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*Committee on Civil Liberties, Justice and Home Affairs*

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**2013/2188(INI)**

24.1.2014

# **AMENDMENTS**

## **266 - 521**

**Draft report**  
**Claude Moraes**  
(PE526.085v02-00)

on the US NSA surveillance programme, surveillance bodies in various Member States and their impact on EU citizens' fundamental rights and on transatlantic cooperation in Justice and Home Affairs

(2013/2188(INI))

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PE527.993v01-00

**EN**

*United in diversity*

**EN**

AM\_Com\_NonLegReport

**Amendment 266**  
**Anna Maria Corazza Bildt**

**Motion for a resolution**  
**Paragraph 51**

*Motion for a resolution*

51. Calls on the Council Presidency and **the majority of** Member States **who support a high level of data protection** to show a sense of leadership and responsibility and accelerate their work on the whole Data Protection Package to allow for adoption in 2014, so that EU citizens will be able to enjoy better protection in the very near future;

*Amendment*

51. Calls on the Council Presidency and **on** Member States to show a sense of leadership and responsibility and accelerate their work on the whole Data Protection Package to allow for adoption in 2014, so that EU citizens will be able to enjoy better protection in the very near future;

Or. en

**Amendment 267**  
**Arnaud Danjean**

**Motion for a resolution**  
**Paragraph 51**

*Motion for a resolution*

51. Calls on the Council Presidency and the **majority of** Member States who **support a high level of data protection to show a sense of leadership and responsibility and** accelerate their work on the whole Data Protection Package to allow for adoption in 2014, so that EU citizens will be able to enjoy better protection in the very near future;

*Amendment*

51. Calls on the Council Presidency and the Member States **to** accelerate their work on the whole Data Protection Package to allow for adoption in 2014, so that EU citizens will be able to enjoy better protection in the very near future;

Or. en

**Amendment 268**  
**Nadja Hirsch, Sophia in 't Veld**

**Motion for a resolution  
Paragraph 51**

*Motion for a resolution*

51. Calls on the Council Presidency and the majority of Member States who support a high level of data protection to show a sense of leadership and responsibility and accelerate their work on the whole Data Protection Package to allow for adoption in 2014, so that EU citizens will be able to enjoy better protection in the very near future;

*Amendment*

51. Calls on the Council Presidency and the majority of Member States who support a high level of data protection to show a sense of leadership and responsibility and accelerate their work on the whole Data Protection Package to allow for adoption in 2014, so that EU citizens will be able to enjoy better protection in the very near future; ***stresses that determined action and implementation of the Data Protection Package at European level and full support from the Council are necessary preconditions in order to demonstrate credibility and assertiveness vis-à-vis third countries;***

Or. de

**Amendment 269**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, Hélène Flautre, Rui Tavares, Raül Romeva i Rueda**

**Motion for a resolution  
Paragraph 52**

*Motion for a resolution*

52. Stresses that both the Data Protection Regulation and the Data Protection Directive are necessary to protect the fundamental rights of individuals and therefore must be treated as a package to be adopted simultaneously, in order to ensure that all data-processing activities in the EU provide a high level of protection in all circumstances;

*Amendment*

52. Stresses that both the Data Protection Regulation and the Data Protection Directive are necessary to protect the fundamental rights of individuals and therefore must be treated as a package to be adopted simultaneously, in order to ensure that all data-processing activities in the EU provide a high level of protection in all circumstances; ***stresses that it will only adopt further law enforcement cooperation measures once Council has entered into negotiations with Parliament and Commission on the Data Protection Package;***

**Amendment 270**

**Axel Voss, Elena Oana Antonescu, Véronique Mathieu Houillon, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Salvador Sedó i Alabart**

**Motion for a resolution**

**Paragraph 52 a (new)**

*Motion for a resolution*

*Amendment*

***52a. Recalls that the concepts of 'privacy by design' and 'privacy by default' are a strengthening of data protection and should be the guidelines for all products, services and systems provided in the internet;***

**Amendment 271**

**Axel Voss, Georgios Papanikolaou, Elena Oana Antonescu, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Salvador Sedó i Alabart**

**Motion for a resolution**

**Paragraph 52 b (new)**

*Motion for a resolution*

*Amendment*

***52b. Considers higher transparency and safety standards for online and telecommunication as a necessary principal towards a better data protection regime, therefore calls on the Commission to bring forward a legal proposal on standardized general terms and conditions for online and telecommunications and to mandate a supervisory body to monitor the compliance of the general terms and conditions;***

**Amendment 272**  
**Nadja Hirsch, Sophia in 't Veld**

**Motion for a resolution**  
**Subheading 26**

*Motion for a resolution*

*Amendment*

Cloud computing

Cloud computing *and new services and applications*

Or. en

**Amendment 273**  
**Cornelia Ernst**

**Motion for a resolution**  
**Paragraph 53**

*Motion for a resolution*

*Amendment*

*53. Notes that trust in US cloud computing and cloud providers has been negatively affected by the abovementioned practices; emphasises, therefore, the development of European clouds as an essential element for growth and employment and trust in cloud computing services and providers and for ensuring a high level of personal data protection;*

*deleted*

Or. en

**Amendment 274**  
**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares, Ra l Romeva i Rueda**

**Motion for a resolution**  
**Paragraph 53**

*Motion for a resolution*

*Amendment*

53. Notes that trust in US cloud computing and cloud providers has been negatively

53. Notes that trust in US cloud computing and cloud providers has been negatively

affected by the abovementioned practices; emphasises, therefore, the development of European clouds as an essential element for growth and employment and trust in cloud computing services and providers and for ensuring a high level of personal data protection;

affected by the abovementioned practices; emphasises, therefore, the development of European clouds **and IT solutions** as an essential element for growth and employment and trust in cloud computing services and providers and for ensuring a high level of personal data protection;

Or. en

**Amendment 275**  
**Claude Moraes**

**Motion for a resolution**  
**Paragraph 53**

*Motion for a resolution*

53. Notes that trust in US cloud computing and cloud providers has been negatively affected by the abovementioned practices; emphasises, therefore, the development of European clouds as an essential element for **growth and employment and** trust in cloud computing services and providers and for ensuring a high level of personal data protection;

*Amendment*

53. Notes that trust in US cloud computing and cloud providers has been negatively affected by the abovementioned practices; emphasises, therefore, the development of European clouds as an essential element for trust in cloud computing services and providers and for ensuring a high level of personal data protection; **emphasises in addition the potential for growth and employment and the overall economic value of EU cloud with reported forecasts that the cloud market will be worth 207 billion US\$ a year by 2016, which amounts to double the value in 2012<sup>40a</sup>;**

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<sup>40a</sup>[http://www.whitehouse.gov/sites/default/files/docs/2013-12-12\\_rg\\_final\\_report.pdf](http://www.whitehouse.gov/sites/default/files/docs/2013-12-12_rg_final_report.pdf)

Or. en

**Amendment 276**  
**Birgit Sippel, Carmen Romero López, Josef Weidenholzer**

**Motion for a resolution**  
**Paragraph 53**

*Motion for a resolution*

53. Notes that trust in US cloud computing and cloud providers has been negatively affected by the abovementioned practices; emphasises, therefore, the development of European clouds as an essential element for growth and employment and trust in cloud computing services and providers and for ensuring a high level of personal data protection;

