es

Amendment 75

Elly Schlein, Cécile Kashetu Kyenge, Doru-Claudian Frunzulică, Enrique Guerrero Salom

Proposal for a regulation

Recital 30

Text proposed by the Commission

(30) Measures *in and* in relation *to* third countries *supported through the Fund should complement other actions outside the Union supported through the Union's external financing instruments. In particular, in implementing such actions, full coherence* should be *sought* with the principles and general objectives of the Union's external action and foreign policy in respect of the country or region in question and the Union international commitments. *In relation to the external dimension, the Fund should target support to enhance* cooperation with third countries *and to reinforce key aspects of migration management in areas of interest to the Union's migration* policy.

Amendment

(30) Measures *taken under the Fund* in relation *with* Third countries should be *fully coherent* with the principles and general objectives of the Union's external action and foreign policy in respect of the country or region in question and the Union international commitments. Cooperation with Third countries *should not be intended to support actions that are directly oriented towards development and should not undermine the principle of policy coherence for development, as set out in Article 208 of the TFEU*.

Or. en

Amendment 76

Judith Sargentini

Proposal for a regulation

Recital 30

Text proposed by the Commission

Amendment

(30) Measures in and in relation to third countries supported through the Fund should complement other actions outside the Union supported through the Union's external financing instruments. In particular, in implementing such actions, full coherence should be sought with the principles and general objectives of the Union's external action and foreign policy in respect of the country or region in question and the Union international commitments. ***In relation to the external dimension, the Fund should target support to enhance cooperation with third countries and to reinforce key aspects of migration management in areas of interest to the Union's migration policy.***

(30) Measures in and in relation to third countries supported through the Fund should complement other actions outside the Union supported through the Union's external financing instruments. In particular, in implementing such actions, full coherence should be sought with the principles and general objectives of the Union's ***development policies, in particular respecting policy coherence for development***, external action and foreign policy in respect of the country or region in question and the Union international commitments.

Or. en

Amendment 77
György Hölvényi

Proposal for a regulation
Recital 30

Text proposed by the Commission

(30) Measures in and in relation to third countries supported through the Fund should complement other actions outside the Union supported through the Union's external financing instruments. In particular, in implementing such actions, full coherence should be sought with the principles and general objectives of the Union's external action and foreign policy in respect of the country or region in question and the Union international commitments. In relation to the external dimension, the Fund should target support to enhance cooperation with third countries and to reinforce key aspects of migration management in areas of interest to the Union's migration policy.

Amendment

(30) Measures in and in relation to third countries supported through the Fund should complement other actions outside the Union supported through the Union's external financing instruments. In particular, in implementing such actions, full coherence should be sought with the principles and general objectives of the Union's external action and foreign ***and development*** policy in respect of the country or region in question and the Union international commitments. In relation to the external dimension, the Fund should target support to enhance cooperation with third countries and to reinforce key aspects of migration management in areas of interest to the Union's migration policy.

Amendment 78
Marina Albiol Guzmán

Proposal for a regulation
Recital 32

Text proposed by the Commission

(32) A Member State may be deemed not to be compliant with the relevant Union acquis, including as regards the use of operating support under this Fund, if it has failed to fulfil its obligations under the Treaties in the area of asylum **and return**, if there is a clear risk of a serious breach by the Member State of the Union's values when implementing the acquis on asylum **and return** or if an evaluation report under the Schengen or the European Union Agency for Asylum evaluation and monitoring mechanism has identified deficiencies **in the relevant area**.

Amendment

(32) A Member State may be deemed not to be compliant with the relevant Union acquis, including as regards the use of operating support under this Fund, if it has failed to fulfil its obligations under the Treaties in the area of asylum, if there is a clear risk of a serious breach by the Member State of the Union's values when implementing the acquis on asylum or if an evaluation report under the Schengen or the European Union Agency for Asylum evaluation and monitoring mechanism has identified deficiencies.

Or. es

Amendment 79
Marina Albiol Guzmán

Proposal for a regulation
Recital 34

Text proposed by the Commission

(34) This Regulation should establish the initial amounts to Member States consisting of a fixed amount and an amount calculated on the basis of criteria laid down in Annex I, which reflect the needs and pressure experienced by different Member States in the areas of asylum, **integration and return**.

Amendment

(34) This Regulation should establish the initial amounts to Member States consisting of a fixed amount and an amount calculated on the basis of criteria laid down in Annex I, which reflect the needs and pressure experienced by different Member States in the areas of asylum **and reception**.

Or. es

Amendment 80
Marina Albiol Guzmán

Proposal for a regulation
Recital 35

Text proposed by the Commission

(35) These initial amounts should form a basis for Member States' long-term investments. To take account of changes in migration flows and to address needs in the management of asylum and reception systems and ***integration of legally staying*** third-country nationals, and counter ***irregular migration through efficient and sustainable return policy***, an additional amount should be allocated to the Member States at mid-term taking into account the absorption rates. This amount should be based on the latest available statistical data as set out in Annex I to reflect the changes in the baseline situation of Member States.

Amendment

(35) These initial amounts should form a basis for Member States' long-term investments. To take account of changes in migration flows and to address needs in the management of asylum and reception systems and ***inclusion and reception of trafficking in migrants***, an additional amount should be allocated to the Member States at mid-term taking into account the absorption rates. This amount should be based on the latest available statistical data as set out in Annex I to reflect the changes in the baseline situation of Member States.

Or. es

Amendment 81
Judith Sargentini

Proposal for a regulation
Recital 35

Text proposed by the Commission

(35) These initial amounts should form a basis for Member States' long-term investments. To take account of changes in migration flows and to address needs in the management of asylum and reception systems and integration of legally staying third-country nationals, and counter irregular migration through efficient and sustainable return policy, an additional amount should be allocated to the Member States at mid-term taking into account the

Amendment

(35) These initial amounts should form a basis for Member States' long-term investments. To take account of changes in migration flows and to address needs in the management of asylum and reception systems and integration of legally staying third-country nationals, and counter irregular migration through efficient, ***rights compliant*** and sustainable return policy, an additional amount should be allocated to the Member States at mid-term taking into

absorption rates. This amount should be based on the latest available statistical data as set out in Annex I to reflect the changes in the baseline situation of Member States.

account the absorption rates. This amount should be based on the latest available statistical data as set out in Annex I to reflect the changes in the baseline situation of Member States.

Or. en

Amendment 82
Marina Albiol Guzmán

Proposal for a regulation
Recital 40

Text proposed by the Commission

(40) The Fund should contribute to supporting operating costs related to asylum ***and return*** and enable Member States to maintain capabilities which are crucial for that service for the Union as a whole. Such support consists of full reimbursement of specific costs related to the objectives under the Fund and should form an integral part of the Member States' programmes.

Amendment

(40) The Fund should contribute to supporting operating costs related to asylum and enable Member States to maintain capabilities which are crucial for that service for the Union as a whole. Such support consists of full reimbursement of specific costs related to the objectives under the Fund and should form an integral part of the Member States' programmes.

Or. es

Amendment 83
Mireille D'Ornano, Florian Philippot

Proposal for a regulation
Recital 41

Text proposed by the Commission

(41) To complement the implementation of the policy objective of this Fund at national level through Member States' programmes, the Fund should also provide support for actions at Union level. Such actions should serve overall strategic purposes within the scope of intervention of the Fund relating to

Amendment

deleted

*policy analysis and innovation,
transnational mutual learning and
partnerships and the testing of new
initiatives and actions across the Union.*

Or. fr

Amendment 84

Louis Michel, Mirja Vehkaperä

Proposal for a regulation

Recital 41

Text proposed by the Commission

(41) To complement the implementation of the policy objective of this Fund at national level through Member States' programmes, the Fund should also provide support for actions at Union level. Such actions should serve overall strategic purposes within the scope of intervention of the Fund relating to policy analysis and innovation, transnational mutual learning and partnerships and the testing of new initiatives and actions across the Union.

Amendment

(41) To complement the implementation of the policy objective of this Fund at national level through Member States' programmes, the Fund should also provide support for actions at Union level. Such actions should serve overall strategic purposes within the scope of intervention of the Fund relating to policy analysis and innovation, transnational mutual learning and partnerships, ***the work done by diaspora communities and the intermediary role they can play in this regard***, and the testing of new initiatives and actions across the Union.

