



EUROPEAN PARLIAMENT

2009 - 2014

Committee on Civil Liberties, Justice and Home Affairs

2010/2311(INI)

02.5.2011

AMENDMENTS

1 - 224

Draft report
Sophia in 't Veld
(PE460.953v01-00)

on the EU Counter-Terrorism Policy: main achievements and future challenges
(2010/2311(INI))

AM\866428EN.doc

PE464.701v02-00

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United in diversity

EN

AM_Com_NonLegReport

Amendment 1
Ana Gomes

Motion for a resolution
Citation 1 a (new)

Motion for a resolution

Amendment

- having regard to the 2003 European Security Strategy¹ and its implementation report of 2008²,

¹ A Secure Europe in a Better World - The European Security Strategy, Approved by the European Council held in Brussels on 12 December 2003 and drafted under the responsibilities of the EU High Representative Javier Solana

² Report on the Implementation of the European Security Strategy - Providing Security in a Changing World S 407/08

Or. en

Amendment 2
Juan Fernando López Aguilar

Motion for a resolution
Citation 2

Motion for a resolution

Amendment

– having regard to Council Framework Decision on combating terrorism 2002/475/JHA¹ as amended by Framework Decision 2008/919/JHA²,

– having regard to Council Framework Decision on combating terrorism 2002/475/JHA1 as amended by Framework Decision 2008/919/JHA2 and Article 10 thereof on the protection and assistance of victims,

Or. es

¹
²

Amendment 3
Simon Busuttil

Motion for a resolution
Citation 5 a (new)

Motion for a resolution

Amendment

**- having regard to the Europol EU
Terrorism Situation and Trend Report for
2011 (TE-SAT 2011),**

Or. en

Amendment 4
Teresa Jiménez-Becerril Barrio

Motion for a resolution
Citation 9 a (new)

Motion for a resolution

Amendment

**- having regard to the 1983 Council of
Europe Convention on the Compensation
of Victims of Violent Crimes (CETS No.
116), the 2005 Council of Europe
Convention on the Prevention of
Terrorism (CETS No. 196), the 2005
Council of Europe Guidelines on the
Protection of Victims of Terrorist Acts
and the 2006 Council of Europe
Recommendation (2006) 8 on Assistance
to Crime Victims,**

Or. en

Amendment 5
Teresa Jiménez-Becerril Barrio

Motion for a resolution
Citation 11 a (new)

Motion for a resolution

Amendment

- Having regard to Article 1 of the European Council Common Position of 27 December 2001 on the application of specific measures to combat terrorism,

Or. en

Amendment 6

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Recital -A (new)

Motion for a resolution

Amendment

-A. whereas jihadist, separatist and anarchist terrorism is a common and real threat throughout the European Union,

Or. es

Amendment 7

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Recital - A a (new)

Motion for a resolution

Amendment

-A a. whereas all terrorism is one and the same thing and its objective is none other than to destroy the foundations of our free and democratic society; whereas its actions may be publicised and disseminated among our citizens and achieve its purpose of undermining their belief in rights protection systems, in which criminals are seen as victims and the Member States' ability to respond to terrorist acts is restricted,

Amendment 8

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Recital -A b (new)

Motion for a resolution

Amendment

-A b. whereas any negotiation with terrorists that does not have as its sole aim the unconditional and final abandonment of weapons ends up reinforcing terrorists logistically, tactically and operationally, and denigrates the dignity of their victims and families,

Amendment 9

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Recital -A c (new)

Motion for a resolution

Amendment

-A c. whereas international cooperation is essential to deprive terrorism of its financial, logistical and operational bases,

Amendment 10

Stanimir Ilchev

Motion for a resolution

Recital -A (new)

Motion for a resolution

Amendment

-A. whereas the fight against terrorism remains a top priority for the EU, as number of attacks take place on Europe's territory every year,

Or. en

Amendment 11

Anna Hedh

Motion for a resolution

Recital A

Motion for a resolution

A. whereas after the atrocious attacks of 11 September 2001 the first decade of the 21st century has been marked by the ‘War on Terrorism’, especially with regard to the US approach; ***whereas although the attacks did not take place on European soil, all Europeans felt them to be an attack on their values and their way of life,***

Amendment

A. whereas after the atrocious attacks of 11 September 2001 the first decade of the 21st century has been marked by the ‘War on Terrorism’, especially with regard to the US approach,

Or. en

Amendment 12

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Recital A

Motion for a resolution

A. whereas ***after the atrocious attacks of 11 September 2001 the first decade of the 21st century has been marked by the ‘War on Terrorism’, especially with regard to the US approach; whereas although the attacks did not take place on European***

Amendment

A. whereas ***since the attacks of 11 September, and especially the attacks in Madrid and London, the fight against terrorism has been a European Union priority throughout the first decade of the 21st century,***

soil, all Europeans felt them to be an attack on their values and their way of life,

Or. es

Amendment 13

Ágnes Hankiss, Anna Maria Corazza Bildt

Motion for a resolution

Recital A

Motion for a resolution

A. whereas after the atrocious attacks of 11 September 2001 the first decade of the 21st century has been marked by the ‘War on Terrorism’, especially with regard to the US approach; whereas although the attacks did not take place on European soil, all Europeans felt them to be an attack on their values and their way of life,

Amendment

A. whereas after the atrocious attacks of 11 September 2001 the first decade of the 21st century has been marked by the ‘War on Terrorism’, especially with regard to the US approach; whereas although the attacks did not take place on European soil, ***but the planning and preparations took place partially in Europe***, all Europeans felt them to be an attack on their values and their way of life,

Or. en

Amendment 14

Daniël van der Stoep

Motion for a resolution

Recital A

Motion for a resolution

A. whereas after the atrocious attacks of 11 September 2001 the first decade of the 21st century has been marked by the ‘War on Terrorism’, especially with regard to the US approach; whereas although the attacks did not take place on European soil, all Europeans felt them to be an attack on their values and their way of life,

Amendment

A. whereas after the atrocious attacks of 11 September 2001 the first decade of the 21st century has been marked by the ‘War on ***Islamic*** Terrorism’, especially with regard to the US approach; whereas although the attacks did not take place on European soil, all Europeans felt them to be an attack on their values and their way of life ***in the name of the appalling ideology of Islam***,

Amendment 15
Norica Nicolai

Motion for a resolution
Recital A

Motion for a resolution

A. whereas after the atrocious attacks of 11 September 2001 the first decade of the 21st century has been marked by the ‘War on Terrorism’, especially with regard to the US approach; whereas although *the* attacks *did* not *take* place on European soil, all Europeans felt them to be an attack on their values and their way of life,

Amendment

A. whereas after the atrocious attacks of 11 September 2001 the first decade of the 21st century has been marked by the ‘War on Terrorism’, especially with regard to the US approach; whereas although attacks *of this magnitude have* not *taken* place on European soil, all Europeans felt them to be an attack on their values and their way of life,

Or. en

Amendment 16
Ana Gomes

Motion for a resolution
Recital A

Motion for a resolution

A. whereas after the atrocious attacks of 11 September 2001 the first decade of the 21st century has been marked by the ‘War on Terrorism’, *especially with regard to* the US *approach*; whereas although the attacks did not take place on European soil, all Europeans felt them to be an attack on their values and their way of life,

Amendment

A. whereas after the atrocious attacks of 11 September 2001 the first decade of the 21st century has been marked by the ‘War on Terrorism’, *launched by the former US President George W. Bush*; whereas although the attacks did not take place on European soil, all Europeans felt them to be an attack on their values and their way of life,

Or. en

Amendment 17

Kyriacos Triantaphyllides, Rui Tavares, Marie-Christine Vergiat

Motion for a resolution

Recital A

Motion for a resolution

A. whereas after the atrocious attacks of 11 September 2001 the first decade of the 21st century has been marked by the ‘War on Terrorism’, **especially with regard to the US approach**; whereas although the attacks did not take place on European soil, **all** Europeans felt them to be an attack on their values and their way of life,

Amendment

A. whereas after the atrocious attacks of 11 September 2001 the first decade of the 21st century has been marked by the **approach established by the US of the** ‘War on Terrorism’; whereas although the attacks did not take place on European soil, **many** Europeans felt them to be an attack on their values and their way of life,

Or. en

Amendment 18

Stanimir Ilchev

Motion for a resolution

Recital A

Motion for a resolution

A. whereas after the atrocious attacks of 11 September 2001 the first decade of the 21st century has been marked by the ‘War on Terrorism’, especially with regard to the US approach; whereas although **the** attacks did not take place on European soil, all Europeans felt them to be an attack on their values and their way of life,

Amendment

A. whereas after the atrocious attacks of 11 September 2001 the first decade of the 21st century has been marked by the ‘War on Terrorism’, especially with regard to the US approach; whereas although **these** attacks did not take place on European soil, all Europeans felt them to be an attack on their values and their way of life,

Or. en

Amendment 19

Mariya Nedelcheva, Monica Luisa Macovei, Anna Maria Corazza Bildt

Motion for a resolution

Recital A a (new)

Motion for a resolution

Amendment

A a. whereas the 2005 EU Counter-Terrorism Strategy and the EU Strategy for Combating Radicalisation and Recruitment to Terrorism still did not reach their objective of preventing terrorism,

Or. en

Amendment 20
Simon Busuttil

Motion for a resolution
Recital A a (new)

Motion for a resolution

Amendment

A a. whereas Member States and EU citizens have been subject to terrorist attacks which have led to significant injury and loss of life; whereas the threat of terrorism within the EU remains considerably high,

Or. en

Amendment 21
Timothy Kirkhope

Motion for a resolution
Recital A a (new)

Motion for a resolution

Amendment

A a. whereas, the European Union has been an increased target and victim of terrorism in the 21st century, and faces an ever present threat,

Or. en

Amendment 22
Ana Gomes

Motion for a resolution
Recital B

Motion for a resolution

B. whereas terrorism is not a recent phenomenon; whereas counter-terrorism has always been part of regular law enforcement action; whereas 9/11 led to a fundamental change in the methods and instruments used to fight terrorism; whereas terrorism became a matter of national security, with a very *different* legal framework,

Amendment

B. whereas terrorism is not a recent phenomenon, *in the recent decades terrorist networks have become more complex in structure, means and financing, thus making the terrorist threat all the more complex*; whereas counter-terrorism has always been part of regular law enforcement action; whereas 9/11 led to a fundamental change in the *international security paradigm and, coupled with the 2004 Madrid and the 2005 London attacks, led to the development in the* methods and instruments used to fight terrorism; whereas terrorism became a matter of national *and international* security, with a very *specific* legal framework,

Or. en

Amendment 23
Kyriacos Triantaphyllides, Cornelia Ernst, Rui Tavares, Marie-Christine Vergiat

Motion for a resolution
Recital B

Motion for a resolution

B. whereas terrorism is not a recent phenomenon; whereas *counter-terrorism has always been part of regular law enforcement action; whereas 9/11 led to a* fundamental change in the methods and instruments used to fight terrorism; *whereas terrorism became* a matter of national security, with a very different

Amendment

B. whereas terrorism is not a recent phenomenon; whereas, *however, the last decade saw* a fundamental change in the methods and instruments used to fight terrorism *moving counter-terrorism measures out of the realm of regular law enforcement and turning them into* a matter of national security, with a very

legal framework,

different legal framework *granting greater powers to intelligence services; whereas counter-terrorism must be brought back into the realm of criminal law, subject to specific procedures and attached to certain rights,*

Or. en

Amendment 24

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Recital B

Motion for a resolution

B. whereas terrorism is not a recent phenomenon; whereas counter-terrorism has *always* been part of *regular law enforcement action*; whereas 9/11 *led to* a fundamental change in the methods and instruments used to fight terrorism; whereas terrorism *became a matter* of national security, *with a very different legal framework,*

Amendment

B. whereas terrorism is not a recent phenomenon; whereas counter-terrorism has been part of *the sphere of competence of the Member States*; whereas *the* 9/11, *Madrid and London attacks* led to a fundamental change in the methods and instruments used to fight terrorism; whereas *as a result of those attacks* terrorism *began to be seen as a cross-border phenomenon, affecting the security of the whole European Union and not just the national security of the Member States,*

Or. es

Amendment 25

Mario Borghezio

Motion for a resolution

Recital B

Motion for a resolution

B. whereas terrorism is not a recent phenomenon; whereas counter-terrorism

Amendment

B. whereas terrorism is not a recent phenomenon; whereas counter-terrorism

has always been part of regular law enforcement action; whereas 9/11 led to a fundamental change in the methods and instruments used to fight terrorism; ***whereas terrorism became a matter of national security, with a very different legal framework,***

has always been part of regular law enforcement action; whereas 9/11 led to a fundamental change in the methods and instruments used to fight terrorism;

Or. it

Amendment 26
Sari Essayah

Motion for a resolution
Recital B

Motion for a resolution

B. whereas terrorism is not a recent phenomenon; whereas counter-terrorism has always been part of regular law enforcement action; whereas 9/11 led to a fundamental change in the methods and instruments used to fight terrorism; whereas terrorism became a matter of national security, with a very different legal framework,

Amendment

B. whereas terrorism is not a recent phenomenon; whereas ***terrorism has taken new forms such as cyber terrorism; whereas terrorism and organised crime are often interlinked;*** whereas counter-terrorism has always been part of regular law enforcement action; whereas 9/11 led to a fundamental change in the methods and instruments used to fight terrorism; whereas terrorism became a matter of national security, with a very different legal framework,

Or. en

Amendment 27
Ioan Enciu

Motion for a resolution
Recital B

Motion for a resolution

B. whereas terrorism is not a recent phenomenon; whereas counter-terrorism has always been part of regular law

Amendment

B. whereas terrorism is not a recent phenomenon; whereas counter-terrorism has always been part of regular law

enforcement action; whereas 9/11 led to a fundamental change in the methods and instruments used to fight terrorism; whereas terrorism became a matter of national security, with *a* very different legal *framework*,

enforcement action; whereas 9/11 led to a fundamental change in the methods and instruments used to fight terrorism; whereas terrorism became a matter of national *and transnational* security, with very different legal *frameworks, requiring a coordinated response at European level*,

Or. ro

Amendment 28
Norica Nicolai

Motion for a resolution
Recital B

Motion for a resolution

B. whereas terrorism is not a recent phenomenon; whereas counter-terrorism has always been part of regular law enforcement action; whereas 9/11 led to a fundamental change in the methods and instruments used to fight terrorism; whereas terrorism became a matter of national security, with a very different legal framework,

Amendment

B. whereas terrorism is not a recent phenomenon; whereas counter-terrorism has always been part of regular law enforcement action; whereas 9/11 led to a fundamental change in *perception of the terrorist phenomenon and in the* methods and instruments used to fight terrorism; whereas terrorism became *not only* a matter of national security *but one of global security*, with a very different legal framework,

Or. en

Amendment 29
Sari Essayah

Motion for a resolution
Recital B a (new)

Motion for a resolution

Ba. Recalls that there is no definition of terrorism which is unambiguous and universally accepted, which hampers discussion concerning terrorism and how

to combat it; observes that the characteristic features of terrorism are generally regarded as comprising premeditated acts of violence with political aims, mostly directed against civilians.