*Amendment*

53. Notes that trust in US cloud computing and cloud providers has been negatively affected by the abovementioned practices, ***as they entail a serious violation of the fundamental right of EU citizens and residents to privacy and data protection, as well as of the right to private and family life, the confidentiality of communications, the presumption of innocence, freedom of expression, freedom of information, and the freedom to conduct business***; emphasises, therefore, the development of European clouds as an essential element for growth and employment and trust in cloud computing services and providers and for ensuring a high level of personal data protection; ***takes the view, therefore, that public authorities, as well as non-governmental services and the private sector, should, as far as possible, rely on EU cloud providers when processing sensitive data and information until satisfactory global rules on data protection have been introduced, ensuring the security of sensitive data, and of data bases, held by public entities***;

Or. en

**Amendment 277**

**Axel Voss, Hubert Pirker, Véronique Mathieu Houillon, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Salvador Sedó i Alabart**

**Motion for a resolution  
Paragraph 54**

*Motion for a resolution*

54. Reiterates its serious concerns about the compulsory direct disclosure of **EU** personal data and information processed under cloud agreements to third-country

*Amendment*

54. Reiterates its serious concerns about the compulsory direct disclosure of personal data **of EU citizens** and information processed under cloud



authorities by cloud providers subject to third-country laws or using storage servers located in third countries, and about direct remote access to personal data and information processed by third-country law enforcement authorities and intelligence services;

agreements to third-country authorities by cloud providers subject to third-country laws or using storage servers located in third countries, and about direct remote access to personal data and information processed by third-country law enforcement authorities and intelligence services; *suggests the creation of a reliable EU cloud, or if necessary a "Schengen cloud", as an useful tool in strengthening EU based IT systems against external threats; relaying on binding legal provisions ensuring that cloud data must be processed within in EU territory and without leaving EU borders;*

Or. en

**Amendment 278**

**Birgit Sippel, Carmen Romero López, Josef Weidenholzer**

**Motion for a resolution**

**Paragraph 54 a (new)**

*Motion for a resolution*

*Amendment*

*54a. Stresses the need to address the challenges raised by cloud computing at an international level, in particular as regards government intelligence surveillance and necessary safeguards; stresses in particular that EU citizens subject to intelligence surveillance by third country authorities should benefit from at least the same safeguards and remedies as are available to citizens of the third country concerned;*

Or. en

**Amendment 279**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares, Ra il Romeva i Rueda**

**Motion for a resolution**  
**Paragraph 55**

*Motion for a resolution*

55. **Regrets** the fact that such access is usually attained by means of direct enforcement by third-country authorities of their own legal rules, without recourse to international instruments established for legal cooperation such as mutual legal assistance (MLA) agreements or other forms of judicial cooperation;

*Amendment*

55. **Deplores** the fact that such access is usually attained by means of direct enforcement by third-country authorities of their own legal rules, without recourse to international instruments established for legal cooperation such as mutual legal assistance (MLA) agreements or other forms of judicial cooperation;

Or. en

**Amendment 280**

**Judith Sargentini, Jan Philipp Albrecht, Jean Lambert, H  l  ne Flautre, Rui Tavares, Ra  l Romeva i Rueda**

**Motion for a resolution**  
**Paragraph 56**

*Motion for a resolution*

56. Calls on the Commission and the Member States to speed up the work of establishing a European Cloud Partnership;

*Amendment*

56. Calls on the Commission and the Member States to speed up the work of establishing a European Cloud Partnership ***while fully including civil society and the technical community, such as the Internet Engineering Task Force (IETF), and incorporating data protection aspects;***

Or. en

**Amendment 281**

**Birgit Sippel, Carmen Romero L  pez, Josef Weidenholzer**

**Motion for a resolution**  
**Paragraph 56 a (new)**

*Motion for a resolution*

*Amendment*

**56a. Urges the Commission, when negotiating international agreements that involve the processing of personal data, to take particular note of the risks and challenges that cloud computing poses to fundamental rights, in particular – but not exclusively – the right to private life and to the protection of personal data, as laid down in Articles 7 and 8 of the Charter of Fundamental Rights of the European Union; urges, furthermore, the Commission to take note of the negotiating partner's domestic rules governing the access of law enforcement and intelligence agencies to personal data processed through cloud computing service, in particular by demanding that such access for law enforcement and intelligence authorities only be granted with full respect for the due process of law and on an unambiguous legal basis, as well as the requirement that the exact conditions of access, the purpose of gaining such access, the security measures put in place when handing over data and the rights of the individual, as well as the rules for supervision and for an effective redress mechanism, be specified;**

Or. en

**Amendment 282**  
**Cornelia Ernst**

**Motion for a resolution**  
**Paragraph 56 a (new)**

*Motion for a resolution*

*Amendment*

**56a. Calls on all public bodies in Europe not to use cloud services where non-EU laws might apply;**

**Amendment 283**  
**Birgit Sippel, Carmen Romero López**

**Motion for a resolution**  
**Paragraph 56 b (new)**

*Motion for a resolution*

*Amendment*

***56b. Underlines that particular assistance must be given to small and medium-sized enterprises which increasingly rely on 'cloud computing' technology when processing personal data, and which may not always have the resources or the expertise to address security challenges adequately;***

Or. en

**Amendment 284**  
**Birgit Sippel, Carmen Romero López, Josef Weidenholzer**

**Motion for a resolution**  
**Paragraph 57**

*Motion for a resolution*

*Amendment*

57. Recalls that all companies providing services in the EU must, without exception, comply with EU law and are liable for any breaches;

57. Recalls that all companies providing services in the EU must, without exception, comply with EU law and are liable for any breaches ***and underlines the importance of having effective, proportionate and dissuasive administrative sanctions that may be imposed on 'cloud computing' service providers that do not comply with EU data protection standards;***

Or. en

**Amendment 285**  
**Nadja Hirsch, Sophia in 't Veld**

**Motion for a resolution**  
**Paragraph 57 a (new)**

*Motion for a resolution*

*Amendment*

***57a. Underlines that access to personal data stored by service providers through intelligence services in violation of citizens' fundamental rights decreased citizens' trust in such providers; therefore stresses the need to enforce the respect of fundamental rights in order to avoid negative effects on businesses investing in new services and applications, which rely on the use of big amounts of data;***

Or. en

**Amendment 286**  
**Sophia in 't Veld, Nadja Hirsch**

**Motion for a resolution**  
**Paragraph 57 b (new)**

*Motion for a resolution*

*Amendment*

***57b. Calls on the Commission and the Member States competent authorities to evaluate the extent to which EU rules on privacy and data protection have been violated through the cooperation of EU legal entities with secret services or through the acceptance of court warrants of third country authorities requesting personal data of EU citizens contrary to EU data protection legislation;***

Or. en

**Amendment 287**  
**Nadja Hirsch, Sophia in 't Veld**

**Motion for a resolution**  
**Paragraph 57 c (new)**

*Motion for a resolution*

*Amendment*

**57c. Calls on business providing new services using "Big Data" and new applications, such as the "Internet of Things" to build in data protection measures already in the development stage in order to maintain a high level of trust among citizens;**