Or. fr

Amendment 85

Marina Albiol Guzmán

Proposal for a regulation

Recital 42

Text proposed by the Commission

(42) In order to strengthen the Union's capacity to immediately address unforeseen or disproportionate heavy migratory pressure in one or more Member States characterised by a large or

Amendment

(42) In order to strengthen the Union's capacity to immediately address unforeseen or disproportionate heavy migratory pressure in one or more Member States characterised by a large or

disproportionate inflow of third-country nationals, which places significant and urgent demands on their reception and detention facilities, asylum and migration management systems and procedures, heavy migratory pressures in third countries due to political developments or conflicts, it should be possible to provide emergency assistance in accordance with the framework set out in this Regulation.

disproportionate inflow of third-country nationals, which places significant and urgent demands on their reception and detention facilities, asylum and migration management systems and procedures, heavy migratory pressures in third countries due to political developments or conflicts, it should be possible to provide emergency assistance ***at all times for actions to ensure respect for the human rights of migrants and Member States' compliance with their international commitments concerning, in particular, asylum and refuge,*** in accordance with the framework set out in this Regulation.

Or. es

Amendment 86
Cécile Kashetu Kyenge

Proposal for a regulation
Recital 53 a (new)

Text proposed by the Commission

Amendment

(53a) Civil society organisations, local and regional authorities and national parliaments in the Member States and in third countries will have to be consulted during the process of programming, implementing and evaluating the programmes financed through the Fund.

Or. it

Amendment 87
Judith Sargentini

Proposal for a regulation
Article 1 – paragraph 1

Text proposed by the Commission

Amendment

1. This Regulation establishes the

1. This Regulation establishes the

Asylum *and* Migration Fund ('the Fund').

Asylum, Migration *and Integration* Fund
(‘the Fund’).

Or. en

Amendment 88

Marina Albiol Guzmán

Proposal for a regulation

Article 2 – paragraph 1 – point h

Text proposed by the Commission

Amendment

**(h) 'return' means 'return' as defined
in point (3) of Article 3 of Directive
2008/115/EC;**

deleted

Or. es

Amendment 89

Jean-Luc Schaffhauser

Proposal for a regulation

Article 3 – paragraph 1

Text proposed by the Commission

Amendment

1. The policy objective of the Fund shall be to contribute to an efficient management of migration flows ***in line with the relevant Union acquis and in compliance with the Union's commitments on fundamental rights.***

1. The policy objective of the Fund shall be to contribute to an efficient management of migration flows.

Or. fr

Amendment 90

Marina Albiol Guzmán

Proposal for a regulation

Article 3 – paragraph 1

Text proposed by the Commission

1. The policy objective of the Fund shall be to contribute to an efficient management of migration flows in line with the relevant Union acquis and in compliance with the Union's commitments on fundamental rights.

Amendment

1. The policy objective of the Fund shall be to contribute to an efficient management of migration flows in line with the relevant Union acquis and in compliance with the Union's commitments on fundamental rights, ***human rights and policy coherence for development***.

Or. es

Amendment 91
Judith Sargentini

Proposal for a regulation
Article 3 – paragraph 1

Text proposed by the Commission

1. The policy objective of the Fund shall be to contribute to an efficient management of migration flows in line with the relevant Union acquis and in compliance with the Union's commitments on fundamental rights.

Amendment

1. The policy objective of the Fund shall be to contribute to an efficient management of migration flows in line with the relevant Union acquis and in compliance with the Union's commitments on fundamental rights, ***in particular the right to asylum, enshrined in the European Union Charter of Fundamental rights***.

Or. en

Amendment 92
Marina Albiol Guzmán

Proposal for a regulation
Article 3 – paragraph 2 – point b

Text proposed by the Commission

(b) to support legal migration to the Member States including to contribute to the ***integration*** of third-country nationals;

Amendment

(b) to support ***the creation of safe legal routes for*** migration to the Member States including to contribute to the ***inclusion and reception*** of third-country nationals;

Amendment 93
Jean-Luc Schaffhauser

Proposal for a regulation
Article 3 – paragraph 2 – point b

Text proposed by the Commission

(b) to support ***legal migration to*** the Member States ***including to contribute to the integration of*** third-country nationals;

Amendment

(b) to support the Member States ***in their policies to integrate or assimilate*** third-country nationals;

Or. fr

Amendment 94
Marina Albiol Guzmán

Proposal for a regulation
Article 3 – paragraph 2 – point c

Text proposed by the Commission

(c) to contribute to ***countering irregular migration and ensuring effectiveness of return and readmission*** in third countries.

Amendment

(c) to contribute to ***combating trafficking in migrants and tackling the root causes of migration*** in third countries.

Or. es

Amendment 95
Judith Sargentini

Proposal for a regulation
Article 3 – paragraph 2 – point c

Text proposed by the Commission

(c) to contribute to countering irregular migration and ensuring effectiveness of return and readmission in third countries.

Amendment

(c) to contribute to countering irregular migration ***via the opening of legal pathways of migration*** and ensuring effectiveness ***and sustainability*** of return and readmission in third countries ***for both***

returnees and countries of origin.

Or. en

Amendment 96
György Hölvényi

Proposal for a regulation
Article 3 – paragraph 2 – point c

Text proposed by the Commission

(c) to contribute to countering irregular migration and ensuring effectiveness of return and readmission in third countries.

Amendment

(c) to contribute to countering irregular migration and ensuring effectiveness ***and sustainability*** of return and readmission in third countries ***for both returnees and countries of origin.***

Or. en

Amendment 97
Cécile Kashetu Kyenge

Proposal for a regulation
Article 3 – paragraph 2 – point c a (new)

Text proposed by the Commission

Amendment

(ca) to promote the genuine integration of third-country nationals and enhance respect for the fundamental rights of migrants, including asylum applicants and beneficiaries of international protection.

Or. it

Amendment 98
Judith Sargentini

Proposal for a regulation
Article 3 – paragraph 2 – point c a (new)

Text proposed by the Commission

Amendment

(ca) to enhance solidarity and responsibility-sharing between the Member States, in particular towards those most affected by migration and asylum flows, including through practical cooperation.

Or. en

Amendment 99
György Hölvényi

Proposal for a regulation
Article 5 – paragraph 1 – introductory part

Text proposed by the Commission

The Fund shall be open to third countries in accordance with the conditions laid down in a specific agreement covering the participation of the third country to the Asylum and Migration Fund, provided that the agreement:

Amendment

The Fund shall be open to third countries **for activities in the field of return and readmission** in accordance with the conditions laid down in a specific agreement covering the participation of the third country to the Asylum and Migration Fund, **which shall be made publicly available**, provided that the agreement

Or. en

Amendment 100
Judith Sargentini

Proposal for a regulation
Article 5 – paragraph 1 – indent 4 a (new)

Text proposed by the Commission

Amendment

- Foresees a redress mechanism for individuals who consider that their fundamental rights have been violated,

Or. en

Amendment 101
Judith Sargentini

Proposal for a regulation
Article 5 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

The European Union shall not conclude agreements with third countries that infringe fundamental rights of migrants.

Or. en

Amendment 102
Jean-Luc Schaffhauser

Proposal for a regulation
Article 7 – paragraph 2

Text proposed by the Commission

Amendment

2. The ***Commission and the Member States*** shall ensure that the support provided under this Regulation and by the Member States is consistent with the relevant activities, policies and priorities of the ***Union and is complementary to other Union instruments.***

2. The ***Council*** shall ensure that the support provided under this Regulation and by the Member States is consistent with the relevant activities, policies and priorities of the ***Member States.***

Or. fr

Amendment 103
Marina Albiol Guzmán

Proposal for a regulation
Article 7 – paragraph 2

Text proposed by the Commission

Amendment

2. The Commission and the Member States shall ensure that the support provided under this Regulation and by the Member States is consistent with the relevant activities, policies and priorities of the Union and is complementary to other

2. The Commission and the Member States shall ensure that the support provided under this Regulation and by the Member States is consistent with the relevant activities, policies and priorities of the Union, ***and with its commitment***

Union instruments.

concerning development cooperation, respect for human rights and compliance with international law, and is complementary to other Union instruments.