Or. fi

Amendment 30

Anna Hedh

Motion for a resolution

Recital B a (new)

Motion for a resolution

Amendment

B a. whereas although the experiences of terrorism as well as threat levels are varying across the EU Member States, a common EU-approach is needed since terrorist operations often are pan-European and terrorists make use of European diversity in laws, anti-terrorism capabilities and the abolition of border controls when committing their acts,

Or. en

Amendment 31

Teresa Jiménez-Becerril Barrio

Motion for a resolution

Recital B a (new)

Motion for a resolution

Amendment

B a. whereas the public nature of terrorist victimisation and the targeting of civilians and non combatants requires a public response based on solidarity with victims and special attention to their needs,

Or. en

Amendment 32
Simon Busuttil

Motion for a resolution
Recital B a (new)

Motion for a resolution

Amendment

B a. whereas EU citizens and other persons also want their safety and security guaranteed within the EU and elsewhere and the EU has an important role to play in this regard,

Or. en

Amendment 33
Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution
Recital C

Motion for a resolution

Amendment

*C. whereas the aim of counter-terrorism policies should be to **undermine the objectives of terrorism, which are to destroy the fabric of our free, open and democratic society; whereas the aim of counter-terrorism must be to protect and strengthen that fabric of democratic society and the effectiveness of counter-terrorism policies must be measured against this aim; whereas in this logic, strengthening civil liberties and democratic scrutiny is not an obstacle to such policies, but their prime objective,***

*C. whereas the aim of the **European Union's** counter-terrorism policy should be to prevent terrorism; **to protect people, infrastructure, freedom, democracy and the rule of law; to prosecute terrorists and respond to the consequences of a terrorist attack, while at the same time safeguarding respect for fundamental freedoms and providing the resources needed for democratic scrutiny of the various services involved in counter-terrorism,***

Or. es

Amendment 34
Anna Hedh

Motion for a resolution

Recital C

Motion for a resolution

C. whereas the aim of counter-terrorism policies should be to undermine the objectives of terrorism, which are to destroy the fabric of **our** free, open and democratic society; whereas the **aim** of counter-terrorism must be to protect and strengthen that fabric of democratic society and the effectiveness of counter-terrorism policies must be measured against **this aim**; whereas in this logic, strengthening civil liberties and democratic scrutiny is not an obstacle to such policies, but their prime objective,

Amendment

C. whereas the aim of counter-terrorism policies should be to undermine the objectives of terrorism, which are to destroy the fabric of **a** free, open and democratic society; whereas the **aims** of counter-terrorism must be to protect and strengthen that fabric of democratic society and **to prevent and combat terrorism through inclusion policies, cross border judicial and police cooperation and an effective and coordinated strategy at EU level and** the effectiveness of counter-terrorism policies must be measured against **these aims**; whereas in this logic, strengthening civil liberties and democratic scrutiny is not an obstacle to such policies, but their prime objective,

Or. en

Amendment 35

Anna Maria Corazza Bildt, Ágnes Hankiss, Teresa Jiménez-Becerril Barrio, Simon Busuttil

Motion for a resolution

Recital C

Motion for a resolution

C. whereas the aim of counter-terrorism policies should be to undermine the objectives of terrorism, which are to destroy the fabric of our free, open and democratic society; whereas the aim of counter-terrorism must be to protect and strengthen that fabric of democratic society **and the effectiveness of counter-terrorism policies must be measured against this aim**; whereas in this logic, strengthening civil liberties and democratic scrutiny is not an obstacle to such policies, **but their**

Amendment

C. whereas the **primary objective of counter-terrorism policies should be to prevent, avoid and combat terrorist activities and spare lives of innocent people; whereas the** aim of counter-terrorism policies should be to undermine the objectives of terrorism, which are to destroy the fabric of our free, open and democratic society; whereas the aim of counter-terrorism must be **on the long term** to protect and strengthen that fabric of democratic society; whereas in this logic,

prime objective,

strengthening civil liberties and democratic scrutiny is not an obstacle to such policies,

Or. en

Amendment 36
Marie-Christine Vergiat

Motion for a resolution
Recital C

Motion for a resolution

C. whereas the aim of counter-terrorism policies should be to ***undermine the objectives of*** terrorism, which ***are*** to destroy the fabric of our free, open and democratic ***society***; whereas the aim of counter-terrorism must be to protect and strengthen that fabric of democratic society and the effectiveness of counter-terrorism policies must be measured against this aim; whereas ***in this logic, strengthening civil liberties and democratic scrutiny is not an obstacle to such policies, but their prime objective,***

Amendment

C. whereas the aim of counter-terrorism policies should be, ***wherever possible, to prevent and, whenever appropriate, to punish*** terrorism, which ***seeks*** to destroy the fabric of our free, open and democratic ***societies***; whereas the aim of counter-terrorism must be to protect and strengthen that fabric of democratic society and the effectiveness of counter-terrorism policies must be measured against this aim; whereas ***it is today a proven fact, borne out by many studies, that the counter-terrorism approach most likely to succeed is to focus first and foremost on prevention,***

Or. fr

Amendment 37
Kyriacos Triantaphyllides, Cornelia Ernst, Rui Tavares

Motion for a resolution
Recital C

Motion for a resolution

C. whereas the aim of counter-terrorism policies should be to undermine the objectives of terrorism, which ***are*** to destroy the fabric of our free, open and democratic ***society***; whereas the ***aim*** of

Amendment

C. whereas the aim of counter-terrorism policies should be to undermine the objectives of terrorism, which ***seek*** to destroy the fabric of our free, open and democratic ***societies***; whereas the ***prime***

counter-terrorism must be to protect and strengthen that fabric *of* democratic *society and* the effectiveness of counter-terrorism policies must be measured against this aim; ***whereas in this logic, strengthening civil liberties and democratic scrutiny is not an obstacle to such policies, but their prime objective,***

objective of counter-terrorism must ***therefore*** be to protect and strengthen that fabric ***by strengthening civil liberties and democratic scrutiny; whereas*** the effectiveness of counter-terrorism policies must be measured against this aim,

Or. en

Amendment 38
Daniël van der Stoep

Motion for a resolution
Recital C

Motion for a resolution

C. whereas the aim of counter-terrorism policies should be to undermine the objectives of terrorism, which ***are*** to destroy the ***fabric of*** our free, open and democratic society; whereas the aim of counter-terrorism must be to protect and strengthen ***that*** fabric of democratic society and the effectiveness of counter-terrorism policies must be measured against this aim; whereas in this logic, strengthening civil liberties and democratic scrutiny is not an obstacle to such policies, but their prime objective,

Amendment

C. whereas the aim of counter-terrorism policies should be to undermine the objectives of terrorism, which ***is at present predominantly Islamic in nature, namely*** to destroy the ***'dar al-harb' – literally, 'the house of war', i.e. all non-Islamic territory – including*** our free, open and democratic ***Western*** society; whereas the aim of counter-terrorism must be to protect and strengthen ***the*** fabric of democratic society and the effectiveness of counter-terrorism policies must be measured against this aim; whereas in this logic, strengthening civil liberties and democratic scrutiny is not an obstacle to such policies, but their prime objective,

Or. nl

Amendment 39
Simon Busuttil

Motion for a resolution
Recital C

Motion for a resolution

C. whereas the aim of counter-terrorism policies should be to undermine the objectives of terrorism, which are to destroy the fabric of our free, open and democratic society; whereas the aim of counter-terrorism must be to protect and strengthen that fabric of democratic society and the effectiveness of counter-terrorism policies must be measured against **this aim**; whereas in this logic, strengthening civil liberties and democratic scrutiny is not an obstacle to such policies, but their prime objective,

Amendment

C. whereas the aim of counter-terrorism policies should be to undermine the objectives of terrorism **and the execution of terrorist acts**, which are to destroy the fabric of our free, open and democratic society **and to identify the parties responsible for perpetrating terrorism**; whereas the aim of counter-terrorism must be to protect and strengthen that fabric of democratic society and **to guarantee the security of citizens and the effectiveness** of counter-terrorism policies must be measured against **these aims**; whereas in this logic, strengthening civil liberties and democratic scrutiny is not an obstacle to such policies, but their prime objective,

Or. en

Amendment 40
Timothy Kirkhope

Motion for a resolution
Recital C

Motion for a resolution

C. whereas the aim of counter-terrorism policies should be to undermine the objectives of terrorism, which are to destroy the fabric of our free, open and democratic society; whereas the aim of counter-terrorism must be to protect and strengthen that fabric of democratic society and the effectiveness of counter-terrorism policies must be measured against this aim; whereas in this logic, strengthening civil liberties and democratic scrutiny is not an obstacle to such policies, but **their prime** objective,

Amendment

C. whereas the aim of counter-terrorism policies should be to undermine the objectives of terrorism, which are to destroy the fabric of our free, open and democratic society; whereas the aim of counter-terrorism must be to protect and strengthen that fabric of democratic society and the effectiveness of counter-terrorism policies must be measured against this aim; whereas in this logic, strengthening civil liberties and democratic scrutiny is not an obstacle to such policies, but **a primary objective along with ensuring the security and safety of European citizens**;

Or. en

Amendment 41
Mario Borghezio

Motion for a resolution
Recital C

Motion for a resolution

C. whereas the aim of counter-terrorism policies should be to undermine the objectives of terrorism, which are to destroy the fabric of our free, open and democratic society; whereas the aim of counter-terrorism must be to protect and strengthen that fabric of democratic society and the effectiveness of counter-terrorism policies must be measured against this aim; whereas in this logic, strengthening civil liberties and democratic scrutiny is not an obstacle to such policies, ***but their prime objective***,

Amendment

C. whereas the aim of counter-terrorism policies should be to undermine the objectives of terrorism, which are to destroy the fabric of our free, open and democratic society; whereas the aim of counter-terrorism must be to protect and strengthen that fabric of democratic society and the effectiveness of counter-terrorism policies must be measured against this aim; whereas in this logic, strengthening civil liberties and democratic scrutiny is not an obstacle to such policies,

Or. it

Amendment 42
Ioan Enciu

Motion for a resolution
Recital C

Motion for a resolution

C. whereas the aim of counter-terrorism policies should be to ***undermine*** the objectives of terrorism, which are to destroy the fabric of our free, open and democratic society; whereas the aim of counter-terrorism must be to protect and strengthen that fabric of democratic society and the effectiveness of counter-terrorism policies must be measured against this aim; whereas in this logic, strengthening civil liberties and democratic scrutiny is not an obstacle to such policies, but their prime

Amendment

C. whereas the aim of counter-terrorism policies should be to ***combat*** the objectives of terrorism, which are to destroy the fabric of our free, open and democratic society; whereas the aim of counter-terrorism must be to protect and strengthen that fabric of democratic society and the effectiveness of counter-terrorism policies must be measured against this aim; whereas in this logic, strengthening civil liberties and democratic scrutiny is not an obstacle to such policies, but their prime objective,

objective,

Or. ro

Amendment 43

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Recital C a (new)

Motion for a resolution

Amendment

C a. whereas the European Union's counter-terrorism strategy should address not only the consequences of terrorism but also its causes,

Or. es

Amendment 44

Juan Fernando López Aguilar

Motion for a resolution

Recital C a (new)

Motion for a resolution

Amendment

C a. whereas terrorism is a State problem, and it is therefore the task of democratic institutions to draw up and preserve the main lines of counter-terrorism policy in a search for the widest possible political and social consensus; the democratic fight against terrorism, necessarily within the bounds of the constitutional state and the rule of law, is a matter for all the political parties represented in democratic institutions, whether they be in government or opposition; this makes it advisable to preserve the definition of the counter-terrorism policy, according to which it is in any democratic society a matter for governments, arising from the lawful confrontation between political

parties and thus from electoral competition,

Or. es

Amendment 45
Teresa Jiménez-Becerril Barrio

Motion for a resolution
Recital C a (new)

Motion for a resolution

Amendment

C a. whereas terrorist acts seriously jeopardise human rights, threaten democracy, aim to destabilise legitimately constituted governments, undermine pluralistic civil societies and challenge the ideals of everyone to lead a life free from fear,

Or. en

Amendment 46
Kyriacos Triantaphyllides, Cornelia Ernst, Rui Tavares, Marie-Christine Vergiat

Motion for a resolution
Recital D

Motion for a resolution

Amendment

D. whereas ten years after the ***attacks that shook the world it is*** time to take stock of the achievements ***in fighting terrorism***; whereas evaluation allows for more efficient and effective policy-making, and in any modern democracy policy decisions are subject to frequent evaluation and review,

D. whereas ten years after the ***first instruments to address large-scale terrorism were adopted at EU level, such as the European Arrest Warrant***, time ***has come*** to take stock of the achievements, ***shortcomings and failures of counter-terrorism measures***; whereas evaluation allows for more efficient and effective policy-making, and in any modern democracy policy decisions are subject to frequent evaluation and review,