Or. en

**Amendment 288**  
**Josef Weidenholzer, Birgit Sippel**

**Motion for a resolution**  
**Paragraph 58 – a (new)**

*Motion for a resolution*

*Amendment*

**58-a. Calls on the Commission to suspend the TTIP negotiations until the Umbrella Agreement between the EU and US has successfully been conducted;**

Or. en

**Amendment 289**  
**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares, Ra l Romeva i Rueda**

**Motion for a resolution**  
**Paragraph 58**

*Motion for a resolution*

*Amendment*

58. Recognises that the EU and the US are pursuing negotiations for a Transatlantic Trade and Investment Partnership, **which is of major strategic importance for creating**

58. Recognises that the EU and the US are pursuing negotiations for a Transatlantic Trade and Investment Partnership;

*further economic growth and for the ability of both the EU and the US to set future global regulatory standards;*

Or. en

**Amendment 290**

**Birgit Sippel, Carmen Romero López, Josef Weidenholzer**

**Motion for a resolution**

**Paragraph 58**

*Motion for a resolution*

58. Recognises that the EU and the US are pursuing negotiations for a Transatlantic Trade and Investment Partnership, which *is* of major strategic importance *for creating further economic growth and* for the ability of both the EU and the US to set future global regulatory standards;

*Amendment*

58. Recognises that the EU and the US are pursuing negotiations for a Transatlantic Trade and Investment Partnership, which *could be* of major strategic importance for the ability of both the EU and the US to set future global regulatory standards;

Or. en

**Amendment 291**

**Martin Ehrenhauser, Cornelia Ernst**

**Motion for a resolution**

**Paragraph 58**

*Motion for a resolution*

58. Recognises that the EU and the US are pursuing negotiations for a Transatlantic Trade and Investment Partnership, *which is of major strategic importance for creating further economic growth and for the ability of both the EU and the US to set future global regulatory standards;*

*Amendment*

58. Recognises that the EU and the US are pursuing negotiations for a Transatlantic Trade and Investment Partnership, *but recommends suspending the negotiations owing to the circumstances mentioned in paragraphs 6 and 8 until comprehensive spying on industry, business and society is credibly, reliably and demonstrably refrained from or brought to an end;*

Or. de

## Amendment 292

Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares, Ra il Romeva i Rueda, Carl Schlyter

### Motion for a resolution

#### Paragraph 59

##### *Motion for a resolution*

59. Strongly emphasises, given the importance of the digital economy in the relationship and in the cause of rebuilding EU-US trust, that the European Parliament will ***only consent to*** the final TTIP agreement ***provided the agreement*** fully respects fundamental rights recognised by the EU Charter, and that the protection of the privacy of individuals in relation to the processing and dissemination of personal data ***must continue to be governed by*** Article XIV of the GATS;

##### *Amendment*

59. Strongly emphasises, given the importance of the digital economy in the relationship and in the cause of rebuilding EU-US trust, that the European Parliament will ***see to it that*** the final TTIP agreement, ***among other criteria***, fully respects fundamental rights recognised by the EU Charter and that the protection of the privacy of individuals in relation to the processing and dissemination of personal data ***shall remain governed by Article XIV of the GATS before consenting to it; stresses that EU data protection legislation cannot be deemed an "arbitrary or unjustifiable discrimination" in the application of Article XIV of the GATS; stresses furthermore that the European Parliament shall not consent to any final TTIP agreement as long as the blanket mass surveillance activities and bulk processing of personal data as well as the interception of communications in EU institutions and diplomatic representations are not fully stopped;***

Or. en

## Amendment 293

Godolieve Quisthoudt-Rowohl, Axel Voss

### Motion for a resolution

#### Paragraph 59



*Motion for a resolution*

59. Strongly emphasises, given the importance of the digital economy in the relationship and in the cause of rebuilding EU-US trust, that the European Parliament will **only** consent to the final TTIP agreement provided the agreement **fully respects** fundamental rights **recognised by the EU Charter, and that the** protection of the privacy of individuals in relation to the processing and dissemination of personal data **must continue to be governed by Article XIV of the GATS**;

*Amendment*

59. Strongly emphasises, given the importance of the digital economy in the relationship and in the cause of rebuilding EU-US trust, that the European Parliament will consent to the final TTIP agreement provided the agreement **guarantees full respect for EU** fundamental rights **standards; supports a high level of** protection of the privacy of individuals in relation to the processing and dissemination of personal data **and complies with the General Agreement on Trade in Services (GATS) provisions on the protection of personal data**;

*(In conformity with Art. 13 of European Parliament resolution of 23 May 2013 on EU trade and investment negotiations with the United States of America (2013/2558(RSP)))*

Or. en

**Amendment 294**

**Claude Moraes, Ana Gomes, Annemie Neyts-Uyttebroeck, José Ignacio Salafranca Sánchez-Neyra**

**Motion for a resolution**

**Paragraph 59**

*Motion for a resolution*

59. Strongly emphasises, given the importance of the digital economy in the relationship and in the cause of rebuilding EU-US trust, that the European Parliament will only consent to the final TTIP agreement provided the agreement fully respects fundamental rights recognised by the EU Charter, and that the protection of the privacy of individuals in relation to the processing and dissemination of personal data must continue to be governed by

*Amendment*

59. Strongly emphasises, given the importance of the digital economy in the relationship and in the cause of rebuilding EU-US trust, that the **consent by the European Parliament to the final TTIP agreement is endangered without a prior adequate solution for data privacy rights of EU citizens, including administrative and judicial redress; underlines that the** European Parliament will only consent to the final TTIP agreement provided the agreement fully respects fundamental

Article XIV of the GATS;

rights recognised by the EU Charter, and that the protection of the privacy of individuals in relation to the processing and dissemination of personal data must continue to be governed by Article XIV of the GATS;

Or. en

#### **Amendment 295**

**Timothy Kirkhope**

on behalf of the ECR Group

#### **Motion for a resolution**

##### **Paragraph 59**

###### *Motion for a resolution*

59. Strongly emphasises, *given the importance of the digital economy in the relationship and in the cause of rebuilding EU-US trust*, that the European Parliament *will only consent to the final TTIP agreement provided the agreement fully respects fundamental rights recognised by the EU Charter, and that the protection of the privacy of individuals in relation to the processing and dissemination of personal data must continue to be governed by Article XIV of the GATS*;

###### *Amendment*

59. Strongly emphasises that the European Parliament *should place a clear distinction between the TTIP negotiations and the allegations of NSA mass surveillance programmes*;

Or. en

#### **Amendment 296**

**Daniel Caspary, Axel Voss**

#### **Motion for a resolution**

##### **Paragraph 59**

###### *Motion for a resolution*

59. Strongly emphasises, given the importance of the digital economy in the

###### *Amendment*

59. Strongly emphasises, given the importance of the digital economy in the

relationship and in the cause of rebuilding EU-US trust, that the European Parliament will **only** consent to the final TTIP agreement provided the agreement **fully respects** fundamental rights **recognised by the EU Charter, and that the protection of the privacy of individuals** in relation to the processing and dissemination of personal data **must continue to be governed by Article XIV** of the **GATS**;

relationship and in the cause of rebuilding EU-US trust, that the European Parliament will consent to the final TTIP agreement provided **inter alia** the agreement **guarantees full respect for EU** fundamental rights **standards as well as a high level of** protection of **personal data** in relation to the processing and dissemination **according to the provisions of the General Agreement on Trade in Services (GATS) on the protection** of personal data, **which should benefit consumers on both sides** of the **Atlantic**;