Or. es

Amendment 104

Elly Schlein, Cécile Kashetu Kyenge, Doru-Claudian Frunzuliță, Enrique Guerrero Salom

Proposal for a regulation

Article 7 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. The Commission and the Member States shall ensure that actions in relation with third countries are taken in coherence with other actions implemented through Union instruments, respect the principle of policy coherence for development and focus on non-development-oriented measures.

Or. en

Amendment 105

Jean-Luc Schaffhauser

Proposal for a regulation

Article 9 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Amendment

Technical assistance at the initiative of the **Commission** shall also be supported from the financial envelope for the thematic facility.

Technical assistance at the initiative of the **Council** shall also be supported from the financial envelope for the thematic facility.

Or. fr

Amendment 106

Jean-Luc Schaffhauser

Proposal for a regulation
Article 9 – paragraph 5

Text proposed by the Commission

5. The **Commission** shall establish the overall amount made available for the thematic facility under the annual appropriations of the Union budget. The **Commission** shall adopt financing decisions as referred to in Article [110] of the Financial Regulation for the thematic facility identifying objectives and actions to be supported and specifying the amounts for each of its components as referred to in paragraph 1. Financing decisions shall set out, where applicable, the overall amount reserved for blending operations.

Amendment

5. The **Council** shall establish the overall amount made available for the thematic facility under the annual appropriations of the Union budget. The **Council** shall adopt financing decisions as referred to in Article [110] of the Financial Regulation for the thematic facility identifying objectives and actions to be supported and specifying the amounts for each of its components as referred to in paragraph 1. Financing decisions shall set out, where applicable, the overall amount reserved for blending operations.

Or. fr

Amendment 107

Louis Michel, Mirja Vehkaperä

Proposal for a regulation
Article 9 – paragraph 6

Text proposed by the Commission

6. The thematic facility shall in particular, support actions falling under the implementation measure 2(b) of Annex II that are implemented by the local and regional authorities or civil society organisations.

Amendment

6. The thematic facility shall in particular, support actions falling under the implementation measure 2(b) of Annex II that are implemented by the local and regional authorities or civil society organisations, ***in particular diaspora communities.***

Or. fr

Amendment 108

Jean-Luc Schaffhauser

Proposal for a regulation

Article 9 – paragraph 7

Text proposed by the Commission

7. Following the adoption of a financing decision as referred to in paragraph 5, the **Commission** may amend the programmes implemented under shared management accordingly.

Amendment

7. Following the adoption of a financing decision as referred to in paragraph 5, the **Council** may amend the programmes implemented under shared management accordingly.

Or. fr

Amendment 109

Jean-Luc Schaffhauser

Proposal for a regulation

Article 10 – paragraph 1

Text proposed by the Commission

1. This section applies to the part of the financial envelope referred to in Article 8(2)(a), and additional resources to be implemented under shared management according to the **Commission** decision for the thematic facility referred to in Article 9.

Amendment

1. This section applies to the part of the financial envelope referred to in Article 8(2)(a), and additional resources to be implemented under shared management according to the **Council** decision for the thematic facility referred to in Article 9.

Or. fr

Amendment 110

Jean-Luc Schaffhauser

Proposal for a regulation

Article 12 – paragraph 6

Text proposed by the Commission

6. The **Commission** decision approving a programme shall set the co-financing rate and the maximum amount of support from this Fund for the types of actions referred to in paragraphs 1 to 5.

Amendment

6. The **Council** decision approving a programme shall set the co-financing rate and the maximum amount of support from this Fund for the types of actions referred to in paragraphs 1 to 5.

Or. fr

Amendment 111
Jean-Luc Schaffhauser

Proposal for a regulation
Article 12 – paragraph 7 – introductory part

Text proposed by the Commission

7. For each specific objective, the **Commission** decision shall set out whether the co-financing rate for the specific objective is to be applied to:

Amendment

7. For each specific objective, the **Council** decision shall set out whether the co-financing rate for the specific objective is to be applied to:

Or. fr

Amendment 112
Marina Albiol Guzmán

Proposal for a regulation
Article 13 – paragraph 1

Text proposed by the Commission

1. Each Member State shall ensure that the priorities addressed in its programme are consistent with, and respond to, the Union priorities and challenges in the area of migration management and are fully in line with the relevant Union acquis and agreed Union priorities. In defining the priorities of their programmes Member States shall ensure that the implementation measures set out in Annex II are adequately addressed.

Amendment

1. Each Member State shall ensure that the priorities addressed in its programme are consistent with, and respond to, the Union priorities and challenges in the area of migration management, **asylum and reception** and are fully in line with the relevant Union acquis and agreed Union priorities. In defining the priorities of their programmes Member States shall ensure that the implementation measures set out in Annex II are adequately addressed.

Or. es

Amendment 113
Louis Michel, Mirja Vehkaperä

Proposal for a regulation
Article 13 – paragraph 1

Text proposed by the Commission

1. Each Member State shall ensure that the priorities addressed in its programme are consistent with, and respond to, the Union priorities and challenges in the area of migration management and are fully in line with the relevant Union acquis and agreed Union priorities. In defining the priorities of their programmes Member States shall ensure that the implementation measures set out in Annex II are adequately addressed.

Amendment

1. Each Member State shall ensure that the priorities addressed in its programme are consistent with, and respond to, the Union priorities and challenges in the area of ***safe, orderly and regular*** migration management and are fully in line with the relevant Union acquis and agreed Union priorities. In defining the priorities of their programmes Member States shall ensure that the implementation measures set out in Annex II are adequately addressed.

Or. fr

Amendment 114
Jean-Luc Schaffhauser

Proposal for a regulation
Article 13 – paragraph 2

Text proposed by the Commission

2. The ***Commission*** shall ensure that the ***European Union Agency for Asylum*** and the ***European Border and Coast Guard Agency*** are associated to the process of developing the programmes at an early stage, as regards the areas of their competence. The ***Commission*** shall consult the ***European Border and Coast Guard Agency and the European Union Agency for Asylum*** on the draft programmes to ensure consistency and complementarity of the actions of the ***agencies*** and those of the Member States.

Amendment

2. The ***Council*** shall ensure that the ***national customs authorities*** and the ***services responsible for border guards or coast guards in the Member States*** are associated to the process of developing the programmes at an early stage, as regards the areas of their competence. The ***Council*** shall consult the ***national customs authorities and the services responsible for border guards or coast guards in the Member States*** on the draft programmes to ensure consistency and complementarity of the actions of the ***Union*** and those of the Member States.

Or. fr

Amendment 115
Marina Albiol Guzmán

Proposal for a regulation
Article 13 – paragraph 2

Text proposed by the Commission

2. The Commission shall ensure that the European Union Agency for Asylum **and the European Border and Coast Guard Agency are** associated to the process of developing the programmes at an early stage, as regards the areas of their competence. The Commission shall consult **the European Border and Coast Guard Agency and** the European Union Agency for Asylum on the draft programmes to ensure consistency and complementarity of the actions of the agencies and those of the Member States.

Amendment

2. The Commission shall ensure that the European Union Agency for Asylum **is** associated to the process of developing the programmes at an early stage, as regards the areas of their competence. The Commission shall consult the European Union Agency for Asylum on the draft programmes to ensure consistency and complementarity of the actions of the agencies and those of the Member States.

Or. es

Amendment 116
Judith Sargentini

Proposal for a regulation
Article 13 – paragraph 2

Text proposed by the Commission

2. The Commission shall ensure that the European Union Agency for Asylum and the European Border and Coast Guard Agency are associated to the process of developing the programmes at an early stage, as regards the areas of their competence. The Commission shall consult the European Border and Coast Guard Agency and the European Union Agency for Asylum on the draft programmes to ensure consistency and complementarity of the actions of the agencies and those of the Member States.

Amendment

2. The Commission shall ensure that the European Union Agency for Asylum, **the European Union Agency for Fundamental Rights** and the European Border and Coast Guard Agency are associated to the process of developing the programmes at an early stage, as regards the areas of their competence. The Commission shall consult the European Border and Coast Guard Agency and the European Union Agency for Asylum on the draft programmes to ensure consistency and complementarity of the actions of the agencies and those of the Member States.