Or. en

Amendment 47

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Recital D

Motion for a resolution

D. whereas ***ten years after the attacks that shook the world*** it is time to take stock of the achievements in fighting terrorism; whereas evaluation allows for more efficient and effective policy-making, and in any modern democracy policy decisions are subject to frequent evaluation and review,

Amendment

D. whereas it is time to take stock of the achievements in fighting terrorism; whereas evaluation allows for more efficient and effective policy-making, and in any modern democracy policy decisions are subject to frequent evaluation and review,

Or. es

Amendment 48

Ana Gomes

Motion for a resolution

Recital D

Motion for a resolution

D. whereas ten years after the attacks that shook the world it is time to take stock of the achievements in fighting terrorism; whereas evaluation allows for more efficient and effective policy-making, and in any modern democracy policy decisions ***are*** subject to frequent evaluation and review,

Amendment

D. whereas ten years after the attacks that shook the world it is time to take stock of the achievements in fighting terrorism; whereas evaluation allows for more efficient and effective policy-making, and in any modern democracy policy decisions ***must be*** subject to frequent evaluation and review,

Or. en

Amendment 49

Stanimir Ilchev

Motion for a resolution

Recital D

Motion for a resolution

D. whereas **ten years** after the attacks that shook the world it is time to take stock of the achievements in fighting terrorism; whereas evaluation allows for more efficient and effective policy-making, and in any modern democracy policy decisions are subject to frequent evaluation and review,

Amendment

D. whereas after **all the terrorist** attacks that shook the world it is time to take stock of the achievements in fighting terrorism; whereas evaluation allows for more efficient and effective policy-making, and in any modern democracy policy decisions are subject to frequent evaluation and review,

Or. en

Amendment 50

Teresa Jiménez-Becerril Barrio

Motion for a resolution

Recital D a (new)

Motion for a resolution

Amendment

D a. whereas terrorist attacks have repeatedly aimed at causing mass casualties, challenging available institutional capacities,

Or. en

Amendment 51

Teresa Jiménez-Becerril Barrio

Motion for a resolution

Recital D b (new)

Motion for a resolution

Amendment

D b. whereas measures to address the conditions conducive to the spread of terrorism as mentioned in the UN Counter-Terrorism Strategy adopted by States Members of the United Nations on 8 September 2006 includes putting in place, on a voluntary basis, national

systems of assistance that would promote the needs of victims of terrorism and their families and facilitate the normalization of their lives,

Or. en

Amendment 52
Teresa Jiménez-Becerril Barrio

Motion for a resolution
Recital D c (new)

Motion for a resolution

Amendment

D c. whereas the general overview of the 2010 EU Terrorism Situation and Trend report of Europol (TE-SAT 2010) indicates a decreasing trend of terrorist attacks claimed or attributed to separatist terrorist organisations, while still covering the majority of overall terrorist attacks in Europe;

Or. en

Amendment 53
Sophia in 't Veld

Motion for a resolution
Recital D a (new)

Motion for a resolution

Amendment

D a. whereas remarkably little has been done to assess to what degree EU counter-terrorism policies have achieved the stated objectives; whereas the European Parliament has repeatedly called for a thorough evaluation of EU counter-terrorism policies as evaluation and assessment are preconditions for transparency and accountability of policy makers; whereas the absence of proper

evaluation of EU counter-terrorism policies is mainly due to the fact that a large part of it is conducted in the area of intelligence and security policies, where there is a tradition of secrecy,

Or. en

Amendment 54

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Recital E

Motion for a resolution

E. whereas *accountability and responsibility are essential factors for the democratic legitimacy of counter-terrorism policies, whereas mistakes, unlawful actions and violations of international law and human rights must be investigated and corrected, and justice be done,*

Amendment

E. whereas *democratic scrutiny is an essential factor legitimising counter-terrorism policies and measures; whereas any breach of current national or Community law has to be rectified in the courts,*

Or. es

Amendment 55

Ana Gomes

Motion for a resolution

Recital E

Motion for a resolution

E. whereas accountability and responsibility are essential factors for the democratic legitimacy of counter-terrorism policies, whereas mistakes, unlawful actions and violations of international law and human rights must be investigated and *corrected, and justice be done,*

Amendment

E. whereas accountability and responsibility are essential factors for the democratic legitimacy of counter-terrorism policies, whereas mistakes, unlawful actions and violations of international law and human rights *law* must be investigated and *judicially prosecuted,*

Or. en

Amendment 56
Marie-Christine Vergiat

Motion for a resolution
Recital E

Motion for a resolution

E. whereas accountability and responsibility are essential factors for the democratic legitimacy of counter-terrorism policies, whereas mistakes, unlawful actions and violations of international law and human rights must be investigated and corrected, and justice be done,

Amendment

E. whereas accountability and responsibility **for the policies carried out** are essential factors for the democratic legitimacy of **public action in general and** **whereas that principle likewise holds good for** counter-terrorism policies, whereas mistakes, unlawful actions, and violations of international law and human rights must be investigated and corrected, and justice must be done,

Or. fr

Amendment 57
Ágnes Hankiss, Anna Maria Corazza Bildt

Motion for a resolution
Recital E

Motion for a resolution

E. whereas accountability and responsibility are essential factors for the democratic legitimacy of counter-terrorism policies, whereas mistakes, unlawful actions and violations of international law and human rights must be investigated and corrected, and justice be done,

Amendment

E. whereas accountability and responsibility are essential factors for the democratic legitimacy of counter-terrorism policies, whereas, **in case there is any suspicion or evidence**, mistakes, unlawful actions and violations of international law and human rights must be investigated and corrected, and justice be done,

Or. en

Amendment 58
Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution
Recital E a (new)

Motion for a resolution

Amendment

E a. whereas defending the victims of terrorism and their rights should be part of the Union's priority policies; whereas the Institutions must promote public recognition of the victims and help raise European citizens' awareness of their importance,

Or. es

Amendment 59
Teresa Jiménez-Becerril Barrio

Motion for a resolution
Recital E a (new)

Motion for a resolution

Amendment

E a. whereas counter-terrorism means countering all forms of terrorism, including cyber terrorism, narcoterrorism and the interconnectability of terrorist groups with and within multiple criminal operations, and the tactics it uses to be operational such as illegal funding, political lobbying, financial extortion, money laundering and the disguising of terrorist groups operations through assumed legal entities or institutions,

Or. en

Amendment 60
Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution
Recital F

Motion for a resolution

F. whereas counter-terrorism measures *tend to have a profound impact on civil liberties, the rule of law and democratic decision-making; whereas these measures also have a substantial budgetary impact and a growing share of the costs in this field is borne by the private sector,*

Amendment

F. whereas counter-terrorism measures *must respect the rights enshrined in the Charter of Fundamental Rights of the European Union, and any measure adopted in this field has a reciprocal impact on civil liberties,*

Or. es

Amendment 61

Kyriacos Triantaphyllides, Cornelia Ernst, Rui Tavares, Marie-Christine Vergiat

Motion for a resolution

Recital F

Motion for a resolution

F. whereas counter-terrorism measures tend to have a profound impact on civil liberties, the rule of law and democratic decision-making; whereas these measures also have a substantial budgetary impact and a growing share of the costs in this field is borne by the private sector,

Amendment

F. whereas counter-terrorism measures tend to have a profound impact on civil liberties, the rule of law and democratic decision-making; whereas these measures *are increasingly implemented by the private sector, which is not bound by the same requirements as law enforcement authorities in terms of respect of procedural rights and accountability; whereas counter-terrorism measures* also have a substantial budgetary impact and a growing share of the costs in this field is borne by the private sector,

Or. en

Amendment 62

Sophia in 't Veld

Motion for a resolution

Recital F

Motion for a resolution

F. whereas counter-terrorism measures tend to have a profound impact on civil liberties, the rule of law and democratic decision-making; whereas these measures also have a substantial budgetary impact and a growing share of the costs in this field is borne by the private sector,

Amendment

F. whereas ***the approach of counter terrorism is driven more by emotions and assumptions than by facts and evidence;*** ***whereas*** counter-terrorism measures tend to have a profound impact on civil liberties, the rule of law and democratic decision-making; whereas these measures also have a substantial budgetary impact and a growing share of the costs in this field is borne by the private sector,

Or. en

Amendment 63

Ana Gomes

Motion for a resolution

Recital F

Motion for a resolution

F. whereas counter-terrorism measures ***tend to*** have a profound impact on civil liberties, the rule of law and democratic decision-making; whereas these measures also have a substantial budgetary impact and a growing share of the costs in this field is borne by the private sector,

Amendment

F. whereas counter-terrorism measures ***might*** have a profound impact on civil liberties, the rule of law and democratic decision-making; whereas these measures also have a substantial budgetary impact and a growing share of the costs in this field is borne by the private sector,

Or. en

Amendment 64

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Recital F a (new)

Motion for a resolution

Amendment

F a. whereas the fight against radicalisation, grooming to commit acts of

terrorism, use of the Internet for propaganda and communication purposes and fund-raising for terrorist activities is an essential element in the prevention and suppression of terrorism,

Or. es

Amendment 65
Teresa Jiménez-Becerril Barrio

Motion for a resolution
Recital F a (new)

Motion for a resolution

Amendment

F a. whereas severe terrorist attacks on EU soil since the 9/11 attacks in the United States, including the 2004 terrorist attacks in Madrid and the 2005 attacks in London have had a significant impact on EU's sense of common security among its citizens,

Or. en

Amendment 66
Sophia in 't Veld

Motion for a resolution
Recital F a (new)

Motion for a resolution

Amendment

F a. whereas it is reasonable to measure the costs and benefits of counter terrorism policies as policy makers should know if their decisions have the desired impact, and citizens have a right to hold their elected representatives to account,

Or. en

Amendment 67
Sophia in 't Veld

Motion for a resolution
Recital G

Motion for a resolution

G. whereas mass surveillance has become a key feature of counter-terrorism policies, and whereas the large-scale collection of personal data, detection and identification technologies, tracking and tracing, data mining and profiling, risk assessment and behavioural analysis are all used for the purpose of preventing terrorism; whereas **public authorities are making more and more use of data collected for commercial or private purposes,**

Amendment

G. whereas mass surveillance has become a key feature of counter-terrorism policies, and whereas the large-scale collection of personal data, detection and identification technologies, tracking and tracing, data mining and profiling, risk assessment and behavioural analysis are all used for the purpose of preventing terrorism; whereas **these instruments bear the risk of shifting the burden of proof to the citizen; whereas the effectiveness and success rates of these instruments for the prevention of terrorism are dubious; whereas the sharing of information between agencies is inadequate,**

Or. en

Amendment 68
Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution
Recital G

Motion for a resolution

G. whereas **mass surveillance has become** a key **feature** of counter-terrorism **policies,** and whereas the **large-scale** collection of personal data, detection and identification technologies, tracking and tracing, data mining and profiling, risk assessment and **behavioural** analysis are **all used for the purpose of preventing terrorism; whereas public authorities are making more and more use of data collected for commercial or private purposes,**

Amendment

G. whereas surveillance **is** a key **element** of counter-terrorism, and whereas the collection of personal data, detection and identification technologies, tracking and tracing, data mining and profiling, risk assessment and **threat** analysis are **essential instruments for protecting people and infrastructure,**

Amendment 69
Ágnes Hankiss

Motion for a resolution
Recital G

Motion for a resolution

G. whereas mass surveillance has become a key feature of counter-terrorism policies, and whereas the large-scale collection of personal data, detection and identification technologies, tracking and tracing, data mining and profiling, risk assessment and behavioural analysis are all used for the purpose of preventing terrorism; whereas public authorities are making more and more use of data collected for commercial or private purposes,

Amendment

G. whereas mass surveillance has become a key feature of counter-terrorism policies, and whereas the large-scale collection of personal data, detection and identification technologies, tracking and tracing, data mining and profiling, risk assessment and behavioural analysis are all used for the purpose of preventing terrorism; whereas public authorities are making more and more *effective* use of data collected for commercial or private purposes,

Or. en

Amendment 70
Marie-Christine Vergiat

Motion for a resolution
Recital G

Motion for a resolution

G. whereas mass surveillance has become a key feature of counter-terrorism policies, and whereas the large-scale collection of personal data, detection and identification technologies, tracking and tracing, data mining and profiling, risk assessment and behavioural analysis are *all* used for the purpose of preventing terrorism; whereas public authorities are making more and more use of data collected for commercial or private purposes,

Amendment

G. whereas mass surveillance, *including video surveillance*, has become a key feature of counter-terrorism policies, and whereas the large-scale collection of personal data, detection and identification technologies, tracking and tracing, data mining and profiling, risk assessment and behavioural analysis are *being* used *increasingly frequently, ostensibly* for the purpose of preventing terrorism, *but with the actual result that ever more files are being kept on ever larger sections of the population;*

whereas public authorities are making more and more use of data collected for commercial or private purposes,

Or. fr

Amendment 71

Kyriacos Triantaphyllides, Cornelia Ernst, Rui Tavares, Marie-Christine Vergiat

Motion for a resolution

Recital G

Motion for a resolution

G. whereas mass surveillance has become a key feature of counter-terrorism policies, and whereas the large-scale collection of personal data, detection and identification technologies, tracking and tracing, data mining and profiling, risk assessment and behavioural analysis are all used for the purpose of preventing terrorism; whereas public authorities are making more and more use of data collected for commercial or private purposes,

Amendment

G. whereas mass surveillance has become a key feature of counter-terrorism policies, and whereas the large-scale collection of personal data, detection and identification technologies, tracking and tracing, data mining and profiling, risk assessment and behavioural analysis are all used for the purpose of preventing terrorism; whereas public authorities are making more and more use of data collected for commercial or private purposes; ***whereas, therefore, in the name of fighting terrorism civil liberties and fundamental rights are systematically violated,***

Or. en

Amendment 72

Stanimir Ilchev

Motion for a resolution

Recital G a (new)

