

# EUROPEAN PARLIAMENT

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*Committee on Civil Liberties, Justice and Home Affairs*

**2008/0802(CNS)**

8.5.2008

## **AMENDMENTS**

### **35 - 43**

**Draft report**  
**Sylvia-Yvonne Kaufmann**  
(PE404.492v01-00)

on the initiative of the Republic of Slovenia, the French Republic, the Czech Republic, the Kingdom of Sweden, the Kingdom of Spain, the Kingdom of Belgium, the Republic of Poland, the Italian Republic, the Grand Duchy of Luxembourg, the Kingdom of the Netherlands, the Slovak Republic, the Republic of Estonia, the Republic of Austria and the Portuguese Republic, with a view to adopting a Council Decision on the European Judicial Network

Proposal for a decision  
(5620/2008 – C6-0074/2008 – 2008/0802(CNS))



**Amendment 35**  
**Sylvia-Yvonne Kaufmann**

**Proposal for a decision**  
**Article 2 – paragraph 4 a (new)**

*Text proposed by the Council*

*Amendment*

***4a. The Member States shall also ensure that their contact points have sufficient resources to adequately fulfil their tasks as contact points.***

Or. en

**Amendment 36**  
**Sylvia-Yvonne Kaufmann**

**Proposal for a decision**  
**Article 3 – point b**

*Text proposed by the Council*

*Amendment*

(b) it shall organise periodic meetings of the Member States' representatives in accordance with the procedures laid down in **Articles 5, 6 and 7**;

(b) it shall organise periodic meetings of the Member States' representatives in accordance with the procedures laid down in **Articles 5 and 6**;

Or. en

**Amendment 37**  
**Sylvia-Yvonne Kaufmann**

**Proposal for a decision**  
**Article 3 – point c**

*Text proposed by the Council*

*Amendment*

(c) it shall constantly provide a certain amount of up-to-date background information, in particular by means of an **appropriate telecommunications network**, under the procedures laid down in **Articles**

(c) it shall constantly provide a certain amount of up-to-date background information, in particular by means of an **IT tool** under the procedures laid down in **Articles 8 and 9, as well as provide for**

8, 9 and 10.

*secure communication in accordance with Article 10.*

Or. en

**Amendment 38**  
**Nicolae Vlad Popa**

**Proposal for a decision**  
**Article 4 – paragraph 1**

*Text proposed by the Council*

1. The contact points, ***including the national correspondent***, shall be active intermediaries with the task of facilitating judicial cooperation between Member States, particularly in action to combat forms of serious crime. They shall be available to enable local judicial authorities and other competent authorities in their own country, contact points in the other countries and local judicial and other competent authorities in the other countries to establish the most appropriate direct contacts.

They may if necessary travel to meet other Member States' contact points, ***on the basis of an agreement between the administrations concerned.***

*Amendment*

1. The contact points shall be active intermediaries with the task of facilitating judicial cooperation between Member States, particularly in action to combat forms of serious crime. They shall be available to enable local judicial authorities and other competent authorities in their own country, contact points in the other countries and local judicial and other competent authorities in the other countries to establish the most appropriate direct contacts.

They may if necessary travel to meet other Member States' contact points ***in order to allow the exchange of useful experience and opinions concerning the functioning of the network.***

Or. en

**Amendment 39**  
**Nicolae Vlad Popa**

**Proposal for a decision**  
**Article 4 – paragraph 3**

*Text proposed by the Council*

3. At their respective level the contact

PE405.952v01-00

*Amendment*

3. At their respective level the contact

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points, ***including the national correspondent***, shall ***organise*** training sessions on judicial cooperation for the benefit of the competent authorities of their Member State, in cooperation with the European Judicial Training Network.

points shall ***take part in and promote the organisation of*** training sessions on judicial cooperation for the benefit of the competent authorities of their Member State, in cooperation with the European Judicial Training Network.

Or. en

*Justification*

*The cooperation of the EJTN is essential because harmonisation is needed in the way the competent authorities approach judicial cooperation.*

**Amendment 40**  
**Nicolae Vlad Popa**

**Proposal for a decision**  
**Article 4 – paragraph 3 b (new)**

*Text proposed by the Council*

*Amendment*

***3b. The national correspondents, in addition to their tasks as contact points as referred to in paragraphs 1 to 3, shall:***

***(a) be responsible, in their respective Member States, for issues relating to the internal functioning of the network, including the coordination of requests for information and replies issued by the competent national authorities;***

***(b) bear the main responsibility for contacts with the Secretariat of the European Judicial Network, including participation in the meetings referred to in Article 6;***

Or. en

*Justification*

*The national correspondent should be the only responsible for contacts with the EJN Secretariat in order to establish a centralised communication. We should not limit the situations in which the national correspondent can give a suggestion concerning the*

*appointment of new contact points.*

**Amendment 41**  
**Nicolae Vlad Popa**

**Proposal for a decision**  
**Article 4 – paragraph 3 c (new)**

*Text proposed by the Council*

*Amendment*

***3c. The national information contact points shall, in addition to their tasks as contact points as referred to in paragraphs 1 to 3, ensure that the information relating to their respective Member States and referred to in Article 8 is provided and updated in accordance with Article 9.***

***They shall also ensure the coordination of requests for information and replies issued by the competent national authorities;***

Or. en

**Amendment 42**  
**Nicolae Vlad Popa**

**Proposal for a decision**  
**Article 6 a (new)**

*Text proposed by the Council*

*Amendment*

***Article 6a***

***The European Judicial Network shall organise, as a first step, a specialised technical department which will determine the minimum technical equipment (comprising hardware and software) essential for ensuring the necessary level of security for the secure telecommunication network.***

Or. en

**Amendment 43**  
**Nicolae Vlad Popa**

**Proposal for a decision**  
**Article 10 – paragraph 1 – point c a (new)**

*Text proposed by the Council*

*Amendment*

***(ca) During the meetings of the national correspondents, administrative matters relating to the network shall be discussed, including IT-related issues to optimise access to the secure telecommunications network for the national correspondents, national correspondents for terrorist matters, national members of Eurojust and liaison magistrates appointed by Eurojust.***

Or. en