Or. en

Amendment 117
Jean-Luc Schaffhauser

Proposal for a regulation
Article 13 – paragraph 3

Text proposed by the Commission

3. The **Commission** may associate the **European Union Agency for Asylum and European Border and Coast Guard Agency** in monitoring and evaluation tasks as referred to in Section 5 where appropriate in particular in view of ensuring that the actions implemented with the support of the Fund are compliant with the **relevant Union acquis and agreed Union priorities**.

Amendment

3. The **Council** may associate the **national customs authorities and the services responsible for border guards or coast guards in the Member States** in monitoring and evaluation tasks as referred to in Section 5 where appropriate in particular in view of ensuring that the actions implemented with the support of the Fund are compliant with the **priorities of the Member States**.

Or. fr

Amendment 118
Marina Albiol Guzmán

Proposal for a regulation
Article 13 – paragraph 3

Text proposed by the Commission

3. The Commission may associate the European Union Agency for Asylum **and European Border and Coast Guard Agency** in monitoring and evaluation tasks as referred to in Section 5 where appropriate in particular in view of ensuring that the actions implemented with the support of the Fund are compliant with the relevant Union acquis and agreed Union priorities.

Amendment

3. The Commission may associate the European Union Agency for Asylum in monitoring and evaluation tasks as referred to in Section 5 where appropriate in particular in view of ensuring that the actions implemented with the support of the Fund are compliant with the relevant Union acquis and agreed Union priorities.

Or. es

Amendment 119
Judith Sargentini

Proposal for a regulation
Article 13 – paragraph 3

Text proposed by the Commission

3. The Commission may associate the European Union Agency for Asylum and European Border and Coast Guard Agency in monitoring and evaluation tasks as referred to in Section 5 where appropriate in particular in view of ensuring that the actions implemented with the support of the Fund are compliant with the relevant Union acquis and agreed Union priorities.

Amendment

3. The Commission may associate the European Union Agency for Asylum, ***the European Union Agency for Fundamental Rights*** and European Border and Coast Guard Agency in monitoring and evaluation tasks as referred to in Section 5 where appropriate in particular in view of ensuring that the actions implemented with the support of the Fund are compliant with the relevant Union acquis and agreed Union priorities.

Or. en

Amendment 120
Jean-Luc Schaffhauser

Proposal for a regulation
Article 13 – paragraph 4

Text proposed by the Commission

4. ***Further to a monitoring exercise as carried out in accordance with Regulation (EU) [../..] [EUAA Regulation] or the adoption of recommendations in accordance with Regulation (EU) No 1053/2013 which are within the scope of this Regulation, the Member State concerned shall examine, together with the Commission, and where relevant with the European Union Agency for Asylum and the European Border and Coast Guard Agency, how to address the findings, including any shortcomings or issues of capacity and preparedness, and shall implement the recommendations through its programme.***

Amendment

deleted

Or. fr

Amendment 121
Marina Albiol Guzmán

Proposal for a regulation
Article 13 – paragraph 4

Text proposed by the Commission

4. Further to a monitoring exercise as carried out in accordance with Regulation (EU) [../..] [EUAA Regulation] or the adoption of recommendations in accordance with Regulation (EU) No 1053/2013 which are within the scope of this Regulation, the Member State concerned shall examine, together with the Commission, and where relevant with the European Union Agency for Asylum **and the European Border and Coast Guard Agency**, how to address the findings, including any shortcomings or issues of capacity and preparedness, and shall implement the recommendations through its programme.

Amendment

4. Further to a monitoring exercise as carried out in accordance with Regulation (EU) [../..] [EUAA Regulation] or the adoption of recommendations in accordance with Regulation (EU) No 1053/2013 which are within the scope of this Regulation, the Member State concerned shall examine, together with the Commission, and where relevant with the European Union Agency for Asylum, how to address the findings, including any shortcomings or issues of capacity and preparedness, and shall implement the recommendations through its programme.

Or. es

Amendment 122
Judith Sargentini

Proposal for a regulation
Article 13 – paragraph 4

Text proposed by the Commission

4. Further to a monitoring exercise as carried out in accordance with Regulation (EU) [../..] [EUAA Regulation] or the adoption of recommendations in accordance with Regulation (EU) No 1053/2013 which are within the scope of this Regulation, the Member State concerned shall examine, together with the Commission, and where relevant with the European Union Agency for Asylum and the European Border and Coast Guard Agency, how to address the findings,

Amendment

4. Further to a monitoring exercise as carried out in accordance with Regulation (EU) [../..] [EUAA Regulation] or the adoption of recommendations in accordance with Regulation (EU) No 1053/2013 which are within the scope of this Regulation, the Member State concerned shall examine, together with the Commission, and where relevant with the European Union Agency for Asylum, **the European Union Agency for Fundamental Rights** and the European

including any shortcomings or issues of capacity and preparedness, and shall implement the recommendations through its programme.

Border and Coast Guard Agency, how to address the findings, including any shortcomings or issues of capacity and preparedness, and shall implement the recommendations through its programme.

Or. en

Amendment 123
Jean-Luc Schaffhauser

Proposal for a regulation
Article 13 – paragraph 5

Text proposed by the Commission

Amendment

5. Where necessary, the programme in question shall be amended to take into account the recommendations referred to in paragraph 4. Depending on the impact of the adjustment, the revised programme may be approved by the Commission.

deleted

Or. fr

Amendment 124
Jean-Luc Schaffhauser

Proposal for a regulation
Article 13 – paragraph 6

Text proposed by the Commission

Amendment

6. In cooperation and consultation with the Commission and the relevant agencies in accordance with their competence, as applicable, resources under the programme may be reallocated with the aim of addressing recommendations, as referred to in paragraph 4 that have financial implications.

deleted

Or. fr

Amendment 125
Jean-Luc Schaffhauser

Proposal for a regulation
Article 13 – paragraph 7

Text proposed by the Commission

7. Member States shall in particular pursue the actions eligible for higher co-financing as listed in Annex IV. In the event of unforeseen or new circumstances or in order to ensure the effective implementation of funding, *the Commission shall be empowered to adopt delegated acts in accordance with Article 32 to amend the list of actions eligible for higher co-financing as listed in Annex IV.*

Amendment

7. Member States shall in particular pursue the actions eligible for higher co-financing as listed in Annex IV. In the event of unforeseen or new circumstances or in order to ensure the effective implementation of funding.

Or. fr

Amendment 126
Jean-Luc Schaffhauser

Proposal for a regulation
Article 13 – paragraph 8

Text proposed by the Commission

8. Whenever a Member State decides to implement projects with or in a third country with the support of the Fund, the Member State concerned shall *consult the Commission* prior to the start of the project.

Amendment

8. Whenever a Member State decides to implement projects with or in a third country, with the support of the Fund, the Member State concerned shall *inform the Council* prior to the start of the project.

Or. fr

Amendment 127
Elly Schlein, Cécile Kashetu Kyenge, Doru-Claudian Frunzulică, Enrique Guerrero Salom

Proposal for a regulation

Article 13 – paragraph 8

Text proposed by the Commission

8. Whenever a Member State decides to implement projects with or in a third country with the support of the Fund, the Member State concerned shall **consult** the Commission prior to the start of the project.

Amendment

8. Whenever a Member State decides to implement projects with or in a third country with the support of the Fund, the Member State concerned shall **request the approval of** the Commission prior to the start of the project.

Or. en

Amendment 128

Jean-Luc Schaffhauser

Proposal for a regulation

Article 14 – paragraph 1

Text proposed by the Commission

1. In 2024, the **Commission** shall allocate to the programmes of Member States concerned the additional amount referred to in Article 11(1)(b) in accordance with the criteria referred to in paragraphs 1(b) to 5 of Annex I. Funding shall be effective for the period as of the calendar year 2025.

Amendment

1. In 2024, the **Council** shall allocate to the programmes of Member States concerned the additional amount referred to in Article 11(1)(b) in accordance with the criteria referred to in paragraphs 1(b) to 5 of Annex I. Funding shall be effective for the period as of the calendar year 2025.