Motion for a resolution

Amendment

G a. whereas terrorist groups have increased their international cooperation; whereas with the constantly developing web-based technologies there is a need of a new system of technological measures to

prevent using internet as an easy tool for communication between terrorist groups,

Or. en

Amendment 73
Teresa Jiménez-Becerril Barrio

Motion for a resolution
Recital G a (new)

Motion for a resolution

Amendment

G a. whereas the damages to the life of victims, family and friends can not be translated in numbers nor statistics and whereas the search for justice and restoring dignity should be a vital part in EU counter-terrorism policies, but which is all too often left behind,

Or. en

Amendment 74
Sophia in 't Veld

Motion for a resolution
Recital G a (new)

Motion for a resolution

Amendment

G a. whereas public authorities are making more and more use of data collected for commercial or private purposes; whereas private companies in various sectors are obliged to retain and provide personal data from their customer databases; whereas the costs connected with the storage and retrieval of data (both infrastructure investments and operational costs) are considerable, and in most cases borne by the private companies themselves, and invisible in national budgets;

Amendment 75
Sophia in 't Veld

Motion for a resolution
Recital G b (new)

Motion for a resolution

Amendment

G b. whereas many sectors benefit from counter-terrorism measures, such as manufacturers of technical equipment or consultants for the implementation of counter-terrorism policies; whereas some companies and sectors benefit from public funding for security research; whereas counter-terrorism measures may add to the administrative burden for companies, contrary to the aim of cutting unnecessary red tape,

Or. en

Amendment 76
Salvatore Iacolino

Motion for a resolution
Recital G a (new)

Motion for a resolution

Amendment

G a. Whereas the Stockholm Programme identifies two threats to internal security – international terrorism and organised crime – which, in many cases, operate in the same areas of activity, such as arms and drugs trafficking for example,

Or. it

Amendment 77
Jan Philipp Albrecht, Judith Sargentini

Motion for a resolution
Recital G a (new)

Motion for a resolution

Amendment

G a. whereas there is an urgent need for a uniform legal definition of the concept of ‘profiling’ based on the relevant fundamental rights and data protection standards to reduce uncertainty as to which activities are prohibited and which are not,

Or. en

Amendment 78
Jan Philipp Albrecht, Judith Sargebtubu

Motion for a resolution
Recital G b (new)

Motion for a resolution

Amendment

G b. whereas terrorist activities in Europe are mostly of a regional nature and there are considerable differences in their origins and modalities; whereas EU policies to coordinate national counterterrorism activities need to be tailored as opposed to having a ‘one size fits all approach’;

Or. en

Amendment 79
Mario Borghezio

Motion for a resolution
Paragraph 1

Motion for a resolution

1. Strongly welcomes the Commission Communication; ***regrets, however, that the scope is rather narrow, limited to the implementation of agreed policy measures, and not national counter-terrorism policies or national measures that transpose policies agreed at European or international level;***

Amendment

1. Strongly welcomes the Commission Communication;

Or. it

Amendment 80
Salvatore Iacolino

Motion for a resolution
Paragraph 1

Motion for a resolution

1. Strongly welcomes the Commission Communication; ***regrets, however, that the scope is rather narrow, limited to the implementation of agreed policy measures, and not national counter-terrorism policies or national measures that transpose policies agreed at European or international level;***

Amendment

1. Strongly welcomes the Commission Communication; ***stresses the importance of a consistent approach, at EU and Member State level, for initiatives adopted in the field of internal security, with particular reference to terrorism, organised crime, data management and respect for human rights;***

Or. it

Amendment 81
Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution
Paragraph 1

Motion for a resolution

1. Strongly welcomes the Commission Communication; ***regrets, however, that the scope is rather narrow, limited to the***

Amendment

1. Strongly welcomes the Commission Communication; however, ***regrets that there has not been a more thorough***

implementation of agreed policy measures, and not national counter-terrorism policies or national measures that transpose policies agreed at European or international level;

investigation into possible legal loopholes or the possible overlapping or duplication of counter-terrorism actions and instruments in the body of Community law;

Or. es

Amendment 82

Kyriacos Triantaphyllides, Rui Tavares, Marie-Christine Vergiat

Motion for a resolution

Paragraph 1

Motion for a resolution

1. **Strongly welcomes** the Commission Communication; regrets, however, that the scope is rather narrow, limited to the implementation of agreed policy measures, and not national counter-terrorism policies or national measures that transpose policies agreed at European or international level;

Amendment

1. **Takes note of** the Commission Communication; regrets, however, that the scope is rather narrow, limited to the implementation of agreed policy measures, and not national counter-terrorism policies or national measures that transpose policies agreed at European or international level;

Or. en

Amendment 83

Mariya Nedelcheva, Monica Luisa Macovei, Anna Maria Corazza Bildt

Motion for a resolution

Paragraph 1 a (new)

Motion for a resolution

Amendment

1 a. Calls on the Commission and the Member States to prevent the rise of extremism by taking specific measures based on integration of marginalised groups at local level, on inter-religious dialogue and on the promotion of civil responsibility by the religious organisations, both inside and outside the EU;

Amendment 84**Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual****Motion for a resolution****Paragraph 2***Motion for a resolution*

2. Deplores *also* the fact that the Communication does not *sufficiently cover* measures taken by DGs *other than JLS* (such as TRAN or MARKT) *and that it does not give a clear idea how* the measures interact *and where there is overlap or gaps; is of the opinion that all the above levels must also be considered, as European, national and international measures are complementary and assessing individual measures does not provide a complete picture of the impact of counter-terrorism policies in Europe;*

Amendment

2. Deplores the fact that the Communication does not *develop in greater detail the way in which the* measures taken by *other* DGs such as TRAN or MARKT interact;

Amendment 85**Jan Philipp Albrecht, Judith Sargentini****Motion for a resolution****Paragraph 2***Motion for a resolution*

2. Deplores also the fact that the Communication does not sufficiently cover measures taken by DGs other than JLS (such as TRAN or MARKT) and that it does not give a clear idea how the measures interact and where there is overlap or gaps; is of the opinion that all the above levels must also be considered, as European, national and international measures are complementary and assessing individual measures does not provide a

Amendment

2. Deplores also the fact that the Communication does not sufficiently cover measures taken by DGs other than JLS (such as TRAN, **ENTER** or MARKT) and that it does not give a clear idea how the measures interact and where there is overlap or gaps; is of the opinion that all the above levels must also be considered, as European, national and international measures are complementary and assessing individual measures does not provide a

complete picture of the impact of counter-
terrorism policies in Europe;

complete picture of the impact of counter-
terrorism policies in Europe;

Or. en

Amendment 86

**Anna Maria Corazza Bildt, Ágnes Hankiss, Teresa Jiménez-Becerril Barrio, Simon
Busuttil**

**Motion for a resolution
Paragraph 2 a (new)**

Motion for a resolution

Amendment

***2 a. Considers that counter-terrorism
policies should aim first of all at
protecting and saving lives,***

Or. en

Amendment 87

Anna Hedh

**Motion for a resolution
Paragraph 2 a (new)**

Motion for a resolution

Amendment

***2 a. Believes that the Charter of
Fundamental Rights should always be the
compass for EU policies in this field and
for Member States in the implementation
thereof as well as in cooperation with
third parties and third countries;***

Or. en

Amendment 88

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

**Motion for a resolution
Paragraph 3**

Motion for a resolution

3. Considers that counter-terrorism policies *should meet the standards set with regard to civil liberties, the rule of law and democratic scrutiny and accountability, and that assessing whether these standards are met must be an integral part of an evaluation;*

Amendment

3. Considers that counter-terrorism policies *are developed in accordance with the provisions of Community primary law and, in particular, give priority to respecting the rights enshrined in the Charter of Fundamental Rights of the European Union;*

Or. es

Amendment 89

Marie-Christine Vergiat

Motion for a resolution

Paragraph 3

Motion for a resolution

3. Considers that counter-terrorism policies should *meet the standards set* with regard to civil liberties, the rule of law and democratic scrutiny and accountability, and that *assessing whether these standards are met must be an integral part of an evaluation;*

Amendment

3. Considers that counter-terrorism policies should *not undermine the rules* with regard to civil liberties, the rule of law and democratic scrutiny and accountability, and that *any assessment of policies in these areas must record such breaches as might exist and provide the necessary justifications, not least from the point of view of the proportionality principle;*

Or. fr

Amendment 90

Jan Philipp Albrecht, Judith Sargentini

Motion for a resolution

Paragraph 3

Motion for a resolution

3. *Considers* that counter-terrorism policies should meet the standards set with regard to civil liberties, the rule of law and democratic scrutiny and accountability, and

Amendment

3. *Recalls* that counter-terrorism policies should meet the standards set with regard to civil liberties, the rule of law and democratic scrutiny and accountability *that*

that assessing whether these standards are met must be an integral part of an evaluation;

the Union has committed itself to uphold and develop, and that assessing whether these standards are met must be an integral part of an evaluation;

Or. en

Amendment 91
Ana Gomes

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Considers that counter-terrorism policies should meet the standards set with regard to civil liberties, the rule of law and democratic scrutiny and accountability, and that assessing whether these standards are met must be an integral part of an evaluation;

Amendment

3. Considers that counter-terrorism policies should meet the standards set with regard to civil liberties, the rule of law, ***proportionality*** and democratic scrutiny and accountability, and that assessing whether these standards are met must be an integral part of an evaluation ***of all EU counter-terrorism efforts***;

Or. en

Amendment 92
Anna Hedh

Motion for a resolution
Paragraph 3

Motion for a resolution

3. Considers that counter-terrorism policies should meet the standards set with regard to civil liberties, the rule of law and democratic scrutiny and accountability, and that assessing whether these standards are met must be an integral part of an evaluation;

Amendment

3. Considers that counter-terrorism policies should meet the standards set with regard to ***necessity, effectiveness, proportionality***, civil liberties, the rule of law and democratic scrutiny and accountability, and that assessing whether these standards are met must be an integral part of an evaluation;

Or. en

Amendment 93
Georgios Papanikolaou

Motion for a resolution
Paragraph 3 a (new)

Motion for a resolution

Amendment

3 a. Points out the importance of cooperation of Member States with OLAF as well as with European agencies such as Europol, Eurojust and CEPOL;

Or. en

Amendment 94
Ana Gomes

Motion for a resolution
Paragraph 3 a (new)

Motion for a resolution

Amendment

3 a. Recommends that the Commission focuses from now on in the Prevention axis of the Counter-terrorism Strategy as well as related and subsidiary policy documents in the field of Counter-terrorism;

Or. en

Amendment 95
Ana Gomes

Motion for a resolution
Paragraph 3 b (new)

Motion for a resolution

Amendment

3 b. Recalls that inside the EU, the terrorist threat is multidimensional, for decades heavily stemming from separatist

sentiments and organised separatist movements; also, stresses that the EU must strike the adequate balance between the two main sources of terrorist violence, separatist terrorism and religiously-motivated terrorism, based on threat assessment exercises and qualitative information and information sharing at the EU level;

Or. en

Amendment 96
Ana Gomes

Motion for a resolution
Paragraph 3 c (new)

Motion for a resolution

Amendment

3 c. Recalls that radicalisation and recruitment pose the most significant and continuous long-term threat, as stressed in the Commission's Communication and constitute thus the axis on which the EU must focus its prevention strategies to counter terrorism at the very beginning of the chain; stresses that investment in anti-racism and anti-discrimination policies constitutes a crucial instrument to tackle and prevent radicalisation and recruitment of potential terrorists;

Or. en

Amendment 97
Ana Gomes

Motion for a resolution
Paragraph 3 d (new)

Motion for a resolution

Amendment

3 d. Calls on the Member States to act in a

cooperative way with the EU authorities in tackling the radicalisation and recruitment phenomenon in Europe and calls on them to step up efforts in intelligence sharing; stresses that information sharing is in this regard vital for effective European-level policy-making to combat radicalisation of individuals;

Or. en

Amendment 98
Ana Gomes

Motion for a resolution
Paragraph 3 e (new)

Motion for a resolution

Amendment

3 e. Stresses the need for Member States to act in a collaborative way with each other and with the EU SitCen to reinforce intelligence sharing regarding possible CBRN terrorist threats; urges the Commission to ensure the proper implementation of the 2009 EU CBRN Action Plan by all Member States and further urges the Council to accept the recommendations made by the European Parliament to amend it according to its "Strengthening Chemical, Biological, Radiological and Nuclear Security in the European Union - An Action Plan" report, adopted in December 2010;

Or. en

Amendment 99
Anna Hedh

Motion for a resolution
Paragraph 3 a (new)

Motion for a resolution

Amendment

3 a. Considers that prevention, tracking and prosecution of terrorist activities are critical policies at EU level and have to be part of a systematic approach, based not on emergency norms but on a coherent, necessity founded strategy, purpose and cost effective and avoiding duplication of measures and function creep of competent institutions, agencies and bodies;

Or. en

Amendment 100

Anna Hedh

Motion for a resolution

Paragraph 3 b (new)

Motion for a resolution

Amendment

3 b. Believes that prevention, investigation and prosecution of terrorist activities should be based on the reinforcement of judicial and police cooperation at EU level, coupled with full parliamentary scrutiny and full and timely completion of the roadmap for a high level set of uniform procedural guarantees;

Or. en

Amendment 101

Anna Hedh

Motion for a resolution

Paragraph 3 c (new)

Motion for a resolution

Amendment

3 c. In this respect, invites the Commission to fully assess the set of

counter-terrorism policies and measures adopted and on future challenges, amongst which the reform of Europol and Eurojust in the light of the new potentialities offered by the Lisbon Treaty, the need for uniform standards for obtaining evidence and conducting investigations, full implementation of joint investigation teams, a stronger EU framework for judicial and police training, proper inclusion and integration policies;

Or. en

Amendment 102
Anna Hedh

Motion for a resolution
Paragraph 3 d (new)

Motion for a resolution

Amendment

3 d. Invites the Commission to define a uniform set of standards for the protection of and the specific support to victims of terrorism, including in the framework of criminal proceeding, foreseeing also measures to ensure the protection of witnesses;