Or. en

#### **Amendment 297**

**Axel Voss, Christian Ehler, Hubert Pirker, Véronique Mathieu Houillon, Agustín Díaz de Mera García Consuegra, Godelieve Quisthoudt-Rowohl, Teresa Jiménez-Becerril Barrio, Daniel Caspary, Anna Maria Corazza Bildt, Salvador Sedó i Alabart**

#### **Motion for a resolution Paragraph 59**

##### *Motion for a resolution*

59. Strongly emphasises, given the importance of the digital economy in the relationship and in the cause of rebuilding EU-US trust, that the European Parliament will **only** consent to the final TTIP agreement **provided the** agreement fully **respects** fundamental rights recognised by the EU Charter, and that the protection of the privacy of individuals in relation to the processing and dissemination of personal data must continue to be governed by Article XIV of the GATS;

##### *Amendment*

59. Strongly emphasises, given the importance of the digital economy in the relationship and in the cause of rebuilding EU-US trust, that the European Parliament will consent to the final TTIP agreement **and distinguishes clearly the TTIP negotiations from revelations on the US NSA mass surveillance programme; however the TTIP** agreement **shall** fully **respect** fundamental rights recognised by the EU Charter, and that the protection of the privacy of individuals in relation to the processing and dissemination of personal data must continue to be governed by Article XIV of the GATS;

Or. en

**Amendment 298**  
**Hubert Pirker, Axel Voss, Véronique Mathieu Houillon**

**Motion for a resolution**  
**Paragraph 59 a (new)**

*Motion for a resolution*

*Amendment*

**59a. European Counter Intelligence  
policy**

*(New heading for additional paragraphs)*

Or. en

**Amendment 299**  
**Hubert Pirker, Axel Voss, Véronique Mathieu Houillon**

**Motion for a resolution**  
**Paragraph 59 b (new)**

*Motion for a resolution*

*Amendment*

**59b. Urges Member States to immediately  
launch a process of setting up permanent  
structures to better cooperate in the field  
of counter intelligence at European level  
on, at first, a multilateral basis taking the  
conception of Europol in its first years as  
a blueprint;**

Or. en

**Amendment 300**  
**Hubert Pirker, Axel Voss, Véronique Mathieu Houillon**

**Motion for a resolution**  
**Paragraph 59 c (new)**

*Motion for a resolution*

*Amendment*

**59c. This European Counter Intelligence  
Service should be set up in order to  
protect the European citizens, EU  
institutions, national governments and**

*parliaments, major European companies, European IT infrastructures and networks as well as European universities, science and research from spying. Therefore, calls on those Member States to provide for an active involvement of EU stakeholders in industries, businesses and science within this structure in order to assure an information and knowledge exchange between the European Counter Intelligence Service, Member State's counter intelligence services and European economical key players.*

Or. en

**Amendment 301**  
**Hubert Pirker, Axel Voss, Véronique Mathieu Houillon**

**Motion for a resolution**  
**Paragraph 59 d (new)**

*Motion for a resolution*

*Amendment*

*59d. Strongly demands this concept of a European Counter Intelligence Service to be added into the Treaties when being reformed the next time in order to assure a European oversight mechanism and involvement of the European Parliament in the decision making.*

Or. en

**Amendment 302**  
**Arnaud Danjean**

**Motion for a resolution**  
**Paragraph 60**

*Motion for a resolution*

*Amendment*

*60. Stresses that, despite the fact that*

*deleted*

*oversight of intelligence services' activities should be based on both democratic legitimacy (strong legal framework, ex ante authorisation and ex post verification) and an adequate technical capability and expertise, the majority of current EU and US oversight bodies dramatically lack both, in particular the technical capabilities;*

Or. en

**Amendment 303**  
**Anna Maria Corazza Bildt**

**Motion for a resolution**  
**Paragraph 60**

*Motion for a resolution*

60. Stresses that, *despite the fact that oversight of intelligence services' activities* should be based on both democratic legitimacy (*strong legal framework, ex ante authorisation and ex post verification*) and an adequate technical capability and expertise, *the majority of current EU and US oversight bodies dramatically lack both, in particular the technical capabilities;*

*Amendment*

60. Stresses that *oversight of intelligence services is the sole competence of Member States and* should be based on both democratic legitimacy and an adequate technical capability and expertise; *stresses the importance to respect subsidiarity and the role of national parliaments of the Member States;*

Or. en

**Amendment 304**  
**Arnaud Danjean**

**Motion for a resolution**  
**Paragraph 61**

*Motion for a resolution*

*61. Invites, as it has done in the case of Echelon, all national parliaments which have not yet done so to install meaningful*

*Amendment*

*deleted*

*oversight of intelligence activities by parliamentarians or expert bodies with legal powers to investigate; calls on national parliaments to ensure that such oversight committees/bodies have sufficient resources, technical expertise and legal means to be able to effectively control intelligence services;*

Or. en

### **Amendment 305**

**Claude Moraes**

#### **Motion for a resolution**

#### **Paragraph 61**

##### *Motion for a resolution*

61. Invites, as it has done in the case of Echelon, all national parliaments which have not yet done so to install meaningful oversight of intelligence activities by parliamentarians or expert bodies with legal powers to investigate; calls on national parliaments to ensure that such oversight committees/bodies have sufficient resources, technical expertise and legal means to be able to effectively control intelligence services;

##### *Amendment*

61. Invites, as it has done in the case of Echelon, all national parliaments which have not yet done so to install meaningful oversight of intelligence activities by parliamentarians or expert bodies with legal powers to investigate; calls on national parliaments to ensure that such oversight committees/bodies have sufficient resources, technical expertise and legal means to be able to effectively control intelligence services; ***calls on Member States to revise their legislative framework to ensure that their oversight bodies are not considered as a third party under the "third party rule" or the principle of "originator control", thereby allowing for adequate scrutiny and accountability of intelligence from foreign countries;***

Or. en

### **Amendment 306**

**Cornelia Ernst**

**Motion for a resolution**  
**Paragraph 61**

*Motion for a resolution*

61. Invites, as it has done in the case of Echelon, all national parliaments which have not yet done so to install meaningful oversight of intelligence activities by parliamentarians or expert bodies with legal powers to investigate; calls on national parliaments to ensure that such oversight committees/bodies have sufficient resources, technical expertise and legal means to be able to effectively control intelligence services;

*Amendment*

61. Invites, as it has done in the case of Echelon, all national parliaments which have not yet done so to install meaningful oversight of intelligence activities by parliamentarians or expert bodies with legal powers to investigate; calls on national parliaments to ensure that such oversight committees/bodies have sufficient resources, technical expertise and legal means, ***including the right to conduct on-site visits***, to be able to effectively control intelligence services;

Or. en

**Amendment 307**  
**Birgit Sippel, Carmen Romero López, Josef Weidenholzer**

**Motion for a resolution**  
**Paragraph 61 a (new)**

*Motion for a resolution*

*Amendment*

***61a. Considers that the European Parliament must have full powers to conduct parliamentary inquiries and is of the opinion that the powers conferred to it by its current Rules of Procedure cannot be compared to such a proper oversight mechanism which would include at least the right to summon witnesses and hear them under oath;***