Or. fr

Amendment 129

Judith Sargentini

Proposal for a regulation

Article 18 – paragraph 3

Text proposed by the Commission

3. The Member States using operating support shall comply with the Union acquis on asylum and return.

Amendment

3. The Member States using operating support shall comply with the Union acquis on asylum and return **and fundamental rights**.

Amendment 130

Marina Albiol Guzmán

Proposal for a regulation

Article 18 – paragraph 3

Text proposed by the Commission

3. The Member States using operating support shall comply with the Union acquis on asylum **and return**.

Amendment

3. The Member States using operating support shall comply with the Union acquis on asylum.

Or. es

Amendment 131

Judith Sargentini

Proposal for a regulation

Article 18 – paragraph 4

Text proposed by the Commission

4. Member States shall justify in the programme and in the annual performance report as referred to in Article 30 the use of operating support to achieve the objectives of this Regulation. Before the approval of the programme, the Commission shall, with the European Union Agency for Asylum and the European Border and Coast Guard Agency in line with Article 13, assess the baseline situation in the Member States which have indicated their intention to use operating support. The Commission shall take into account the information provided by those Member States and, where relevant, the information available in the light of the monitoring exercises, as carried out in accordance with Regulation (EU) ../.. [EUAA Regulation] and Regulation (EU) No 1053/2013, which are within the scope of this Regulation.

Amendment

4. Member States shall justify in the programme and in the annual performance report as referred to in Article 30 the use of operating support to achieve the objectives of this Regulation. Before the approval of the programme, the Commission shall, with the European Union Agency for Asylum, **the European Union Agency for Fundamental Rights** and the European Border and Coast Guard Agency in line with Article 13, assess the baseline situation in the Member States which have indicated their intention to use operating support. The Commission shall take into account the information provided by those Member States and, where relevant, the information available in the light of the monitoring exercises, as carried out in accordance with Regulation (EU) ../.. [EUAA Regulation] and Regulation (EU) No 1053/2013, which are within the scope

of this Regulation.

Or. en

Amendment 132
Marina Albiol Guzmán

Proposal for a regulation
Article 18 – paragraph 4

Text proposed by the Commission

4. Member States shall justify in the programme and in the annual performance report as referred to in Article 30 the use of operating support to achieve the objectives of this Regulation. Before the approval of the programme, the Commission shall, with the European Union Agency for Asylum **and the European Border and Coast Guard Agency** in line with Article 13, assess the baseline situation in the Member States which have indicated their intention to use operating support. The Commission shall take into account the information provided by those Member States and, where relevant, the information available in the light of the monitoring exercises, as carried out in accordance with Regulation (EU) ../.. [EUAA Regulation] and Regulation (EU) No 1053/2013, which are within the scope of this Regulation.

Amendment

4. Member States shall justify in the programme and in the annual performance report as referred to in Article 30 the use of operating support to achieve the objectives of this Regulation. Before the approval of the programme, the Commission shall, with the European Union Agency for Asylum in line with Article 13, assess the baseline situation in the Member States which have indicated their intention to use operating support. The Commission shall take into account the information provided by those Member States and, where relevant, the information available in the light of the monitoring exercises, as carried out in accordance with Regulation (EU) ../.. [EUAA Regulation] and Regulation (EU) No 1053/2013, which are within the scope of this Regulation.

Or. es

Amendment 133
Jean-Luc Schaffhauser

Proposal for a regulation
Article 18 – paragraph 6

Text proposed by the Commission

6. ***To address unforeseen or new circumstances or to ensure the effective***

deleted

Amendment

implementation of funding, the Commission shall be empowered to adopt delegated acts in accordance with Article 32 to amend the list of specific tasks and services in Annex VII.

Or. fr

Amendment 134
Jean-Luc Schaffhauser

Proposal for a regulation
Article 23 – paragraph 1

Text proposed by the Commission

The Fund may support technical assistance measures implemented at the initiative of, or on behalf of, the **Commission**. Those measures may be financed at the rate of 100%.

Amendment

The Fund may support technical assistance measures implemented at the initiative of, or on behalf of, the **Member States**. Those measures may be financed at the rate of 100%.

Or. fr

Amendment 135
Jean-Luc Schaffhauser

Proposal for a regulation
Article 25 – paragraph 2

Text proposed by the Commission

2. The Commission shall implement information and communication actions relating to the Fund and its actions and results. Financial resources allocated to the Fund shall also contribute to the corporate communication on the political priorities of the Union, as far as they are related to the objectives of this Regulation.

Amendment

deleted

Or. fr

Amendment 136
Marina Albiol Guzmán

Proposal for a regulation
Article 26 – paragraph 1 – point a

Text proposed by the Commission

(a) heavy migratory pressure in one or more Member States characterised by a large or disproportionate inflow of third-country nationals, which places significant and urgent demands on their reception **and detention** facilities, asylum and migration management systems and procedures;

Amendment

(a) heavy migratory pressure in one or more Member States characterised by a large or disproportionate inflow of third-country nationals, which places significant and urgent demands on their reception facilities, asylum and migration management systems and procedures;

Or. es

Amendment 137
Marina Albiol Guzmán

Proposal for a regulation
Article 26 – paragraph 1 – point c

Text proposed by the Commission

(c) heavy migratory pressure in third countries, including where persons in need of protection may be stranded due to political developments or conflicts, notably where it might have an impact on migration flows towards the EU.

Amendment

(c) heavy migratory pressure in third countries, including where persons in need of protection may be stranded due to political developments or conflicts, **famines, deep economic crises or natural disasters**, notably where it might have an impact on migration flows towards the EU.

Or. es

Amendment 138
Elly Schlein, Cécile Kashetu Kyenge, Doru-Claudian Frunzuliță, Enrique Guerrero Salom

Proposal for a regulation
Article 26 – paragraph 1 – point c

Text proposed by the Commission

(c) heavy migratory pressure in third

Amendment

(c) heavy migratory pressure in third

countries, including where persons in need of protection may be stranded due to political developments or conflicts, ***notably where it might have an impact on migration flows towards the EU.***

countries, including where persons in need of protection may be stranded due to political developments or conflicts.

Or. en

Amendment 139
Jean-Luc Schaffhauser

Proposal for a regulation
Article 26 – paragraph 3

Text proposed by the Commission

3. Emergency assistance may be allocated to Member States' programmes in addition to their allocation calculated in accordance with Article 11(1) and Annex I, provided that it is earmarked as such in the programme. This funding shall not be used for other actions in the programme except in duly justified circumstances and as approved by the ***Commission*** through the amendment of the programme.

Amendment

3. Emergency assistance may be allocated to Member States' programmes in addition to their allocation calculated in accordance with Article 11(1) and Annex I, provided that it is earmarked as such in the programme. This funding shall not be used for other actions in the programme except in duly justified circumstances and as approved by the ***Council*** through the amendment of the programme.

Or. fr

Amendment 140
Jean-Luc Schaffhauser

Proposal for a regulation
Article 28 – paragraph 2

Text proposed by the Commission

2. ***The Commission shall be empowered to adopt delegated acts in accordance with Article 32 to amend Annex V in order to make the necessary adjustments to the information on performance to be provided to the European Parliament and the Council.***

Amendment

deleted

Amendment 141
Judith Sargentini

Proposal for a regulation
Article 29 – paragraph 1

Text proposed by the Commission

1. The Commission shall carry out a mid-term and a retrospective evaluation of this Regulation, including the actions implemented under the Fund.

Amendment

1. The Commission shall carry out a mid-term and a retrospective evaluation of this Regulation, including the actions implemented under the Fund, ***the assessment of the impact of returns on Third countries and the respect for fundamental rights of migrants.***

Or. en

Amendment 142
György Hölvényi

Proposal for a regulation
Article 29 – paragraph 1

Text proposed by the Commission

1. The Commission shall carry out a mid-term and a retrospective evaluation of this Regulation, including the actions implemented under the Fund.

Amendment

1. The Commission shall carry out a mid-term and a retrospective evaluation of this Regulation, including the actions implemented under the Fund ***and the assessment of the impact of returns on Third countries.***

Or. en

Amendment 143
György Hölvényi

Proposal for a regulation
Article 29 – paragraph 2

Text proposed by the Commission

2. The mid-term and the retrospective evaluation shall be carried out in a timely manner to feed into the decision-making process.