Or. en

Amendment 103
Anna Hedh

Motion for a resolution
Paragraph 3 e (new)

Motion for a resolution

Amendment

3 e. Reiterates that the forthcoming revision of EU data protection legislation should extend to judicial and police

cooperation the high level standards now ensured by Directive 95/46/EC, doing away with the current lack of sufficient guarantees; this process should also lead to define a data protection framework for data protection applicable to CFSP in accordance with Article 16 TFEU and Article 39 TEU;

Or. en

Amendment 104
Anna Hedh

Motion for a resolution
Paragraph 3 f (new)

Motion for a resolution

Amendment

3 f. Reaffirms that restrictive measures, particularly the freezing of assets, can be useful as a counter-terrorism tool but they will have to be based on the new Article 75 TFEU and fully compliant with the Charter of Fundamental Rights;

Or. en

Amendment 105
Sophia in 't Veld

Motion for a resolution
Paragraph 3 a (new)

Motion for a resolution

Amendment

3 a. Takes the view that EU counter-terrorism policies lack coherence, are mainly a collection of ad hoc measures, and are often incident driven; underlines that the evaluation of ten years of EU counter-terrorism policies should result in clearly defined policy objectives;

Amendment 106
Sophia in 't Veld

Motion for a resolution
Paragraph 3 b (new)

Motion for a resolution

Amendment

3 b. Points out that excessive emphasis on counter-terrorist policies may be counterproductive and lead to a climate of fear and distrust, as well as providing terrorists with a pretext to fight "the enemy"; calls on greater restraint and greater efforts for de-escalation;

Or. en

Amendment 107
Sophia in 't Veld

Motion for a resolution
Paragraph 3 c (new)

Motion for a resolution

Amendment

3 c. Points out that in the context of counter-terrorism policies a vast, permanent apparatus of government and intergovernmental bodies has been created for the fight against terrorism; notes that the counter-terrorism apparatus has become a major employer in the public sector; is concerned that maintaining the apparatus will become a goal in itself; calls on Commission and Council to make provisions for winding down the apparatus at that time when the terrorist threat fades and disappears;

Or. en

Amendment 108
Salvatore Iacolino

Motion for a resolution
Paragraph 3 a (new)

Motion for a resolution

Amendment

3 a. Urges the Commission and the Council to provide for measures to seize, confiscate or freeze assets and funds linked to natural or legal persons and organisations involved or implicated in terrorist acts, in accordance with Article 75 of the TFEU;

Or. it

Amendment 109
Salvatore Iacolino

Motion for a resolution
Paragraph 3 b (new)

Motion for a resolution

Amendment

3 b. Regards the internet, and information and communications technology in general, as essential resources when it comes to taking preventive measures to protect the public, prosecuting terrorists and responding effectively to possible terrorist attacks;

Or. it

Amendment 110
Ágnes Hankiss, Anna Maria Corazza Bildt

Motion for a resolution
Subheading 2

Motion for a resolution

Evaluation by a panel of independent experts and mapping exercise

Amendment

Detailed evaluation by the Commission and mapping exercise

Or. en

Amendment 111

Jan Philipp Albrecht, Judith Sargentini

Motion for a resolution

Paragraph 4

Motion for a resolution

4. Stresses that a proper evaluation of ten years of counter-terrorism policies must provide the basis for an evidence-based, needs-driven, coherent and comprehensive EU counter-terrorism strategy by means of an in-depth and complete appraisal to be carried out by a panel of independent experts;

Amendment

4. Stresses that a proper evaluation of ten years of counter-terrorism policies must provide the basis for an evidence-based, needs-driven, coherent and comprehensive EU counter-terrorism strategy by means of an in-depth and complete appraisal to be carried out by a panel of independent experts ***reporting back to a Joint Parliamentary Meeting of the European Parliament and national parliamentary committees responsible for overseeing counterterrorism activities within six months after the study is commissioned, drawing upon reports to be requested from relevant organisations and agencies such as Europol, Eurojust, the Fundamental Rights Agency, the European Data Protection Supervisor, the Council of Europe and the United Nations;***

Or. en

Amendment 112

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Paragraph 4

PE464.701v02-00

54/104

AM866428EN.doc

Motion for a resolution

4. Stresses that **a proper** evaluation of ten years of counter-terrorism policies must provide the basis for an evidence-based, **needs-driven**, coherent and comprehensive EU counter-terrorism strategy **by means of an in-depth and complete appraisal to be carried out by a panel of independent experts**;

Amendment

4. Stresses that an evaluation of ten years of counter-terrorism policies must provide the basis for an evidence-based, coherent and comprehensive EU counter-terrorism strategy **able to meet current and future needs**;

Or. es

Amendment 113
Mario Borghezio

Motion for a resolution
Paragraph 4

Motion for a resolution

4. Stresses that a proper evaluation of ten years of counter-terrorism policies must provide the basis for an evidence-based, needs-driven, coherent and comprehensive EU counter-terrorism strategy **by means of an in-depth and complete appraisal to be carried out by a panel of independent experts**;

Amendment

4. Stresses that a proper evaluation of ten years of counter-terrorism policies must provide the basis for an evidence-based, needs-driven, coherent and comprehensive EU counter-terrorism strategy;

Or. it

Amendment 114
Anna Hedh

Motion for a resolution
Paragraph 4

Motion for a resolution

4. Stresses that a proper evaluation of ten years of counter-terrorism policies **must provide the basis for an** evidence-based,

Amendment

4. Stresses that a proper evaluation of ten years of counter-terrorism policies **should focus on examining whether the measures**

needs-driven, coherent and comprehensive **EU counter-terrorism strategy** by *means of* an in-depth and complete appraisal **to be carried out** by a panel of independent experts;

taken to prevent and combat terrorism in the EU have been evidence-based, needs-driven, coherent and comprehensive **and should be carried out** by an in-depth and complete appraisal by a panel of independent experts;

Or. en

Amendment 115

Kyriacos Triantaphyllides, Cornelia Ernst, Rui Tavares, Marie-Christine Vergiat

Motion for a resolution

Paragraph 4

Motion for a resolution

4. Stresses that a proper evaluation of ten years of counter-terrorism policies must provide the basis for an evidence-based, needs-driven, coherent and comprehensive EU counter-terrorism strategy by means of an in-depth and complete appraisal to be carried out by **a** panel of **independent** experts;

Amendment

4. Stresses that a proper evaluation of ten years of counter-terrorism policies must provide the basis for an evidence-based, needs-driven, coherent and comprehensive EU counter-terrorism strategy by means of an in-depth and complete appraisal to be carried out by **an independent** panel **composed** of experts **coming from different policy areas**;

Or. en

Amendment 116

Norica Nicolai

Motion for a resolution

Paragraph 4

Motion for a resolution

4. Stresses that a proper evaluation of ten years of counter-terrorism policies must provide the basis for an evidence-based, needs-driven, coherent and comprehensive EU counter-terrorism strategy by means of an in-depth and complete appraisal to be carried out by a panel of independent

Amendment

4. Stresses that a proper evaluation of ten years of counter-terrorism policies must provide the basis for an evidence-based **(and not based on allegations)**, needs-driven, coherent and comprehensive EU counter-terrorism strategy by means of an in-depth and complete appraisal to be

experts;

carried out by a panel of independent experts;

Or. en

Amendment 117

Ágnes Hankiss, Anna Maria Corazza Bildt

Motion for a resolution

Paragraph 4

Motion for a resolution

4. Stresses that a proper evaluation of ten years of counter-terrorism policies must provide the basis for an evidence-based, needs-driven, coherent and comprehensive EU counter-terrorism strategy by means of an in-depth and complete appraisal to be carried out by *a panel of independent experts*;

Amendment

4. Stresses that a proper evaluation of ten years of counter-terrorism policies must provide the basis for an evidence-based, needs-driven, coherent and comprehensive EU counter-terrorism strategy by means of an in-depth and complete appraisal to be carried out by *the Commission*;

Or. en

Amendment 118

Sari Essayah

Motion for a resolution

Paragraph 5 a (new)

Motion for a resolution

Amendment

5a. analyse the significance of the current media culture, including that of social media, both in transmitting terrorists' propaganda and as a channel for influencing action against terrorism;

Or. fi

Amendment 119

Sari Essayah

Motion for a resolution
Paragraph 5 b (new)

Motion for a resolution

Amendment

5b. recognise the principal future challenges to European action against terrorism, such as cyber-terrorism and the risks of marginalisation and radicalisation associated with hostile discourse concerning immigration and with the growth of youth unemployment;

Or. fi

Amendment 120
Ágnes Hankiss, Anna Maria Corazza Bildt

Motion for a resolution
Paragraph 5 a (new)

Motion for a resolution

Amendment

5 a. Include a complete and detailed ‘map’ of all counter-terrorism policies in Europe; calls at the same time on Member States to carry out a comprehensive evaluation of their counter-terrorism policies, with a particular focus on interaction with EU policies, overlap and gaps, to cooperate better in the evaluation of EU policies, and to provide their input within the given deadlines, as in the case of the Data Retention Directive⁸ ;

⁸. ***Directive 2006/24/EC of the European Parliament and of the Council of 15th March 2006 on the retention of data generated or processed in connection with the provision of publicly available electronic communications services or of public communications networks and amending Directive 2002/58/EC. Official Journal of the European Union L 105 (Brussels: 13th April 2006) pp. 54-63.***

Amendment 121
Jan Philipp Albrecht, Judith Sargentini

Motion for a resolution
Paragraph 5 – point a

Motion for a resolution

a. provide a clear *input and output* analysis of *counter-terrorism policies in Europe in the past decade* and *set out clearly the results of the policies in terms of increased security in Europe*;

Amendment

a. provide a clear analysis of the *terrorist threat based on a clear and precise definition agreed at EU level and the framework put in place to address this threat*;

Or. en

Amendment 122
Anna Hedh

Motion for a resolution
Paragraph 5 – point a

Motion for a resolution

a. provide a clear input and output analysis of counter-terrorism policies in Europe in the past decade and set out clearly the results of the policies in terms of increased security in Europe;

Amendment

a. provide a clear input and output analysis of counter-terrorism policies in Europe in the past decade and set out clearly the results of the policies in terms of *effectiveness, prevention, prosecution and increased security in Europe*;

Or. en

Amendment 123
Ioan Enciu

Motion for a resolution
Paragraph 5 – point a

Motion for a resolution

a. provide a clear input and output analysis *of* counter-terrorism policies in Europe in the past decade and set out clearly the results of the policies in terms of increased security in Europe;

Amendment

a. provide a clear input and output analysis ***and analytical information concerning those involved in*** counter-terrorism policies in Europe in the past decade and set out clearly the results of the policies in terms of increased security in Europe;

Or. ro

Amendment 124
Anna Hedh

Motion for a resolution
Paragraph 5 – point b

Motion for a resolution

b. set out the facts and figures relating to terrorist ***activity (successful, failed, prevented attacks)*** and counter-terrorism activity (***arrests and convictions***);

Amendment

b. set out the facts and figures relating to terrorist and counter-terrorism activity ***in as great detail as possible***;

Or. en

Amendment 125
Ioan Enciu

Motion for a resolution
Paragraph 5 – point b

Motion for a resolution

b. set out the facts and figures relating to terrorist activity (successful, failed, prevented attacks) and counter-terrorism activity (arrests and convictions);

Amendment

b. set out the facts and figures relating to terrorist activity (successful, failed, prevented attacks), ***terrorist prevention*** and counter-terrorism activity (arrests and convictions, ***current investigations, other operational activities***) ***at European level and in each of the Member States***;

Or. ro

Amendment 126
Jan Philipp Albrecht, Judith Sargentini

Motion for a resolution
Paragraph 5 – point b

Motion for a resolution

b. set out the facts and figures relating to terrorist activity (successful, failed, prevented attacks) and counter-terrorism activity (arrests and convictions);

Amendment

b. set out the facts and figures relating to terrorist activity (successful, failed, prevented attacks) and counter-terrorism activity (arrests and convictions); ***stresses that such figures have to be verifiable and subject to cross-examination;***

Or. en

Amendment 127
Ágnes Hankiss, Anna Maria Corazza Bildt

Motion for a resolution
Paragraph 5 – point b

Motion for a resolution

b. set out the facts and figures relating to terrorist activity (successful, failed, prevented attacks) and counter-terrorism activity (arrests and convictions);

Amendment

b. set out the facts and figures relating to terrorist activity (successful, failed, prevented attacks) and counter-terrorism activity (arrests and convictions), ***should all the necessary data be available for the Commission;***

Or. en

Amendment 128
Marie-Christine Vergiat

Motion for a resolution
Paragraph 5 – point b

Motion for a resolution

b. set out the facts and figures relating to

Amendment

b. set out the facts and figures, ***including***

terrorist activity (successful, failed, prevented attacks) and counter-terrorism activity (arrests and convictions);

the budget funding allocated, relating to terrorist activity (successful, failed, prevented attacks) and counter-terrorism activity (arrests and convictions);

Or. fr

Amendment 129
Mario Borghezio

Motion for a resolution
Paragraph 5 – point c

Motion for a resolution

Amendment

c. include a full overview of the accumulated impact of counter-terrorism measures on civil liberties, including Member State policies and measures by third countries with a direct impact in the EU;

deleted

Or. it

Amendment 130
Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution
Paragraph 5 – point c

Motion for a resolution

Amendment

c. include a full overview of the accumulated impact of counter-terrorism measures on civil liberties, including Member State policies and measures by third countries with a direct impact in the EU;

deleted

Or. es

Amendment 131
Jan Philipp Albrecht, Judith Sargentini

Motion for a resolution
Paragraph 5 – point c

Motion for a resolution

c. include a full overview of the accumulated impact of counter-terrorism measures on civil liberties, including Member State policies and measures by third countries with a direct impact in the EU;

