

Amendment 1**Harald Vilimsky**

on behalf of the ENF Group

Report**A8-0365/2018****Sergei Stanishev**

Full application of the provisions of the Schengen acquis in Bulgaria and Romania (2018/2092(INI))

Motion for a resolution (Rule 170(3) of the Rules of Procedure) replacing non-legislative motion for a resolution A8-0365/2018**European Parliament resolution on the full application of the provisions of the Schengen acquis in Bulgaria and Romania: abolition of checks at internal land, sea and air borders***The European Parliament,*

- having regard to the Protocol integrating the Schengen *acquis* into the framework of the European Union (11997D/PRO/02),
 - having regard to Article 4(2) of the 2005 Act of Accession,
 - having regard to Council Decision (EU) 2017/1908 of 12 October 2017 on the putting into effect of certain provisions of the Schengen *acquis* relating to the Visa Information System in the Republic of Bulgaria and Romania¹,
 - having regard to the draft Council decision of 18 April 2018 on the putting into effect of the remaining provisions of the Schengen *acquis* relating to the Schengen Information System in the Republic of Bulgaria and Romania (15820/1/2017),
 - having regard to Rule 52 of its Rules of Procedure,
- A. whereas in September 2011 the Council Presidency presented a proposal for partial implementation of the provisions of the Schengen *acquis* in Bulgaria and Romania, namely the abolition of checks at internal sea and air borders only, while envisaging a separate decision, at a subsequent stage, as regards land borders;
- B. whereas in its conclusions the Justice and Home Affairs Council confirmed on multiple occasions its commitment to base any future decision on the abolition of checks at internal borders for Bulgaria and Romania on a two-step approach;
- C. whereas with the Council Decision of 12 October 2017 Bulgaria and Romania were granted passive access to the Visa Information System; whereas in its draft decision of 18 April 2018 the Council proposed the full application of the remaining provisions of

¹ OJ L 269, 19.10.2017, p. 39.

the Schengen *acquis* relating to the Schengen Information System in both Member States;

- D. whereas the Schengen area is a unique arrangement that should not rely on a one-size-fits-all approach to rebuild mutual trust in its functioning;
 - E. whereas through the maintenance of internal border controls in the Union and their reintroduction in the Schengen area public trust will be strengthened and the risk of cross-border crime, smuggling or the organisation of illegal immigration will be reduced;
 - F. whereas the maintenance of internal border controls in the Union and their reintroduction in the Schengen area are a necessary response to threats to public policy and internal security;
1. Welcomes the fact that the Council opposes the full application of the Schengen *acquis* in Bulgaria and Romania;
 2. Welcomes the proposal for splitting the abolition of checks at internal borders into two legal acts in order to set different timeframes for the abolition of checks at land, sea and air borders;
 3. Welcomes the adoption of the Council Decision of 12 October 2017 granting Bulgaria and Romania passive access to the Visa Information System and the Council's proposal for the full application of the remaining provisions of the Schengen *acquis* relating to the Schengen Information System in both Member States; notes that with the adoption of these decisions, Bulgaria and Romania will share all the responsibilities and obligations, but not all the benefits, of fully fledged Schengen area membership;
 4. Calls on the Council to apply the same two-step approach to Croatia;
 5. Instructs its President to forward this resolution to the Council, the Commission and the national parliaments.

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