Amendment

2. The mid-term and the retrospective evaluation shall be carried out in a timely manner to feed into the decision-making process ***and the result of the evaluation shall be made public and accessible.***

Or. en

Amendment 144
Judith Sargentini

Proposal for a regulation
Article 30 – paragraph 2 – point h a (new)

Text proposed by the Commission

Amendment

(ha) how the respect of fundamental rights of migrants has been guaranteed in the fund's implementation.

Or. en

Amendment 145
Jean-Luc Schaffhauser

Proposal for a regulation
Article 32

Text proposed by the Commission

Amendment

Article 32

deleted

Exercise of the delegation

1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.

2. The power to adopt delegated acts referred to in Articles 13, 18, 28 and 31 shall be conferred on the Commission until 31 December 2028.

3. The delegation of powers referred to in Articles 13, 18, 28 and 31 may be revoked at any time by the European Parliament

or by the Council. A decision of revocation shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.

4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016.

5. As soon as it adopts a delegated act, the Commission shall simultaneously notify the European Parliament and to the Council thereof.

6. A delegated act adopted pursuant to Articles 13, 18, 28 and 31 shall enter into force only if neither the European Parliament nor the Council has expressed an objection within two months of being notified of it or if, before the expiry of that period, they have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or the Council.

Or. fr

Amendment 146

Jean-Luc Schaffhauser

Proposal for a regulation

Article 33

Text proposed by the Commission

Amendment

Article 33

deleted

Committee procedure

1. The Commission shall be assisted by the Coordination Committee for the

Asylum and Migration Fund, the Internal Security Fund and the Border Management and Visa Instrument. That Committee shall be a Committee within the meaning of Regulation (EU) No 182/2011.

2. Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply.

3. Where the Committee delivers no opinion, the Commission shall not adopt the draft implementing act. This shall not apply to the implementing act referred to in Article 30(4).

Or. fr

Amendment 147
Judith Sargentini

Proposal for a regulation
Annex I – point 1 – point b – indent 1

Text proposed by the Commission

– **30** % for asylum;

Amendment

– **40** % for asylum;

Or. en

Amendment 148
Marina Albiol Guzmán

Proposal for a regulation
Annex I – point 1 – point b – indent 1

Text proposed by the Commission

– **30** % for asylum;

Amendment

– **40** % for asylum;

Or. es

Amendment 149

György Hölvényi

Proposal for a regulation

Annex I – point 1 – point b – indent 1

Text proposed by the Commission

– **30 %** for asylum;

Amendment

– **40 %** for asylum;

Or. en

Amendment 150

György Hölvényi

Proposal for a regulation

Annex I – point 1 – point b – indent 2

Text proposed by the Commission

– **30 % for legal migration and integration;**

Amendment

– **40% for reintegration into the countries of origin;**

Or. en

Amendment 151

Marina Albiol Guzmán

Proposal for a regulation

Annex I – point 1 – point b – indent 2

Text proposed by the Commission

– **30 % for legal migration and integration;**

Amendment

– **40 % for the creation of safe legal migration routes;**

Or. es

Amendment 152

Marina Albiol Guzmán

Proposal for a regulation

Annex I – point 1 – point b – indent 2

Text proposed by the Commission

– **30 %** for legal migration and **integration**;

Amendment

– **40%** for legal migration and **inclusion**;

Or. es

Amendment 153
Judith Sargentini

Proposal for a regulation
Annex I – point 1 – point b – indent 2

Text proposed by the Commission

– **30 %** for legal migration and integration;

Amendment

– **50 %** for legal migration and integration;

Or. en

Amendment 154
Marina Albiol Guzmán

Proposal for a regulation
Annex I – point 1 – point b – indent 3

Text proposed by the Commission

– **40%** for countering **irregular** migration **including returns**.

Amendment

– **20 %** for countering **the root causes of migration and trafficking in migrants**;

Or. es

Amendment 155
Judith Sargentini

Proposal for a regulation
Annex I – point 1 – point b – indent 3

Text proposed by the Commission

– **40%** for countering irregular migration including returns.

Amendment

– **10%** for countering irregular migration including returns.

Amendment 156

György Hölvényi

Proposal for a regulation

Annex I – point 1 – point b – indent 3

Text proposed by the Commission

– **40%** for countering irregular migration including returns.

Amendment

– **20%** for countering irregular migration including returns.

Or. en

Amendment 157

Marina Albiol Guzmán

Proposal for a regulation

Annex I – point 3 – introductory part

Text proposed by the Commission

3. The following criteria in the area of legal **migration and integration** will be taken into account and shall be weighted as follows:

Amendment

3. The following criteria in the area of legal **asylum and inclusion** will be taken into account and shall be weighted as follows:

Or. es

Amendment 158

György Hölvényi

Proposal for a regulation

Annex I – point 4 a (new)

Text proposed by the Commission

Amendment

4a. The number of third-country nationals who do not or no longer fulfil the conditions for entry and stay in the territory of the Member State and who are subject to a return decision under national and / or Community law, i.e. an

administrative or judicial decision or act, stating or declaring the illegality of stay and imposing an obligation to return, will be taken into account in the area of countering irregular migration including returns.

Or. en

Amendment 159
Jean-Luc Schaffhauser

Proposal for a regulation
Annex II – point 1 – point a

Text proposed by the Commission

(a) ensuring *a uniform application of the Union acquis and of the priorities related to the Common European Asylum System*;

Amendment

(a) ensuring *the application of national legislation in asylum-related matters*;

Or. fr

Amendment 160
Jean-Luc Schaffhauser

Proposal for a regulation
Annex II – point 1 – point d

Text proposed by the Commission

(d) enhancing solidarity and cooperation with third countries affected by migratory flows, including through *resettlement and other legal avenues to protection in the Union as well as* partnership and cooperation with third countries for the purpose of managing migration.

Amendment

(d) enhancing solidarity and cooperation with third countries affected by migratory flows, including through partnership and cooperation with third countries for the purpose of managing migration.

Or. fr

Amendment 161
Teresa Jiménez-Becerril Barrio

Proposal for a regulation
Annex II – point 1 – point d

Text proposed by the Commission

(d) enhancing solidarity **and** cooperation with third countries affected by migratory flows, including through resettlement and other legal avenues to protection in the Union as well as partnership and cooperation with third countries for the purpose of managing migration.

Amendment

(d) enhancing solidarity, cooperation **and exchange of best practices** with third countries affected by migratory flows, including through resettlement and other legal avenues to protection in the Union as well as partnership and cooperation with third countries for the purpose of managing migration.

Or. en

Amendment 162
Marina Albiol Guzmán

Proposal for a regulation
Annex II – point 1 – point d

Text proposed by the Commission

(d) enhancing solidarity and cooperation with third countries affected by migratory flows, including through resettlement and other legal avenues to protection in the Union as well as partnership and cooperation with third countries for the purpose of **managing** migration.

Amendment

(d) enhancing solidarity and cooperation with third countries affected by migratory flows, including through resettlement and other legal avenues to protection in the Union as well as partnership and cooperation with third countries for the purpose of **tackling the root causes of** migration.

Or. es

Amendment 163
Jean-Luc Schaffhauser

Proposal for a regulation
Annex II – point 2 – point a

Text proposed by the Commission

Amendment

(a) supporting the development and implementation of ***policies promoting legal migration and the implementation of the Union*** legal migration ***acquis***;

(a) supporting the development and implementation of ***measures to implement the Member States' policies on*** legal migration;

Or. fr

Amendment 164

Jean-Luc Schaffhauser

Proposal for a regulation

Annex II – point 2 – point b

Text proposed by the Commission

(b) promoting early integration measures for ***the social and economic inclusion of*** third-country nationals, preparing their active participation in ***and*** their ***acceptance by*** the receiving ***society***, in particular with the involvement of ***local or regional*** authorities ***and civil society organisations***.

Amendment

(b) promoting early integration measures for third-country nationals, preparing their active participation in ***the receiving society and the conditions governing*** their ***assimilation in*** the receiving ***nation***, in particular with the involvement of ***national*** authorities.