Amendment

c. include a full overview of the accumulated impact of counter-terrorism measures on civil liberties, including Member State policies and measures by third countries with a direct impact in the EU ***quantified at least in terms of discrimination statistics and violations of civil liberties found in the relevant case law of the ECHR, ECJ and national courts;***

Or. en

Amendment 132
Marie-Christine Vergiat

Motion for a resolution
Paragraph 5 – point c

Motion for a resolution

c. include a full overview of the accumulated impact of counter-terrorism measures on civil liberties, including Member State policies and measures by third countries with a direct impact in the EU;

Amendment

c. include a full overview of the accumulated impact of counter-terrorism measures on civil liberties, including Member State policies and measures by third countries with a direct impact in the EU ***and all measures taken in this field under the neighbourhood policy;***

Or. fr

Amendment 133
Simon Busuttil

Motion for a resolution
Paragraph 5 – point c

Motion for a resolution

c. include a full overview of the accumulated impact of counter-terrorism measures on civil liberties, including Member State policies and measures by third countries with a direct impact in the EU;

Amendment

c. include a full overview of the accumulated impact of counter-terrorism measures on civil liberties, ***taking into consideration their added value in guaranteeing the security of citizens***, including Member State policies and measures by third countries with a direct impact in the EU;

Or. en

Amendment 134
Anna Hedh

Motion for a resolution
Paragraph 5 – point c

Motion for a resolution

c. include a full overview of the accumulated impact of counter-terrorism measures on ***civil liberties***, including Member State policies and measures by third countries with a direct impact in the EU;

Amendment

c. include a full overview of the accumulated impact of counter-terrorism measures on ***fundamental rights***, including Member State policies and measures by third countries with a direct impact in the EU;

Or. en

Amendment 135
Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution
Paragraph 5 – point d

Motion for a resolution

d. examine whether the current instruments for assessing the impact on privacy and civil liberties are adequate;

Amendment

deleted

Or. es

Amendment 136
Ágnes Hankiss, Anna Maria Corazza Bildt

Motion for a resolution
Paragraph 5 – point d

Motion for a resolution

d. examine whether the current instruments for assessing the impact on privacy and civil liberties are adequate;

Amendment

d. examine whether the current instruments for assessing the impact on privacy and civil liberties are adequate ***and based on international benchmarking practices implemented by democratic countries;***

Or. en

Amendment 137
Jan Philipp Albrecht, Judith Sargentini

Motion for a resolution
Paragraph 5 – point d

Motion for a resolution

d. examine whether the current instruments for assessing the impact on privacy and civil liberties are adequate;

Amendment

d. examine whether the current instruments for assessing the impact on privacy and civil liberties are adequate ***taking into account the interinstitutional agreements and further activities on better lawmaking;***

Or. en

Amendment 138
Andreas M \ddot{u} lzer

Motion for a resolution
Paragraph 5 – point d

Motion for a resolution

d. examine whether the current instruments for assessing the impact on privacy and

Amendment

d. examine whether the current instruments for assessing the impact on privacy and

civil liberties are adequate;

civil liberties are adequate *and proportionate*;

Or. de

Amendment 139
Stanimir Ilchev

Motion for a resolution
Paragraph 5 – point d a (new)

Motion for a resolution

Amendment

d a. include results from monitoring the major actions of the anti-terrorist structures in the Member States and examine whether these actions really reciprocate emerging threats or ambiguously serve short-term internal political purposes;

Or. en

Amendment 140
Jan Philipp Albrecht, Judith Sargentini

Motion for a resolution
Paragraph 5 – point e

Motion for a resolution

Amendment

e. identify where *further law enforcement powers are needed or, inversely, where* the powers granted *are* excessive and go beyond what is necessary;

e. identify where *measures have been effective, proportionate and necessary or inversely* the powers granted *were* excessive and go beyond what is necessary *including proposals for repeal or reform and where further measures might be needed*;

Or. en

Amendment 141
Mario Borghezio

Motion for a resolution
Paragraph 5 – point e

Motion for a resolution

e. identify where further law enforcement powers are needed ***or, inversely, where the powers granted are excessive and go beyond what is necessary;***

Amendment

e. identify where further law enforcement powers are needed;

Or. it

Amendment 142
Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution
Paragraph 5 – point e

Motion for a resolution

e. ***identify where further law enforcement powers are needed or, inversely, where the powers granted are excessive and go beyond what is necessary;***

Amendment

e. ***examine how effective and appropriate the powers entrusted to EU agencies and services are in the fight against terrorism;***

Or. es

Amendment 143
Ágnes Hankiss

Motion for a resolution
Paragraph 5 – point e

Motion for a resolution

e. identify where further law enforcement powers are needed or, inversely, where the powers granted are excessive and go beyond what is necessary;

Amendment

e. ***lay down an objective definition with regards to the ‘necessary’ law enforcement powers and based on that definition*** identify where further law enforcement powers are needed or, inversely, where the powers granted are excessive and go beyond what is

necessary;

Or. en

Amendment 144
Andreas Mölzer

Motion for a resolution
Paragraph 5 – point e

Motion for a resolution

e. identify where further law enforcement powers are needed or, inversely, where the powers granted are excessive and go beyond what is necessary;

Amendment

e. identify where further law enforcement powers are needed or, inversely, where the powers granted are excessive and go beyond what is necessary ***to obtain that objective;***

Or. de

Amendment 145
Simon Busuttil

Motion for a resolution
Paragraph 5 – point e a (new)

Motion for a resolution

Amendment

e a. identify how counter-terrorism measures can be improved in cases where there are gaps in security which can be abused for the purposes of executing terrorist acts;

Or. en

Amendment 146
Ágnes Hankiss, Anna Maria Corazza Bildt

Motion for a resolution
Paragraph 6

Motion for a resolution

Amendment

6. Calls on the Commission to map out which measures have objectives other than counter-terrorism, or where further objectives were added to the initial purpose of counter-terrorism (mission creep and function creep), such as law enforcement, immigration policies, public health, or public order;

deleted

Or. en

Amendment 147
Mario Borghezio

Motion for a resolution
Paragraph 6

Motion for a resolution

Amendment

6. Calls on the Commission to map out which measures have objectives other than counter-terrorism, or where further objectives were added to the initial purpose of counter-terrorism (mission creep and function creep), such as law enforcement, immigration policies, public health, or public order;

deleted

Or. it

Amendment 148
Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution
Paragraph 6

Motion for a resolution

Amendment

6. Calls on the Commission to **map out which** measures **have objectives other than** counter-terrorism, **or where further**

6. Calls on the Commission to **identify all horizontal** measures **specifically related to** counter-terrorism, **such as those stemming**

objectives were added to the initial purpose of counter-terrorism (mission creep and function creep), such as law enforcement, immigration policies, public health, or public order;

*from policies on immigration, on the fight against people trafficking, arms trafficking, drug trafficking, money laundering and cybercrime, as well as on public health **and on** public order;*

Or. es

Amendment 149
Jan Philipp Albrecht, Judith Sargentini

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Calls on the **Commission** to map out which measures have objectives other than counter-terrorism, or where further objectives were added to the initial purpose of counter-terrorism (mission creep and function creep), such as law enforcement, immigration policies, public health, or public order;

Amendment

6. Calls on the **panel of experts** to map out which measures have objectives other than counter-terrorism, or where further objectives were added to the initial purpose of counter-terrorism (mission creep and function creep), such as law enforcement, immigration policies, public health, or public order;

Or. en

Amendment 150
Georgios Papanikolaou

Motion for a resolution
Paragraph 6 a (new)

Motion for a resolution

6 a. Calls on the Commission to take measures to combat terrorist acts through internet, taking into account that terrorist groups use internet and in particular the social networks as a communication channel to reach younger generations for propaganda purposes;

Amendment

Or. en

Amendment 151

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Paragraph 7

Motion for a resolution

Amendment

7. Calls on the Commission to draw up a complete and detailed ‘map’ of all counter-terrorism policies in Europe; calls at the same time on Member States to carry out a comprehensive evaluation of their counter-terrorism policies, with a particular focus on interaction with EU policies, overlap and gaps, to cooperate better in the evaluation of EU policies, and to provide their input within the given deadlines, as in the case of the Data Retention Directive⁸;

deleted

Or. es

Amendment 152

Ágnes Hankiss, Anna Maria Corazza Bildt

Motion for a resolution

Paragraph 7

Motion for a resolution

Amendment

7. Calls on the Commission to draw up a complete and detailed ‘map’ of all counter-terrorism policies in Europe; calls at the same time on Member States to carry out a comprehensive evaluation of their counter-terrorism policies, with a particular focus on interaction with EU policies, overlap and gaps, to cooperate better in the evaluation of EU policies, and to provide their input within the given deadlines, as in the case of the Data Retention Directive⁸ ;

deleted

⁸. *Directive 2006/24/EC of the European Parliament and of the Council of 15th March 2006 on the retention of data generated or processed in connection with the provision of publicly available electronic communications services or of public communications networks and amending Directive 2002/58/EC. Official Journal of the European Union L 105 (Brussels: 13th April 2006) pp. 54-63.*

Or. en

Amendment 153
Anna Hedh

Motion for a resolution
Paragraph 7

Motion for a resolution

7. Calls on the Commission to draw up a complete and detailed ‘map’ of all counter-terrorism policies in Europe; calls at the same time on Member States to carry out a comprehensive evaluation of their counter-terrorism policies, with a particular focus on interaction with EU policies, overlap and gaps, to cooperate better in the evaluation of EU policies, and to provide their input within the given deadlines, as in the case of the Data Retention Directive⁸ ;

Amendment

7. Calls on the Commission to draw up a complete and detailed ‘map’ of all counter-terrorism policies in Europe, ***with a special focus on EU legislation and how it has been transposed and implemented at national level***; calls at the same time on Member States to carry out a comprehensive evaluation of their counter-terrorism policies, with a particular focus on interaction with EU policies, overlap and gaps, to cooperate better in the evaluation of EU policies - ***including to provide correlation tables which identifies which provisions of Member State laws and regulations transpose the different provisions of EU acts and*** to provide their input within the given deadlines, as in the case of the Data Retention Directive⁸ ;

Or. en

Amendment 154
Jan Philipp Albrecht, Judith Sargentini

Motion for a resolution
Paragraph 7

Motion for a resolution

7. Calls on the Commission to **draw** up a complete and detailed ‘map’ of all counter-terrorism policies in Europe; calls at the same time on Member States to **carry** out a comprehensive evaluation of their counter-terrorism policies, with a particular focus on interaction with EU policies, overlap and gaps, to cooperate better in the evaluation of EU policies, and to provide their input within the given deadlines, as in the case of the Data Retention Directive⁸ ;

Amendment

7. Calls on the Commission to **assist the activities of the panel of experts by drawing** up a complete and detailed ‘map’ of all counter-terrorism policies in Europe; calls at the same time on Member States to **assist the activities of the panel of experts by carrying** out a comprehensive evaluation of their counter-terrorism policies, with a particular focus on interaction with EU policies, overlap and gaps, to cooperate better in the evaluation of EU policies, and to provide their input within the given deadlines, as in the case of the Data Retention Directive⁸ ;

Or. en

Amendment 155

Kyriacos Triantaphyllides, Cornelia Ernst, Rui Tavares, Marie-Christine Vergiat

Motion for a resolution
Paragraph 7

Motion for a resolution

7. Calls on the Commission to draw up a complete and detailed ‘map’ of all counter-terrorism **policies in Europe**; calls **at the same time on** Member States to carry out a comprehensive evaluation of their counter-terrorism policies, with a particular focus on interaction with EU policies, overlap and gaps, to cooperate better in the evaluation of EU policies, and to provide their input within the given deadlines, as in the case of the Data Retention Directive⁸ ;

Amendment

7. Calls on the Commission to draw up a complete and detailed ‘map’ of all **existing** counter-terrorism **legislation in the EU and the degree of their implementation in the Member States**; calls **on** the Member States to carry out a comprehensive evaluation of their counter-terrorism policies, with a particular focus on interaction with EU policies, overlap and gaps, to cooperate better in the evaluation of EU policies, and to provide their input within the given deadlines, as in the case of the Data Retention Directive⁸ ;

Or. en

Amendment 156
Georgios Papanikolaou

Motion for a resolution
Paragraph 7 a (new)

Motion for a resolution

Amendment

7 a. Calls on the Commission to establish as soon as possible a European Passenger Name Record in order to offer better monitoring of crime routes to and from the EU, with full respect on the protection of personal data of travellers. Considers that it is important to increase the international cooperation and to take measures in order to enhance transport security across Europe with a particular emphasis on air cargo security;

Or. en

Amendment 157
Ágnes Hankiss

Motion for a resolution
Paragraph 7 a (new)

Motion for a resolution

Amendment

7a. Suggests that the Commission - involving the appropriate agencies - prepares an analysis detailing those political forces, interest groups or organizations which could extend their spheres of influence through the European Parliament and using it as a facilitator to weaken and attack the credibility of European counter-terrorism structures and mechanisms jeopardising thus the security of European citizens;

Or. en

Amendment 158

Ágnes Hankiss, Anna Maria Corazza Bildt

Motion for a resolution

Paragraph 8

Motion for a resolution

8. Calls on the Commission to produce, ***before July 2011***, a full and detailed report on all EU funds used for counter-terrorism purposes, ***directly or indirectly***, and to produce an analysis of the development of the relevant EU budget lines since 2001;

Amendment

8. Calls on the Commission to produce a full and detailed report on all EU funds used for counter-terrorism purposes and to produce an analysis of the development of the relevant EU budget lines since 2001;

Or. en

Amendment 159

Marie-Christine Vergiat

Motion for a resolution

Paragraph 8

Motion for a resolution

8. Calls on the Commission to produce, before July 2011, a full and detailed report on all EU funds used for counter-terrorism purposes, directly or indirectly, and to produce an analysis of the development of the relevant EU budget lines since 2001;

Amendment

8. Calls on the Commission to produce, before July 2011, a full and detailed report on all EU funds used for counter-terrorism purposes, directly or indirectly, and to produce an analysis of the development of the relevant EU budget lines since 2001, ***also specifying the resources allocated to this area by third countries***;