Or. en

**Amendment 308**  
**Anna Maria Corazza Bildt**



**Motion for a resolution**  
**Paragraph 62**

*Motion for a resolution*

*Amendment*

**62. Calls for the setting up of a high-level group to strengthen cooperation in the field of intelligence at EU level, combined with a proper oversight mechanism ensuring both democratic legitimacy and adequate technical capacity; stresses that the high-level group should cooperate closely with national parliaments in order to propose further steps to be taken for increased oversight collaboration in the EU;**

*deleted*

Or. en

**Amendment 309**  
**Arnaud Danjean**

**Motion for a resolution**  
**Paragraph 62**

*Motion for a resolution*

*Amendment*

**62. Calls for the setting up of a high-level group to strengthen cooperation in the field of intelligence at EU level, combined with a proper oversight mechanism ensuring both democratic legitimacy and adequate technical capacity; stresses that the high-level group should cooperate closely with national parliaments in order to propose further steps to be taken for increased oversight collaboration in the EU;**

*deleted*

Or. en

**Amendment 310**  
**Timothy Kirkhope**  
on behalf of the ECR Group

**Motion for a resolution**  
**Paragraph 62**

*Motion for a resolution*

*Amendment*

**62. Calls for the setting up of a high-level group to strengthen cooperation in the field of intelligence at EU level, combined with a proper oversight mechanism ensuring both democratic legitimacy and adequate technical capacity; stresses that the high-level group should cooperate closely with national parliaments in order to propose further steps to be taken for increased oversight collaboration in the EU;**

*deleted*

Or. en

**Amendment 311**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares, Ra il Romeva i Rueda**

**Motion for a resolution**  
**Paragraph 62**

*Motion for a resolution*

*Amendment*

**62. Calls for the setting up of a *high-level group* to strengthen *cooperation* in the field of intelligence at EU level, combined with a proper oversight mechanism ensuring both democratic legitimacy and adequate technical capacity; stresses that the high-level group should cooperate closely with national parliaments in order to propose further steps to be taken for increased oversight collaboration in the EU;**

**62. *Decides* the setting up of a *High Level Group in order* to strengthen *parliamentary oversight* in the field of intelligence at EU level, combined with a proper oversight mechanism ensuring both democratic legitimacy and adequate technical capacity; stresses that the high-level group should cooperate closely with national parliaments in order to propose further steps to be taken for increased oversight collaboration in the EU;**

Or. en

**Amendment 312**

**Hubert Pirker, Axel Voss, Véronique Mathieu Houillon**

**Motion for a resolution**

**Paragraph 62**

*Motion for a resolution*

62. *Calls* for the setting up of a **high-level group to strengthen** cooperation in the field of intelligence at *EU* level, **combined with a proper oversight mechanism ensuring both democratic legitimacy and adequate technical capacity; stresses that the high-level group should cooperate closely with national parliaments** in order to **propose further steps to be taken for increased oversight collaboration in the EU;**

*Amendment*

62. **Urges willing Member States** for the setting up of a **permanent** cooperation in the field of **counter** intelligence at **European level on, at first, a multilateral basis taking the conception of Europol in its first years as a blueprint. This European counter intelligence cooperation should be set up** in order to **protect the European citizens, economy, businesses and science from spying. This should be combined with a proper oversight mechanism ensuring democratic legitimacy;**

Or. en

**Amendment 313**

**Sophia in 't Veld, Nadja Hirsch**

**Motion for a resolution**

**Paragraph 62**

*Motion for a resolution*

62. Calls for the setting up of a high-level group to strengthen **cooperation in the field of** intelligence at EU level, combined with a proper oversight mechanism ensuring both democratic legitimacy and adequate technical capacity; stresses that the high-level group should cooperate closely with national parliaments in order to propose further steps to be taken for increased oversight collaboration in the EU;

*Amendment*

62. Calls for the setting up of a high-level group to strengthen **democratic oversight on** intelligence **cooperation** at EU level, combined with a proper oversight mechanism ensuring both democratic legitimacy and adequate technical capacity; stresses that the high-level group should cooperate closely with national parliaments in order to propose further steps to be taken for increased oversight collaboration in the EU;

Or. en

**Amendment 314**  
**Josef Weidenholzer, Birgit Sippel**

**Motion for a resolution**  
**Paragraph 62**

*Motion for a resolution*

62. Calls for the setting up of a high-level group to strengthen cooperation in the field of intelligence at EU level, combined with a proper oversight mechanism ensuring both democratic legitimacy and adequate technical capacity; stresses that the high-level group should cooperate closely with national parliaments in order to propose further steps to be taken for increased oversight collaboration in the EU;

*Amendment*

62. Calls for the setting up of a high-level group to strengthen cooperation in the field of intelligence **oversight** at EU level, combined with a proper oversight mechanism ensuring both democratic legitimacy and adequate technical capacity; stresses that the high-level group should cooperate closely with national parliaments in order to propose further steps to be taken for increased oversight collaboration in the EU;

Or. en

**Amendment 315**  
**Teresa Jiménez-Becerril Barrio**

**Motion for a resolution**  
**Paragraph 62 a (new)**

*Motion for a resolution*

62a. ***Calls on the Commission to present an EU extracting system providing European counterterrorism services with a comparable level of efficiency as soon as possible;***

*Amendment*

***62a. Calls on the Commission to present an EU extracting system providing European counterterrorism services with a comparable level of efficiency as soon as possible;***

Or. en

**Amendment 316**  
**Timothy Kirkhope**  
on behalf of the ECR Group

**Motion for a resolution**  
**Paragraph 63**

*Motion for a resolution*

*Amendment*

**63. Calls on this high-level group to define minimum European standards or guidelines on the (ex ante and ex post) oversight of intelligence services on the basis of existing best practices and recommendations by international bodies (UN, Council of Europe);**

*deleted*

Or. en

**Amendment 317**  
**Anna Maria Corazza Bildt**

**Motion for a resolution**  
**Paragraph 63**

*Motion for a resolution*

*Amendment*

**63. Calls on *this high-level group to define minimum European standards or guidelines on the (ex ante and ex post) oversight of intelligence services on the basis of* existing best practices and recommendations by international bodies (UN, Council of Europe);**

**63. Calls on *Member States to take in consideration* existing best practices and recommendations by international bodies (UN, Council of Europe) *concerning the oversight of intelligence services;***

Or. en

**Amendment 318**  
**Timothy Kirkhope**  
on behalf of the ECR Group

**Motion for a resolution**  
**Paragraph 64**

*Motion for a resolution*

*Amendment*

**64. Calls on the high-level group to set strict limits on the duration of any**

*deleted*

*surveillance ordered unless its continuation is duly justified by the authorising/oversight authority;*

Or. en

**Amendment 319**  
**Jan Philipp Albrecht**

**Motion for a resolution**  
**Paragraph 64**

*Motion for a resolution*

64. Calls on the high-level group to set strict limits on the duration of any surveillance ordered unless its continuation is duly justified by the authorising/oversight authority;

*Amendment*

64. Calls on the high-level group to set strict limits on the duration **and scope** of any surveillance ordered unless its continuation is duly justified by the authorising/oversight authority;