Or. fr

Amendment 165

Jean-Luc Schaffhauser

Proposal for a regulation

Annex II – point 3 – point a

Text proposed by the Commission

(a) ensuring ***a uniform*** application of the ***Union acquis and*** policy priorities regarding infrastructure, procedures and services;

Amendment

(a) ensuring ***the*** application of the ***Member States'*** policy priorities regarding infrastructure, procedures and services;

Or. fr

Amendment 166

Marina Albiol Guzmán

Proposal for a regulation
Annex II – point 3 – point b

Text proposed by the Commission

Amendment

(b) supporting an integrated and coordinated approach to return management at the Union and Member States' level, to the development of capacities for effective and sustainable return and reducing incentives for irregular migration;

deleted

Or. es

Amendment 167
Louis Michel, Mirja Vehkaperä

Proposal for a regulation
Annex II – point 3 – point c

Text proposed by the Commission

Amendment

(c) supporting assisted voluntary return and reintegration;

(c) supporting assisted voluntary return and reintegration, *including vocational training in Europe and public-private partnerships in Europe, thereby facilitating the integration of those concerned in their country of origin;*

Or. fr

Amendment 168
Marina Albiol Guzmán

Proposal for a regulation
Annex II – point 3 – point d

Text proposed by the Commission

Amendment

(d) strengthening cooperation with third countries and their capacities to *implement readmission agreements and other arrangements, and enable*

(d) strengthening cooperation with third countries and their capacities to *tackle the root causes of migration flows.*

sustainable return.

Or. es

Amendment 169

Marina Albiol Guzmán

Proposal for a regulation

Annex III – point 1 – point a

Text proposed by the Commission

(a) the establishment and development of national strategies in asylum, legal migration, *integration, return and irregular migration*;

Amendment

(a) the establishment and development of national strategies in asylum, legal migration, *inclusion and combating trafficking in migrants*;

Or. es

Amendment 170

Jean-Luc Schaffhauser

Proposal for a regulation

Annex III – point 1 – point b

Text proposed by the Commission

(b) the setting up of administrative structures, systems and tools and training of staff, *including local authorities and other relevant stakeholders*;

Amendment

(b) the setting up of administrative structures, systems and tools, and training of staff *of national* authorities;

Or. fr

Amendment 171

Marina Albiol Guzmán

Proposal for a regulation

Annex III – point 1 – point f

Text proposed by the Commission

(f) actions aimed at enhancing

Amendment

(f) actions aimed at enhancing

awareness of asylum, *integration, legal migration and return policies* among stakeholders and the general public;

awareness of asylum *and integration policies and the benefits of migration* among stakeholders and the general public;

Or. es

Amendment 172

Jean-Luc Schaffhauser

Proposal for a regulation

Annex III – point 2 – point f

Text proposed by the Commission

Amendment

(f) actions related to the conducting of procedures for the implementation of the Union Resettlement [and Humanitarian Admission] Framework or national resettlement schemes that are compatible with the Union Resettlement Framework;

deleted

Or. fr

Amendment 173

Jean-Luc Schaffhauser

Proposal for a regulation

Annex III – point 3 – point a

Text proposed by the Commission

Amendment

(a) information packages and campaigns to raise awareness of legal migration channels to the Union, including on the Union legal migration acquis;

deleted

Or. fr

Amendment 174

Jean-Luc Schaffhauser

Proposal for a regulation
Annex III – point 3 – point b

Text proposed by the Commission

Amendment

(b) development of mobility schemes to the Union, such as circular or temporary migration schemes, including training to enhance employability; **deleted**

Or. fr

Amendment 175
Jean-Luc Schaffhauser

Proposal for a regulation
Annex III – point 3 – point d

Text proposed by the Commission

Amendment

(d) the assessment of skills and qualifications acquired in a third country, as well as their transparency and compatibility with those of a Member State; **deleted**

Or. fr

Amendment 176
Jean-Luc Schaffhauser

Proposal for a regulation
Annex III – point 3 – point e

Text proposed by the Commission

Amendment

(e) assistance in the context of applications for family reunification within the meaning of Council Directive 2003/86/EC⁵¹; **deleted**

⁵¹ Council Directive 2003/86/EC of 22 September 2003 on the right to family reunification, (OJ L 251, 03/10/2003 p. 12

– 18.).

Or. fr

Amendment 177
Jean-Luc Schaffhauser

Proposal for a regulation
Annex III – point 3 – point f

Text proposed by the Commission

Amendment

(f) assistance in relation to a change of status for third-country nationals already legally residing in a Member State, in particular in relation to the acquisition of a legal residence status defined at Union level; **deleted**

Or. fr

Amendment 178
Jean-Luc Schaffhauser

Proposal for a regulation
Annex III – point 3 – point g

Text proposed by the Commission

Amendment

(g) early integration measures such as tailored support in accordance with the needs of third-country nationals and integration programmes focusing on education, language and other training such as civic orientation courses and professional guidance;

(g) early integration measures such as tailored support in accordance with the needs of third-country nationals, *in keeping with the traditions, legislation and programmes of the Member State, in particular with regard to the assimilation requirement*, and integration programmes focusing on education, language and other training such as civic orientation courses and professional guidance;

Or. fr

Amendment 179

Jean-Luc Schaffhauser

**Proposal for a regulation
Annex III – point 3 – point h**

Text proposed by the Commission

Amendment

(h) actions promoting equality in the access and provision of public and private services to third-country nationals, including adapting them to the needs of the target group;

deleted

Or. fr

Amendment 180

Jean-Luc Schaffhauser

**Proposal for a regulation
Annex III – point 3 – point i**

Text proposed by the Commission

Amendment

(i) cooperation between governmental and non-governmental bodies in an integrated manner, including through coordinated integration-support centres, such as one-stop shops;

deleted

Or. fr

Amendment 181

Jean-Luc Schaffhauser

**Proposal for a regulation
Annex III – point 3 – point j**

Text proposed by the Commission

Amendment

(j) actions enabling and supporting third-country nationals' introduction to and active participation in the receiving society and actions promoting acceptance by the receiving society;

(j) actions enabling and supporting third-country nationals' integration into the receiving society, their assimilation into the nation receiving them and their active participation in society;

Amendment 182
Jean-Luc Schaffhauser

Proposal for a regulation
Annex III – point 3 – point k

Text proposed by the Commission

Amendment

(k) *promoting exchanges and dialogue between third-country nationals, the receiving society and public authorities, including through the consultation of third-country nationals, and intercultural and inter-religious dialogue.* **deleted**

Or. fr

Amendment 183
Louis Michel, Mirja Vehkaperä

Proposal for a regulation
Annex III – point 3 – point k

Text proposed by the Commission

Amendment

(k) promoting exchanges and dialogue between third-country nationals, the receiving society and public authorities, including through the consultation of third-country nationals, and intercultural and inter-religious dialogue.

(k) promoting exchanges and dialogue, *in particular with the assistance of diaspora communities*, between third-country nationals, the receiving society and public authorities, including through the consultation of third-country nationals, and intercultural and inter-religious dialogue.

Or. fr

Amendment 184
Judith Sargentini

Proposal for a regulation
Annex III – point 4 – point a

Text proposed by the Commission

(a) infrastructure for reception ***or detention***, including the possible joint use of such facilities by more than one Member State;

Amendment

(a) infrastructure for reception, including the possible joint use of such facilities by more than one Member State;

Or. en

Amendment 185
Jean-Luc Schaffhauser

Proposal for a regulation
Annex III – point 4 – point c

Text proposed by the Commission

(c) introduction and reinforcement of ***independent and*** effective systems for ***monitoring*** forced return, ***as laid down in Article 8(6) of Directive 2008/115/EC***⁵²;

Amendment

(c) introduction and reinforcement of effective systems for forced return, ***in compliance with the laws of the Member States***;

⁵² ***Directive 2008/115/EC of the European Parliament and of the Council of 16 December 2008 on common standards and procedures in Member States for returning illegally staying third-country nationals (OJ L 348, 24.12.2008, p. 98).***

Or. fr

Amendment 186
Jean-Luc Schaffhauser

Proposal for a regulation
Annex III – point 4 – point d

Text proposed by the Commission

(d) countering incentives for irregular migration, including the employment of irregular migrants, through effective and adequate inspections ***based on risk assessment***, the training of staff, ***the setting-up and implementation of***