Or. fr

Amendment 160

Sophia in 't Veld

Motion for a resolution

Paragraph 8

Motion for a resolution

8. Calls on the Commission to produce, before July 2011, a full and detailed report on all EU funds used for counter-terrorism purposes, directly or indirectly, and to produce an analysis of the development of the relevant EU budget lines since 2001;

Amendment

8. Calls on the Commission to produce, before July 2011, a full and detailed report on all EU funds used for counter-terrorism purposes, directly or indirectly, and to produce an analysis of the development of the relevant EU budget lines since 2001, ***including in any case the following items:***

- expenditures specifically labelled as counter-terrorism measures,
- expenditures for policies that include counter terrorism activities,
- expenditures for EU staff and agencies carrying out counter terrorism tasks,
- expenditures for counter terrorism related IT systems and databases,
- expenditures for research projects (co-)funded by the European Union in the area of counter terrorism or related areas,
- expenditures for protection of fundamental rights and data protection in the context of counter terrorism,
- expenditures for strengthening democracy and the rule of law,
- an analysis of the development of the above EU budget lines since 2001;

Or. en

Amendment 161

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Paragraph 9

Motion for a resolution

9. Calls on the Commission to carry out a study into the costs of counter-terrorism policies borne by the private sector, as well as an overview of sectors benefiting

Amendment

deleted

from counter-terrorism policies;

Or. es

Amendment 162

Kyriacos Triantaphyllides, Cornelia Ernst, Rui Tavares, Marie-Christine Vergiat

Motion for a resolution

Paragraph 9

Motion for a resolution

9. Calls on the Commission to carry out a study into the costs of counter-terrorism policies borne by the private sector, as well as an overview of sectors benefiting from counter-terrorism policies;

Amendment

9. Calls on the Commission to carry out a study into the costs of counter-terrorism policies borne by the private sector, ***delineating the shares borne by the different sectors of society***, as well as an overview of sectors benefiting from counter-terrorism policies;

Or. en

Amendment 163

Mario Borghezio

Motion for a resolution

Paragraph 10

Motion for a resolution

10. Calls on the Commission to invite the ‘High Level Group of Independent Stakeholders on Administrative Burdens’ (chaired by Mr Stoiber) to assess the administrative burden created by counter-terrorism measures since 2001;

Amendment

deleted

Or. it

Amendment 164

Ágnes Hankiss, Anna Maria Corazza Bildt

Motion for a resolution
Paragraph 10

Motion for a resolution

Amendment

10. Calls on the Commission to invite the ‘High Level Group of Independent Stakeholders on Administrative Burdens’ (chaired by Mr Stoiber) to assess the administrative burden created by counter-terrorism measures since 2001;

deleted

Or. en

Amendment 165

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution
Paragraph 10

Motion for a resolution

Amendment

10. Calls on the Commission to invite the ‘High Level Group of Independent Stakeholders on Administrative Burdens’ (chaired by Mr Stoiber) to assess the administrative burden created by counter-terrorism measures since 2001;

deleted

Or. es

Amendment 166

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution
Paragraph 11 – point a

Motion for a resolution

Amendment

a. for each measure it must be established if either national parliaments or the European Parliament had full rights and the means of scrutiny, such as access to information, sufficient time for a

deleted

thorough procedure, and rights to modify the proposals; the evaluation must include an overview of the legal basis used for each policy measure;

Or. es

Amendment 167

Ágnes Hankiss, Anna Maria Corazza Bildt

Motion for a resolution

Paragraph 11 – point b

Motion for a resolution

Amendment

b. all existing measures must be subjected to a retrospective proportionality test;⁹ *deleted*

⁹ *European Court of Human Rights, S. and Marper v. United Kingdom, 8 December 2008, §95, 101-103, 125.*

Or. en

Amendment 168

Salvatore Iacolino

Motion for a resolution

Paragraph 11 – point b

Motion for a resolution

Amendment

b. all existing measures must be subjected to a retrospective proportionality test; *deleted*

Or. it

Amendment 169

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution
Paragraph 11 – point b

Motion for a resolution

b. all existing measures must be subjected to a retrospective proportionality test⁹;

Amendment

deleted

Or. es

Amendment 170
Jan Philipp Albrecht, Judith Sargentini

Motion for a resolution
Paragraph 11 – point b

Motion for a resolution

b. all existing measures must be subjected to a retrospective proportionality test;⁹

Amendment

b. all existing measures must be subjected to a retrospective proportionality test,⁹

giving priority to the Framework decision on the European Arrest Warrant where an explicit proportionality test needs to be introduced and the Framework decision on Terrorism, where in particular:

- the operative part of the instrument (and not only the preamble) should include a full fundamental rights clause to guide its transposition and implementation;

- in line with the best efforts to define terrorism on the international level, the definition of terrorism in Article 1 should restrict itself to the first two alternative intent elements, and the third one should be dropped (“seriously destabilising or destroying the fundamental political, constitutional, economic or social structures of a country or an international organization”), as it is too vague and therefore open to abuse by countries in other parts of the world that should be encouraged to follow best international standards; and

- the list of crimes constituting the objective element of the same terrorism

definition, should be shortened to comply with international standards based on the idea that the essence of terrorism is in deadly or otherwise serious physical violence against members of the general population (“civilians”) or segments of it.

Or. en

Amendment 171
Mario Borghezio

Motion for a resolution
Paragraph 11 – point c

Motion for a resolution

Amendment

c. provide an overview of the classification of documents, trends in the use of classification, and numbers and trends in access granted or denied to documents relating to counter-terrorism policies; documents made available to Parliament must also be consulted in a secure room;

deleted

Or. it

Amendment 172
Ágnes Hankiss, Anna Maria Corazza Bildt

Motion for a resolution
Paragraph 11 – point c

Motion for a resolution

Amendment

c. provide an overview of the classification of documents, trends in the use of classification, and numbers and trends in access granted or denied to documents relating to counter-terrorism policies; documents made available to Parliament must also be consulted in a secure room;

deleted

Or. en

Amendment 173

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Paragraph 11 – point c

Motion for a resolution

c. provide an overview of the classification of documents, *trends in the use of classification, and numbers and trends in access granted or denied to documents relating to counter-terrorism policies*; documents made available to Parliament must also be consulted in a secure room;

Amendment

c. provide an overview of the classification of documents; documents made available to Parliament must also be consulted in a secure room;

Or. es

Amendment 174

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Paragraph 11 – point d

Motion for a resolution

d. *an overview of the use made of external consultants and (independent) expertise in areas such as (international) law, data protection and civil liberties, and security in the context of European counter-terrorism policies*;

Amendment

deleted

Or. es

Amendment 175

Ágnes Hankiss, Anna Maria Corazza Bildt

Motion for a resolution

Paragraph 11 – point e

Motion for a resolution

e. an overview of the instruments for the democratic scrutiny of cross-border cooperation by intelligence agencies, **and more specifically of SitCen, the Watch-Keeping Capability, the Crisis Room, the Council's Clearing House, and COSI;**

Amendment

e. an overview of the instruments for the democratic scrutiny of cross-border cooperation by intelligence agencies **under the umbrella** of the **European External Action Service;**

Or. en

Amendment 176

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Paragraph 11 – point f

Motion for a resolution

f. an overview of measures adopted by third countries with extraterritorial effect in the EU, such as the US Foreign Intelligence Surveillance Act (FISA), which are not subject to scrutiny by any parliament in the EU;

Amendment

deleted

Or. es

Amendment 177

Ágnes Hankiss, Anna Maria Corazza Bildt

Motion for a resolution

Paragraph 11 – point f

Motion for a resolution

f. an overview of measures adopted by third countries with extraterritorial effect in the EU, **such as the US Foreign Intelligence Surveillance Act (FISA),** which are not subject to scrutiny by any parliament in the EU;

Amendment

f. an overview of measures adopted by third countries with extraterritorial effect in the EU, which are not subject to scrutiny by any parliament in the EU;

Amendment 178

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Paragraph 11 – point g

Motion for a resolution

Amendment

g. an overview of measures agreed in international governmental and non-governmental bodies (United Nations, ICAO, IATA), and existing instruments for democratic scrutiny;

deleted

Or. es

Amendment 179

Ágnes Hankiss, Anna Maria Corazza Bildt

Motion for a resolution

Paragraph 11 – point h

Motion for a resolution

Amendment

h. an overview of non-legislative EU(-funded) activities, such as research programmes, and how they are subject to democratic scrutiny;

deleted

Or. en

Amendment 180

Norica Nicolai

Motion for a resolution

Paragraph 11 – point h a (new)

Motion for a resolution

Amendment

h a. to proceed to the analysis of the mechanisms that limit personal rights,

and which are used in the prevention and combat of terrorist activities (such as telephone-tapping, illegal detentions, or kidnappings within the territory of the Member States);

Or. en

Amendment 181

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Paragraph 12

Motion for a resolution

12. Calls *on the Commission* to investigate and rectify unlawful action *and violations of international law and human rights*;

Amendment

12. Calls for *the competent legal authorities* to investigate and rectify *any illegal acts in the event of infringements against the prevailing legal order*;

Or. es

Amendment 182

Ágnes Hankiss, Anna Maria Corazza Bildt

Motion for a resolution

Paragraph 12

Motion for a resolution

12. Calls on the Commission to investigate and rectify unlawful action and violations of international law and human rights;

Amendment

12. Calls on the Commission to investigate and rectify unlawful action and violations of international law and human rights, *in case there is any evidence or suspicion of such alleged violation and in case the Commission is authorized to carry out such investigations*;

Or. en

Amendment 183
Ana Gomes

Motion for a resolution
Paragraph 12

Motion for a resolution

12. Calls on the Commission to investigate **and rectify** unlawful action and violations of international law and **human rights**;

Amendment

12. Calls on the Commission to investigate unlawful action and violations of **human rights and** international law and **to call on Member States to ensure their rectification**;

Or. en

Amendment 184
Mario Borghezio

Motion for a resolution
Paragraph 12

Motion for a resolution

12. Calls on the Commission to investigate and rectify unlawful action and violations of international law and human rights;

Amendment

12. Calls on the Commission to investigate and rectify **any** unlawful action and violations of international law and human rights;

Or. it

Amendment 185
Georgios Papanikolaou

Motion for a resolution
Paragraph 12 a (new)

Motion for a resolution

Amendment

12 a. Considers that training and raising awareness, among the judicial and police authorities, has to be a priority in order to improve the readiness across the European Union in the fight against

terrorism;

Or. en

Amendment 186
Juan Fernando López Aguilar

Motion for a resolution
Paragraph 12 a (new)

Motion for a resolution

Amendment

12a. calls on the Commission to include in its forthcoming directive on compensation for victims of crime a chapter specifically stressing both the significance of the victims of terrorism for Europe and enhancing protection for the victims of mafia-organised crime;

Or. es

Amendment 187
Teresa Jiménez-Becerril Barrio

Motion for a resolution
Paragraph 12 a (new)

Motion for a resolution

Amendment

12 a. Calls on the Commission and the Council to guideline an improvement of media coverage and the emphasis on victims of terrorism when counter-terrorism activities are being reported;

Or. en

Amendment 188
Ana Gomes

Motion for a resolution
Paragraph 13

Motion for a resolution

13. Considers that the EU and its Member States must fully clarify their role in the CIA programme of renditions and black sites, in line with the recommendations of the European Parliament and the Council of Europe;

Amendment

13. Considers that the EU and its Member States must fully clarify their role in the CIA programme of renditions and black sites, in line with the recommendations of the European Parliament and the Council of Europe; ***in light of new evidence brought to light since then, calls on Member States to reopen independent national inquiry procedures to fully disclose civilian or military illegal activities which took place on European ground and airspace in the context of President Bush's "War on Terror"; further urges Member States to, according to the results of those inquiry procedures, to repair and compensate victims in the appropriate manner;***

Or. en

Amendment 189
Sophia in 't Veld

Motion for a resolution
Paragraph 13

Motion for a resolution

13. Considers that the EU and its Member States must fully clarify their role in the CIA programme of renditions and black sites, in line with the recommendations of the European Parliament and the Council of Europe;

Amendment

13. Considers that the EU and its Member States must fully clarify their role in the CIA programme of renditions and black sites, in line with the recommendations of the European Parliament and the Council of Europe; ***moreover, emphasizes that the EU and EU Member States must clarify whether judicial inquiries into issues relating to Guantanamo and to renditions have been cancelled at the request of third countries;***

Or. en

Amendment 190
Jan Philipp Albrecht, Judith Sargentini

Motion for a resolution
Paragraph 13

Motion for a resolution

13. Considers that the EU and its Member States must fully clarify their role in the CIA programme of renditions and black sites, in line with the recommendations of the European Parliament and the Council of Europe;

Amendment

13. Considers that the EU and its Member States must fully clarify their role in the CIA programme of renditions and black sites, in line with the recommendations of the European Parliament and the Council of Europe; ***insists that the Member States must fully collaborate with further investigations into the matter;***

Or. en

Amendment 191
Ágnes Hankiss

Motion for a resolution
Paragraph 13

Motion for a resolution

13. Considers that the EU and its Member States must fully clarify their role in the CIA programme of renditions and black sites, in line with the recommendations of the European Parliament and the Council of Europe;

Amendment

13. Considers that the EU and its Member States must fully clarify their role in the CIA programme of renditions and black sites, in line with the recommendations of the European Parliament and the Council of Europe, ***strictly based on facts and not prejudices and political interests;***

Or. en

Amendment 192
Sophia in 't Veld

Motion for a resolution
Paragraph 13 a (new)

Motion for a resolution

Amendment

13 a. Underlines that the EU must help the US in finding appropriate solutions for the closing of Guantanamo and ensuring the inmates get a fair trial;