Or. en

**Amendment 320**  
**Anna Maria Corazza Bildt**

**Motion for a resolution**  
**Paragraph 64**

*Motion for a resolution*

64. ***Calls on the high-level group to set strict limits on*** the duration of any surveillance ordered ***unless its continuation is duly justified by the authorising/oversight authority;***

*Amendment*

64. ***Recalls that*** the duration of any surveillance ordered ***should be proportionate and limited to its purpose;***

Or. en

**Amendment 321**  
**Anna Maria Corazza Bildt**

**Motion for a resolution**  
**Paragraph 65**

*Motion for a resolution*

*Amendment*

**65. Calls on the high-level group to develop criteria on enhanced transparency, built on the general principle of access to information and the so-called ‘Tshwane Principles’<sup>41</sup> ;**

*deleted*

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<sup>41</sup> *The Global Principles on National Security and the Right to Information, June 2013.*

Or. en

**Amendment 322**  
**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares, Ra il Romeva i Rueda**

**Motion for a resolution**  
**Paragraph 66**

*Motion for a resolution*

*Amendment*

66. Intends to organise a conference with national oversight bodies, whether parliamentary or independent, **by** the end of 2014;

66. Intends to organise a conference with national oversight bodies, whether parliamentary or independent, **before** the end of 2014;

Or. en

**Amendment 323**  
**Arnaud Danjean**

**Motion for a resolution**  
**Paragraph 67**

*Motion for a resolution*

*Amendment*

**67. Calls on the Member States to draw on best practices so as to improve access by**

*deleted*

*their oversight bodies to information on intelligence activities (including classified information and information from other services) and establish the power to conduct on-site visits, a robust set of powers of interrogation, adequate resources and technical expertise, strict independence vis-à-vis their respective governments, and a reporting obligation to their respective parliaments;*

Or. en

**Amendment 324**  
**Anna Maria Corazza Bildt**

**Motion for a resolution**  
**Paragraph 67**

*Motion for a resolution*

67. Calls on the Member States to draw on best practices so as to improve access by their oversight bodies to information on intelligence activities (including classified information and information from other services) and *establish the power to conduct on-site visits, a robust set of powers of interrogation, adequate resources and technical expertise, strict independence vis-à-vis their respective governments, and a reporting obligation to their respective parliaments;*

*Amendment*

67. Calls on the Member States to draw on best practices so as to improve access by their oversight bodies to information on intelligence activities (including classified information and information from other services) and *ensure democratic control of those activities;*

Or. en

**Amendment 325**  
**Arnaud Danjean**

**Motion for a resolution**  
**Paragraph 68**



*Motion for a resolution*

*Amendment*

**68. Calls on the Member States to develop cooperation among oversight bodies, in particular within the European Network of National Intelligence Reviewers (ENNIR);**

*deleted*

Or. en

**Amendment 326**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H  l  ne Flautre, Rui Tavares, Ra  l Romeva i Rueda**

**Motion for a resolution**

**Paragraph 68**

*Motion for a resolution*

*Amendment*

68. Calls on the Member States to develop cooperation among oversight bodies, in particular within the European Network of National Intelligence Reviewers (ENNIR);

68. Calls on the Member States to develop cooperation among oversight bodies, in particular within the European Network of National Intelligence Reviewers (ENNIR); ***calls particularly on the oversight bodies of those Member States whose governments have refused to cooperate with the EP inquiry - UK, France, Germany, Netherlands, Poland, Sweden – to further coordinate their activities;***

Or. en

**Amendment 327**

**Timothy Kirkhope**

on behalf of the ECR Group

**Motion for a resolution**

**Paragraph 69**

*Motion for a resolution*

*Amendment*

**69. Urges the Commission to present, by September 2014, a proposal for a legal**

*deleted*

*basis for the activities of the EU Intelligence Analysis Centre (IntCen), as well as a proper oversight mechanism adapted to its activities, including regular reporting to the European Parliament;*

Or. en

**Amendment 328**

**José Ignacio Salafranca Sánchez-Neyra, Annemie Neyts-Uyttebroeck, Ana Gomes, Elmar Brok**

**Motion for a resolution  
Paragraph 69**

*Motion for a resolution*

*Amendment*

69. *Urges the Commission to present, by September 2014, a proposal for a legal basis for the activities of the EU Intelligence Analysis Centre (IntCen), as well as a proper oversight mechanism adapted to its activities, including regular reporting to the European Parliament;*

69. *Insists that a proper legal basis must be established for the EU to develop its own intelligence and data collection facility; urges the HR/VP to regularly account for the activities of the EU Intelligence Analysis Center (IntCen), including full compliance with fundamental human rights and applicable EU data privacy rules; notes that the IntCen is part of the European External Action Service, and as such produces strategic analysis for EU decision makers based on information provided by the EU Member States and that it does not collect data itself; calls for regular reporting to the responsible bodies of the European Parliament and intends to improve the present oversight mechanism in this regard;*

Or. en

**Amendment 329**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, Hélène Flautre, Rui Tavares, Raül Romeva i Rueda**

**Motion for a resolution  
Paragraph 69**

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*Motion for a resolution*

69. Urges the Commission to present, by September 2014, a proposal for a legal basis for the activities of the EU Intelligence Analysis Centre (IntCen), as well as a proper oversight mechanism adapted to its activities, including regular reporting to the European Parliament;

*Amendment*

69. Urges the Commission to present, by September 2014, a proposal for a legal basis for the activities of the EU Intelligence Analysis Centre (IntCen), as well as a proper oversight mechanism adapted to its activities, including regular reporting to the European Parliament; ***decides not to allocate funding to IntCen until its activities are covered by a proper legal basis;***

Or. en

**Amendment 330**  
**Anna Maria Corazza Bildt**

**Motion for a resolution**  
**Paragraph 70**

*Motion for a resolution*

***70. Calls on the Commission to present, by September 2014, a proposal for an EU security clearance procedure for all EU office holders, as the current system, which relies on the security clearance undertaken by the Member State of citizenship, provides for different requirements and lengths of procedures within national systems, thus leading to differing treatment of Members of Parliament and their staff depending on their nationality;***

*Amendment*

*deleted*

Or. en

**Amendment 331**  
**Arnaud Danjean**

**Motion for a resolution**  
**Paragraph 70**

*Motion for a resolution*

70. Calls on the Commission to present, by September 2014, a proposal for an EU security clearance procedure for all EU office holders, as the current system, which relies on the security clearance undertaken by the Member State of citizenship, provides for different requirements and lengths of procedures within national systems, thus leading to differing treatment of Members of Parliament and their staff depending on their nationality;

*Amendment*

70. Calls on the Commission to present, by September 2014, a proposal for an EU security clearance procedure for all EU office holders, as **a complement to** the current system, which relies on the security clearance undertaken by the Member State of citizenship, provides for different requirements and lengths of procedures within national systems, thus leading to differing treatment of Members of Parliament and their staff depending on their nationality;

Or. en

**Amendment 332**

**Axel Voss, Véronique Mathieu Houillon, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio**

**Motion for a resolution**

**Paragraph 70**

*Motion for a resolution*

70. Calls on the Commission to present, **by September 2014**, a proposal for an EU security clearance procedure for **all** EU office holders, as the current system, which relies on the security clearance undertaken by the Member State of citizenship, provides for different requirements and lengths of procedures within national systems, thus leading to differing treatment of Members of Parliament and their staff depending on their nationality;