Amendment

(d) countering incentives for irregular migration, including the employment of irregular migrants, through effective and adequate inspections, the training of staff, ***systematic legal proceedings and dissuasive penalties*** against employers of

mechanisms through which irregular migrants can claim back payments and lodge complaints against their employers, or information and awareness-raising campaigns to inform employers and irregular migrants about their rights and obligations pursuant to Directive 2009/52/EC⁵³;

irregular migrants;

⁵³ *Directive 2009/52/EC of the European Parliament and of the Council of 18 June 2009 providing for minimum standards on sanctions and measures against employers of illegally staying third-country nationals (OJ L 168, 30.6.2009., p. 24–32).*

Or. fr

Amendment 187
Judith Sargentini

Proposal for a regulation
Annex III – point 4 – point d a (new)

Text proposed by the Commission

Amendment

(da) assessment of the situation and stability of the countries of origin, and of the absorption capacity at the local level;

Or. en

Amendment 188
Louis Michel, Mirja Vehkaperä

Proposal for a regulation
Annex III – point 4 – point e

Text proposed by the Commission

Amendment

(e) preparation of return, including measures leading to the issuing of return decisions, the identification of third-

(e) preparation of return, including measures leading to the issuing of return decisions, the identification of third-

country nationals, the issuing of travel documents *and* family tracing;

country nationals, the issuing of travel documents, family tracing, *the option of being given vocational training in Europe to foster reintegration into the country of origin*;

Or. fr

Amendment 189
György Hölvényi

Proposal for a regulation
Annex III – point 4 – point h

Text proposed by the Commission

(h) removal operations, including related measures, in accordance with the standards laid down in Union law, with the exception of coercive equipment;

Amendment

(h) removal operations, including related measures, *in full respects of human rights* in accordance with the standards laid down in Union law, with the exception of coercive equipment;

Or. en

Amendment 190
Jean-Luc Schaffhauser

Proposal for a regulation
Annex III – point 4 – point h

Text proposed by the Commission

(h) removal operations, including related measures, in accordance with the standards laid down in *Union law, with the exception* of coercive equipment;

Amendment

(h) removal operations, including related measures, in accordance with the standards laid down in *the law of the Member State, including the purchase* of coercive equipment;

Or. fr

Amendment 191
Louis Michel, Mirja Vehkaperä

Proposal for a regulation
Annex III – point 4 – point i

Text proposed by the Commission

(i) measures to support the returnee's durable return and reintegration;

Amendment

(i) measures to support the returnee's durable return and reintegration, ***such as vocational/technical training***;

Or. fr

Amendment 192
György Hölvényi

Proposal for a regulation
Annex III – point 4 – point i

Text proposed by the Commission

(i) measures to support the returnee's durable return and reintegration;

Amendment

(i) measures to support ***with a long term approach*** the returnee's durable return and reintegration;

Or. en

Amendment 193
György Hölvényi

Proposal for a regulation
Annex III – point 4 – point j

Text proposed by the Commission

(j) ***facilities and services in*** third countries ensuring appropriate temporary accommodation and reception upon arrival, ***including for unaccompanied minors and other vulnerable groups*** in line with international standards;

Amendment

(j) ***support to*** third countries ***in*** ensuring appropriate temporary accommodation and reception upon arrival in line with international standards

Or. en

Amendment 194

György Hölvényi

**Proposal for a regulation
Annex III – point 4 – point k**

Text proposed by the Commission

Amendment

(k) cooperation with third countries on countering irregular migration and on effective return and readmission, including in the framework of the implementation of readmission agreements and other arrangements;

deleted

Or. en

**Amendment 195
Judith Sargentini**

**Proposal for a regulation
Annex III – point 4 – point k**

Text proposed by the Commission

Amendment

(k) cooperation with third countries on countering irregular migration and on effective return and readmission, including in the framework of the implementation of readmission agreements and other arrangements;

(k) cooperation with third countries on countering irregular migration and on effective return and readmission, including in the framework of the implementation of readmission agreements and other arrangements, ***provided that these agreements and arrangement duly take into account third states' interest and their absorption capacity for returnees,***

Or. en

**Amendment 196
György Hölvényi**

**Proposal for a regulation
Annex III – point 4 – point m**

Text proposed by the Commission

Amendment

(m) support for and actions in third countries, ***including on infrastructure,***

(m) support for and actions in third countries, provided these contribute to

equipment and other measures, provided these contribute to enhancing effective cooperation between third countries and the Union and its Member States on return and readmission.

enhancing effective cooperation between third countries and the Union and its Member States on return and readmission.

Or. en

Amendment 197
Louis Michel, Mirja Vehkaperä

Proposal for a regulation
Annex IV – indent 1

Text proposed by the Commission

– Integration measures implemented by local and regional authorities and civil-society organisations;

Amendment

– Integration measures implemented by local and regional authorities and civil-society organisations, ***including diaspora communities***;

Or. fr

Amendment 198
Jean-Luc Schaffhauser

Proposal for a regulation
Annex V – part 2

Text proposed by the Commission

Specific objective 2: Number of persons who participated in pre-departure measures supported by the Fund.

2. Number of persons who participated in integration measures supported by the Fund reporting that the measures were beneficial for their early integration as compared to the total number of persons who participated in the integration measures supported by the Fund.

Amendment

deleted

Or. fr

Amendment 199
Marina Albiol Guzmán

Proposal for a regulation
Annex VII – paragraph 1 – introductory part

Text proposed by the Commission

Within the specific objective to strengthen and develop all aspects of the Common European Asylum System, including its external dimension, and the specific objective to contribute to ***countering irregular mi-gration, ensuring effectiveness of return and readmission in third countries***, operating support shall cover:

Amendment

Within the specific objective to strengthen and develop all aspects of the Common European Asylum System, including its external dimension, and the specific objective to contribute to ***combating human trafficking***, operating support shall cover:

Or. es

Amendment 200
Marina Albiol Guzmán

Proposal for a regulation
Annex VIII – part 3

Text proposed by the Commission

Specific objective 3: Number of places in detention centres created/renovated with support from the Fund, as compared to the total number of created/renovated places in detention centres.

2. Number of persons trained on return-related topics with the assistance of the Fund.

3. Number of returnees whose return was co-financed by the Fund as compared to the total number of returns following an order to leave:

(a) persons who returned voluntarily;

(b) persons who were removed.

4. Number of returnees who have received pre or post return reintegration assistance co-financed by the Fund, as compared to

deleted

Amendment

the total number of returns supported by the Fund.

Or. es

Amendment 201
Marina Albiol Guzmán

Proposal for a regulation
Annex VIII – part 3 – title

Text proposed by the Commission

To contribute to *countering irregular mi-gration and ensuring effectiveness of return and readmission* in third countries:

Amendment

Specific objective 3: to contribute to *tackling trafficking in migrants and tackling the root causes of migration* in third countries.

Or. es

Amendment 202
Marina Albiol Guzmán

Proposal for a regulation
Annex VIII – part 3 – point 1

Text proposed by the Commission

1. Number of places in detention centres created/renovated with support from the Fund, as compared to the total number of created/renovated places in detention centres.

Amendment

deleted

Or. es

Amendment 203
Marina Albiol Guzmán

Proposal for a regulation
Annex VIII – part 3 – point 2

Text proposed by the Commission

Amendment

2. Number of persons trained on return-related topics with the assistance of the Fund. *deleted*

Or. es

Amendment 204

Marina Albiol Guzmán

Proposal for a regulation

Annex VIII – part 3 – point 3

Text proposed by the Commission

Amendment

3. Number of returnees whose return was co-financed by the Fund as compared to the total number of returns following an order to leave: *deleted*

(a) persons who returned voluntarily;

(b) persons who were removed.

Or. es

Amendment 205

Marina Albiol Guzmán

Proposal for a regulation

Annex VIII – part 3 – point 3 – point a

Text proposed by the Commission

Amendment

(a) persons who returned voluntarily; *deleted*

Or. es

Amendment 206

Marina Albiol Guzmán

Proposal for a regulation

Annex VIII – part 3 – point 3 – point b

Text proposed by the Commission

Amendment

(b) *persons who were removed.*

deleted

Or. es