Or. en

**Amendment 193
Sophia in 't Veld**

**Motion for a resolution
Paragraph 13 b (new)**

Motion for a resolution

Amendment

13 b. Calls on Commission and Council, when designing counter terrorism measures, to respect the following essential rights: the right to associate and form organizations, the right to operate without unwanted state interference, the right to free expression, the right to communicate and cooperate freely internally and externally, the right to seek and secure resources, and the right to have these freedoms protected by the state;

Or. en

**Amendment 194
Sophia in 't Veld**

**Motion for a resolution
Paragraph 13 c (new)**

Motion for a resolution

Amendment

13 c. In this context, urges Council and Commission, when revising the black listing and asset freezing measures, to

consider particularly the position of NGOs and civil society, so as to ensure that NGOs are not listed "by association" and that they are not unduly hampered in working with their partner organisations;

Or. en

Amendment 195

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Paragraph 14

Motion for a resolution

Amendment

14. Is of the opinion that the EU and its Member States must modify the procedures regarding terrorist lists, and make sure they are fully in line with all relevant court rulings¹⁰;

deleted

Or. es

Amendment 196

Sophia in 't Veld

Motion for a resolution

Paragraph 14

Motion for a resolution

Amendment

14. Is of the opinion that the EU and its Member States must modify the procedures regarding terrorist lists, and make sure they are fully in line with all relevant court rulings¹⁰;

14. Firmly disapproves the call by Council (17-01-2011 Action Plan), on Commission, Council and Member States to lodge appeals against the General Court Judgment in the latest case of Kadi v. Commission; calls instead on all actors to proceed to a thorough revision of the sanctions regime, and ensure it is fully in line with international human rights standards and the rule of law, in accordance with all relevant case law;¹⁰

Amendment 197
Ana Gomes

Motion for a resolution
Paragraph 14

Motion for a resolution

14. Is of the opinion that the EU and its Member States must modify the procedures regarding terrorist lists, and make sure they are fully in line with all relevant court rulings¹⁰ ;

Amendment

14. Is of the opinion that the EU and its Member States must modify the procedures regarding ***the inclusion of persons or entities in*** terrorist lists, and make sure they are fully in line with all relevant court rulings¹⁰; ***takes the view that those targeted with sanctions should be given the information which substantiates their targeting and be entitled to effective judicial remedy;***

Amendment 198
Marie-Christine Vergiat

Motion for a resolution
Paragraph 14

Motion for a resolution

14. Is of the opinion that the EU and its Member States must modify the procedures ***regarding*** terrorist lists, and make sure they are fully in line with all relevant court rulings;

Amendment

14. Is of the opinion that the EU and its Member States must modify the procedures ***used to draw up*** terrorist lists, and make sure they are fully in line with all relevant court rulings;

Amendment 199
Sophia in 't Veld

Motion for a resolution
Paragraph 14 a (new)

Motion for a resolution

Amendment

14 a. Recalls the important contribution of many NGOs and civil society, often co-financed by the EU and its Member States, towards socio-economic development, peace building, nation building and democratisation, all essential in countering radicalisation and recruitment;

Or. en

Amendment 200
Marie-Christine Vergiat

Motion for a resolution
Paragraph 15

Motion for a resolution

Amendment

15. Calls on the Commission and the Council to open an investigation into the possible collection of personal data for law enforcement purposes without an adequate legal base or by applying irregular, or even illegal, procedures;

15. Calls on the Commission and the Council to open an investigation into the possible collection of personal data for law enforcement purposes without an adequate legal base or by applying irregular, or even illegal, procedures; ***hopes that that investigation will enable as complete a list as possible to be compiled of the data collection measures implemented under the circumstances described above;***

Or. fr

Amendment 201
Ioan Enciu

Motion for a resolution
Paragraph 15

Motion for a resolution

15. Calls on the Commission and the Council to ***open*** an investigation into the possible collection of personal data for law enforcement purposes without an adequate legal base or by applying irregular, or even illegal, procedures;

Amendment

15. Calls on the Commission and the Council to ***carry out*** an investigation ***and draw up a detailed report*** into the possible collection of personal data for law enforcement purposes without an adequate legal base or by applying irregular, or even illegal, procedures;

Or. ro

Amendment 202

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Paragraph 15

Motion for a resolution

15. Calls on the Commission and the Council to ***open an investigation into*** the possible collection of personal data for law enforcement purposes without an adequate legal base or by applying irregular, or even illegal, procedures;

Amendment

15. Calls on the Commission and the Council to ***investigate*** the collection of personal data – ***if such collection has taken place*** – for law enforcement purposes without an adequate legal base or by applying irregular, or even illegal, procedures;

Or. es

Amendment 203

Anna Maria Corazza Bildt, Ágnes Hankiss, Simon Busuttil

Motion for a resolution

Paragraph 15

Motion for a resolution

15. Calls on the Commission and the Council to ***open an investigation*** into the possible collection of personal data for law enforcement purposes without an adequate legal base or by applying irregular, or even

Amendment

15. Calls on the Commission ***within its competencies*** and the Council to ***investigate*** into the possible collection of personal data for law enforcement purposes without an adequate legal base or by

illegal, procedures;

applying irregular, or even illegal,
procedures;

Or. en

Amendment 204
Jan Philipp Albrecht, Judith Sargentini

Motion for a resolution
Paragraph 15 a (new)

Motion for a resolution

Amendment

15 a. Calls upon the Commission to incorporate a uniform legal definition of the concept of ‘profiling’ in the upcoming revision of the Union’s data protection framework;

Or. en

Amendment 205
Mario Borghezio

Motion for a resolution
Paragraph 16

Motion for a resolution

Amendment

16. Urges the Commission to conduct a compulsory proportionality test and a full impact assessment for each proposal involving the large-scale collection of personal data, detection and identification technologies, tracking and tracing, data mining and profiling, risk assessment and behavioural analysis or similar techniques;

deleted

Or. it

Amendment 206

Ágnes Hankiss, Anna Maria Corazza Bildt

Motion for a resolution

Paragraph 16

Motion for a resolution

Amendment

16. Urges the Commission to conduct a compulsory proportionality test and a full impact assessment for each proposal involving the large-scale collection of personal data, detection and identification technologies, tracking and tracing, data mining and profiling, risk assessment and behavioural analysis or similar techniques;

deleted

Or. en

Amendment 207

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Paragraph 16

Motion for a resolution

Amendment

16. Urges the Commission to **conduct a compulsory proportionality test and a full impact assessment for each proposal involving the large-scale collection of personal data, detection and identification technologies, tracking and tracing, data mining and profiling, risk assessment and behavioural analysis or similar techniques;**

16. Urges the Commission to **submit any future communications on the relationship between the new legal instruments for information exchange, their interaction and the best practices for using them;**

Or. es

Amendment 208

Sophia in 't Veld

Motion for a resolution
Paragraph 16 a (new)

Motion for a resolution

Amendment

16 a. Underlines the need to improve the use of data: the collection of data should only be allowed after the principle of necessity, the possible overlap with other existing measures and possible less intrusive measures have been explicitly demonstrated, and only on the basis of strict purpose limitation, data minimization, and when sharing and processing of data are drastically improved;

Or. en

Amendment 209
Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution
Paragraph 17

Motion for a resolution

Amendment

17. Calls on the European Data Protection Supervisor and the Fundamental Rights Agency to report ***annually on profiling, data mining and detection and identification techniques used in Europe for counter-terrorism (and possibly other) purposes;***

17. Calls on the European Data Protection Supervisor and the Fundamental Rights Agency to report on ***the level of protection of fundamental rights and personal data in the field of EU Counter-Terrorism Policy;***

Or. es

Amendment 210
Marie-Christine Vergiat

Motion for a resolution
Paragraph 17

Motion for a resolution

17. Calls on the European Data Protection Supervisor and the Fundamental Rights Agency to report annually on profiling, data mining and detection and identification techniques used in Europe for counter-terrorism (and possibly other) purposes;

Amendment

17. Calls on the European Data Protection Supervisor and the Fundamental Rights Agency to report annually on ***the exceptions to ordinary law and on profiling, mass surveillance,*** data mining and detection and identification techniques used in Europe for counter-terrorism (and possibly other) purposes;

Or. fr

Amendment 211
Ioan Enciu

Motion for a resolution
Paragraph 17

Motion for a resolution

17. Calls on the European Data Protection Supervisor and the Fundamental Rights Agency to report annually on profiling, data mining and detection and identification techniques used in Europe for counter-terrorism (and possibly other) purposes;

Amendment

17. Calls on the European Data Protection Supervisor and the Fundamental Rights Agency to report annually on profiling, data mining and detection and identification techniques used in Europe ***and countries with which the European Union has concluded or intends to conclude agreements in this area*** for counter-terrorism (and possibly other) purposes, ***such as combating organised crime;***

Or. ro

Amendment 212
Ágnes Hankiss

Motion for a resolution
Paragraph 17

Motion for a resolution

17. Calls on the European Data Protection Supervisor and the Fundamental Rights Agency to report annually on profiling, data mining and detection and identification techniques used *in Europe* for counter-terrorism (*and possibly other*) purposes;

Amendment

17. Calls on the European Data Protection Supervisor and the Fundamental Rights Agency to report annually on profiling, data mining and detection and identification techniques used *by EU institutions and agencies* for counter-terrorism purposes *in line with their mandate or mission*;

Or. en

Amendment 213

Anna Maria Corazza Bildt, Simon Busuttil

Motion for a resolution

Paragraph 17

Motion for a resolution

17. Calls on the European Data Protection Supervisor and the Fundamental Rights Agency to report annually on profiling, data mining and detection and identification techniques used in Europe for counter-terrorism (and possibly other) purposes;

Amendment

17. Calls on the European Data Protection Supervisor and the Fundamental Rights Agency *according to their mandate to* report annually on profiling, data mining and detection and identification techniques used in Europe for counter-terrorism (and possibly other) purposes;

Or. en

Amendment 214

Sophia in 't Veld

Motion for a resolution

Paragraph 17 a (new)

Motion for a resolution

Amendment

17 a. Urges Commission and Council to fully clarify the role, tasks and mandate of the Counter Terrorism Coordinator under the Lisbon Treaty, notably the division of

Or. en

Amendment 215

Ágnes Hankiss, Anna Maria Corazza Bildt

Motion for a resolution

Paragraph 18

Motion for a resolution

Amendment

**18. Calls on the Counter-Terrorism
Coordinator to draw up a report on the
use of Human Intelligence in European
counter-terrorism policies;**

deleted

Or. en

Amendment 216

Teresa Jiménez-Becerril Barrio

Motion for a resolution

Paragraph 18

Motion for a resolution

Amendment

18. Calls on the Counter-Terrorism
Coordinator to draw up a report on the use
of Human Intelligence in European
counter-terrorism policies;

18. Calls on the Counter-Terrorism
Coordinator to draw up a report on the use
of Human Intelligence ***and its cooperation
with foreign intelligence services*** in
European counter-terrorism policies;

Or. en

Amendment 217

Jan Philipp Albrecht, Judith Sargentini

Motion for a resolution

Paragraph 18 a (new)

Motion for a resolution

Amendment

18 a. Calls on the Council to follow the example of the United Nations by appointing a coordinator on the promotion and protection of human rights and fundamental freedoms while countering terrorism;

Or. en

Amendment 218

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution

Paragraph 19

Motion for a resolution

Amendment

19. Calls on the Commission to draft a Communication on Ethics in European Counter- Terrorism Policies;

deleted

Or. es

Amendment 219

Anna Maria Corazza Bildt, Ágnes Hankiss

Motion for a resolution

Paragraph 19

Motion for a resolution

Amendment

19. Calls on the Commission to draft a Communication on Ethics in European Counter- Terrorism Policies;

deleted

Or. en

Amendment 220

Agustín Díaz de Mera García Consuegra, Luis de Grandes Pascual

Motion for a resolution
Paragraph 20

Motion for a resolution

20. Calls on the Commission to **launch proposals for strengthening** the protection of civil liberties, transparency and democratic scrutiny in the context of counter-terrorism policies, **such as improving access to documents by creating an EU Freedom of Information Act and strengthening the Fundamental Rights Agency, the EDPS and the Article 29 WP**;

Amendment

20. Calls on the Commission to **ensure** the protection of civil liberties, transparency and democratic scrutiny in the context of counter-terrorism policies;

Or. es

Amendment 221

Anna Maria Corazza Bildt, Ágnes Hankiss, Simon Busuttil

Motion for a resolution
Paragraph 20

Motion for a resolution

20. Calls on the Commission to launch proposals for strengthening the protection of civil liberties, transparency and democratic scrutiny in the context of counter-terrorism policies, **such as improving access to documents by creating an EU Freedom of Information Act and strengthening the Fundamental Rights Agency, the EDPS and the Article 29 WP**;

Amendment

20. Calls on the Commission to launch proposals for strengthening the protection of civil liberties, transparency and democratic scrutiny in the context of counter-terrorism policies;

Or. en

Amendment 222

Ana Gomes

Motion for a resolution
Paragraph 20 a (new)

Motion for a resolution

Amendment

20 a. Calls on the Commission to propose amendments to Council Framework Decision on combating terrorism amended last in 2008 to raise the standard of protection of human rights and fundamental freedoms, namely by updating the definition of terrorist offences and to better link it to the existing EU-level Human Rights instruments, particularly the Charter of Fundamental Rights;

Or. en

Amendment 223

Anna Maria Corazza Bildt, Ágnes Hankiss, Teresa Jiménez-Becerril Barrio, Simon Busuttil

**Motion for a resolution
Paragraph 20 a (new)**

Motion for a resolution

Amendment

20 a. while ensuring transparency and democratic scrutiny related to counter-terrorism policies, due consideration must be given to the fact that disclosure of information may put human lives in danger and derail counter-terrorism activities;

Or. en

**Amendment 224
Sophia in 't Veld**

**Motion for a resolution
Paragraph 20 a (new)**

Motion for a resolution

Amendment

20 a. Calls on the Commission to put forward a proposal for a legislative framework for data protection including as well the Common Foreign Security Policy on the basis of Article 16 TFEU without prejudice to the specific rules laid down in Article 39 TEU

Or. en