*Amendment*

70. Calls on the Commission to present a proposal for an EU security clearance procedure for EU office holders **to the extent necessary**, as the current system, which relies on the security clearance undertaken by the Member State of citizenship, provides for different requirements and lengths of procedures within national systems, thus leading to differing treatment of Members of Parliament and their staff depending on their nationality;

Or. en

**Amendment 333**

**Arnaud Danjean**

**Motion for a resolution**  
**Paragraph 71**

*Motion for a resolution*

71. Recalls the provisions of the interinstitutional agreement between the European Parliament and the Council concerning the forwarding to and handling by the European Parliament of classified information held by the Council on matters other than those in the area of the common foreign and security policy ***that should be used to improve oversight at EU level;***

*Amendment*

71. Recalls the provisions of the interinstitutional agreement between the European Parliament and the Council concerning the forwarding to and handling by the European Parliament of classified information held by the Council on matters other than those in the area of the common foreign and security policy;

Or. en

**Amendment 334**  
**Cornelia Ernst**

**Motion for a resolution**  
**Paragraph 71 a (new)**

*Motion for a resolution*

***71a. Considers that within this debate on accountability, there are limits to what legal changes can achieve as it seems intrinsic to the culture of intelligence agencies to push the boundaries of legality, and to justify any infringement of human rights with the blanked reference to security; considers that the issue is essentially one of political morality. Will governments continue to boost a political culture where public authorities erode citizen's basic human rights, often in a cloud of secrecy and public denial? Will governments continue to deliberately sketch and exploit a false dichotomy between security and freedom? Will governments continue to refuse political accountability of intelligence agencies gone out of control, and continue to uphold a culture of impunity?***

*Amendment*

**Amendment 335**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares, Ra il Romeva i Rueda**

**Motion for a resolution**

**Paragraph 72**

*Motion for a resolution*

72. Calls on the Europol Joint Supervisory Body, together with national data protection authorities, to conduct a joint inspection before the end of 2014 in order to ascertain whether information and personal data shared with Europol has been lawfully acquired by national authorities, particularly if the information or data was initially acquired by intelligence services in the EU or a third country, and whether appropriate measures are in place to prevent the use and further dissemination of such information or data;

*Amendment*

72. Calls on the Europol Joint Supervisory Body, together with national data protection authorities, to conduct a joint inspection before the end of 2014 in order to ascertain whether information and personal data shared with Europol has been lawfully acquired by national authorities, particularly if the information or data was initially acquired by intelligence services in the EU or a third country, and whether appropriate measures are in place to prevent the use and further dissemination of such information or data; ***considers that Europol should not process any information or data which was obtained in violation of fundamental rights which would be protected under the Charter of Fundamental Rights;***

**Amendment 336**

**Axel Voss, Hubert Pirker, V eronique Mathieu Houillon, Agust n D az de Mera Garc a Consuegra, Teresa Jim enez-Becerril Barrio, Arnaud Danjean, Anna Maria Corazza Bildt, Salvador Sed o i Alabart**

**Motion for a resolution**

**Paragraph 72**

*Motion for a resolution*

72. Calls on the Europol Joint Supervisory Body, together with national data

*Amendment*

72. Calls on the Europol Joint Supervisory Body, together with national data

protection authorities, to conduct a joint *inspection* before the end of 2014 *in order to ascertain whether information and personal data shared with Europol has been lawfully acquired by national authorities, particularly if the information or data was initially acquired by intelligence services in the EU or a third country, and whether appropriate measures are in place to prevent the use and further dissemination of such information or data;*

protection authorities, to conduct a joint *review* before the end of 2014;

Or. en

#### **Amendment 337**

**Monika Hohlmeier, Georgios Papanikolaou, Agustín Díaz de Mera García Consuegra, Véronique Mathieu Houillon, Axel Voss, Christian Ehler, Ágnes Hankiss**

#### **Motion for a resolution**

#### **Paragraph 72 a (new)**

*Motion for a resolution*

*Amendment*

*72a. Welcomes the work of the specialised EU agencies and bodies in the field of IT security such as Europol's Cybercrime Centre (EC3), Eurojust, ENISA, CERT-EU and eu-LISA; reminds that the actions and support provided by these agencies deliver a direct added value for the EU and its Member States; deplores that many of these agencies still lack resources to fulfil their mandate while requests for support rise; calls on the Commission to reflect these necessities in the draft budget for 2015;*

Or. en

#### **Amendment 338**

**Monika Hohlmeier, Agustín Díaz de Mera García Consuegra, Véronique Mathieu Houillon, Axel Voss, Ágnes Hankiss**

**Motion for a resolution**  
**Paragraph 73**

*Motion for a resolution*

73. Calls on Europol to ask the competent authorities of the Member States, in **line** with its **competences**, to initiate investigations with regard to possible cybercrimes and cyber attacks committed by governments or private actors in the course of the activities under scrutiny;

*Amendment*

73. Calls on Europol to ask the competent authorities of the Member States, in **accordance** with its **mandate**, to initiate investigations with regard to possible cybercrimes and cyber attacks committed by governments or private actors in the course of the activities under scrutiny;

Or. en

**Amendment 339**

**Axel Voss, Christian Ehler, Elena Oana Antonescu, Hubert Pirker, Véronique Mathieu Houillon, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Salvador Sedó i Alabart**

**Motion for a resolution**  
**Paragraph 73**

*Motion for a resolution*

73. Calls on Europol to ask the competent authorities of the Member States, in line with its competences, to initiate investigations with regard to possible cybercrimes and cyber attacks committed by governments or private actors in the course of the activities under scrutiny;

*Amendment*

73. Calls on Europol to ask the competent authorities of the Member States, in line with its competences, to initiate investigations with regard to possible cybercrimes and cyber attacks committed by governments or private actors in the course of the activities under scrutiny; ***calls on the Commission review the activities of the European Cybercrime Centre and to put forward if necessary a proposal for a comprehensive framework for strengthening the competences of the European Cybercrime Centre;***

Or. en

**Amendment 340**

**Carmen Romero López**



**Motion for a resolution**  
**Paragraph 73 a (new)**

*Motion for a resolution*

*Amendment*

**73a. Calls on the Council and Commission to empower Eurojust to monitor the implementation of international data exchange agreements for the purposes of crime prevention.**

Or. es

**Amendment 341**  
**Timothy Kirkhope**  
on behalf of the ECR Group

**Motion for a resolution**  
**Paragraph 74**

*Motion for a resolution*

*Amendment*

**74. Expresses deep concern about the developing threats to the freedom of the press and the chilling effect on journalists of intimidation by state authorities, in particular as regards the protection of confidentiality of journalistic sources; reiterates the calls expressed in its resolution of 21 May 2013 on ‘the EU Charter: standard settings for media freedom across the EU’;**

*deleted*

Or. en

**Amendment 342**  
**Joanna Senyszyn**

**Motion for a resolution**  
**Paragraph 74 a (new)**

*Motion for a resolution*

*Amendment*

**74a. Recognises that the culture of philanthropy, public mass-membership and support for the civil society in the United States allows the NGO's to conduct accurate research helping the government to propose adequate policies and legislative solutions, in European Union however, NGO's are usually lacking permanent resources; therefore asks the Commission and Member States to consider and address this situation through establishing appropriate measures for improved development of civil society;**

Or. en

**Amendment 343**  
**Sophia in 't Veld, Nadja Hirsch**

**Motion for a resolution**  
**Paragraph 74 a (new)**

*Motion for a resolution*

*Amendment*

**74a. Professional secrecy and confidentiality**

Or. en

**Amendment 344**  
**Sophia in 't Veld, Nadja Hirsch**

**Motion for a resolution**  
**Paragraph 74 b (new)**

*Motion for a resolution*

*Amendment*

**74b. Considers that lawyers' role, whether retained by an individual, a corporation or the state, is as the client's trusted**

*adviser and representative, as a professional respected by third parties, and as an indispensable participant in the fair administration of justice and democracy; without the certainty of confidentiality, there can be no trust and if the right of EU citizens and businesses to be protected against any divulging of communications with their lawyers is denied, they may be denied access to legal advice and to justice under the rule of law;*

Or. en

**Amendment 345**  
**Sophia in 't Veld, Nadja Hirsch**

**Motion for a resolution**  
**Paragraph 74 c (new)**

*Motion for a resolution*

*Amendment*

*74c. Calls on the Commission to put forward a proposal for the protection of professional secrecy from government electronic surveillance, including the use of electronic communication services or other cloud service for lawyer-client communications;*

Or. en

**Amendment 346**  
**Timothy Kirkhope**  
on behalf of the ECR Group

**Motion for a resolution**  
**Paragraph 75**

*Motion for a resolution*

*Amendment*

*75. Considers that the detention of Mr Miranda and the seizure of the material in*

*deleted*

*his possession under Schedule 7 of the Terrorism Act 2000 (and also the request to The Guardian to destroy or hand over the material) constitutes an interference with the right of freedom of expression as recognised by Article 10 of the ECHR and Article 11 of the EU Charter;*

Or. en

**Amendment 347**

**Axel Voss, Véronique Mathieu Houillon, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Arnaud Danjean, Timothy Kirkhope, Salvador Sedó i Alabart**

**Motion for a resolution  
Paragraph 75**

*Motion for a resolution*

*Amendment*

*75. Considers that the detention of Mr Miranda and the seizure of the material in his possession under Schedule 7 of the Terrorism Act 2000 (and also the request to The Guardian to destroy or hand over the material) constitutes an interference with the right of freedom of expression as recognised by Article 10 of the ECHR and Article 11 of the EU Charter;*

*deleted*

Or. en

**Amendment 348**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, Hélène Flautre, Rui Tavares, Raül Romeva i Rueda**

**Motion for a resolution  
Paragraph 75**

*Motion for a resolution*

*Amendment*

75. Considers that the detention of Mr Miranda and the seizure of the material in his possession under Schedule 7 of the

75. Considers that the detention of Mr Miranda and the seizure of the material in his possession under Schedule 7 of the

Terrorism Act 2000 (and also the request to The Guardian to destroy or hand over the material) constitutes an interference with the right of freedom of expression as recognised by Article 10 of the ECHR and Article 11 of the EU Charter;

Terrorism Act 2000 (and also the request to The Guardian to destroy or hand over the material) **by UK authorities** constitutes an interference with the right of freedom of expression as recognised by Article 10 of the ECHR and Article 11 of the EU Charter;

Or. en

**Amendment 349**  
**Sophia in 't Veld, Nadja Hirsch**

**Motion for a resolution**  
**Paragraph 75**

*Motion for a resolution*

75. Considers that the detention of Mr Miranda and the seizure of the material in his possession under Schedule 7 of the Terrorism Act 2000 (and also the request to The Guardian to destroy or hand over the material) constitutes ***an interference with*** the right of freedom of expression as recognised by Article 10 of the ECHR and Article 11 of the EU Charter;

*Amendment*

75. Considers that the detention of Mr Miranda and the seizure of the material in his possession under Schedule 7 of the Terrorism Act 2000 (and also the request to The Guardian to destroy or hand over the material) constitutes ***a serious violation of*** the right of freedom of expression, as recognised by Article 10 of the ECHR and Article 11 of the EU Charter, ***with the effect of curtailing media freedom and creating a chilling effect on media reporting on surveillance on citizens;***

Or. en

**Amendment 350**  
**Cornelia Ernst**

**Motion for a resolution**  
**Paragraph 75**

*Motion for a resolution*

75. Considers that the detention of Mr Miranda and the seizure of the material in his possession under Schedule 7 of the

*Amendment*

75. Considers that the detention of Mr Miranda and the seizure of the material in his possession under Schedule 7 of the

Terrorism Act 2000 (and also the request to The Guardian to destroy or hand over the material) constitutes an interference with the right of freedom of expression as recognised by Article 10 of the ECHR and Article 11 of the EU Charter;

Terrorism Act 2000 (and also the request to The Guardian to destroy or hand over the material) constitutes an interference with the right of freedom of expression as recognised by Article 10 of the ECHR and Article 11 of the EU Charter; ***considers both cases as examples how legislation to fight terrorism can be and is abused by governments;***

Or. en

### **Amendment 351**

**Timothy Kirkhope**

on behalf of the ECR Group

### **Motion for a resolution**

#### **Paragraph 76**

*Motion for a resolution*

*Amendment*

***76. Calls on the Commission to put forward a proposal for a comprehensive framework for the protection of whistleblowers in the EU, with particular attention to the specificities of whistleblowing in the field of intelligence, for which provisions relating to whistleblowing in the financial field may prove insufficient, and including strong guarantees of immunity;***

*deleted*

Or. en

### **Amendment 352**

**Axel Voss, Ágnes Hankiss, Hubert Pirker, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Arnaud Danjean, Timothy Kirkhope, Anna Maria Corazza Bildt, Salvador Sedó i Alabart**

### **Motion for a resolution**

#### **Paragraph 76**

*Motion for a resolution*

*Amendment*

**76. Calls on the Commission to put forward a proposal for a comprehensive framework for the protection of whistleblowers in the EU, with particular attention to the specificities of whistleblowing in the field of intelligence, for which provisions relating to whistleblowing in the financial field may prove insufficient, and including strong guarantees of immunity;**

*deleted*

Or. en

**Amendment 353**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares, Ra l Romeva i Rueda**

**Motion for a resolution  
Paragraph 76 a (new)**

*Motion for a resolution*

*Amendment*

***Professional Secrecy and Confidentiality  
Privilege***

***76a. Considers that it is of the essence of professional secrecy privilege for lawyers, journalists, priests and other regulated professions that their members are told by their clients, patients or sources about matters which they would not tell to others and that without the certainty of confidentiality, there can be no trust; stresses that if the right of EU citizens to be protected against any divulging of communications with their lawyers is denied, they may be denied access to legal advice and to justice; stresses that if the right of journalists to protect their sources against any divulging of communications is denied, the critical role of investigative journalism for democracy is undermined;***

**Amendment 354**  
**Gianni Vattimo**

**Motion for a resolution**  
**Paragraph 76 a (new)**

*Motion for a resolution*

*Amendment*

***76a. Calls on the Member States, should they receive further requests to that effect, to grant political asylum and international protection to Edward Snowden and to any other whistle-blower who exposes serious and systematic violations of European citizens' fundamental rights;***

Or. it

**Amendment 355**  
**Gianni Vattimo**

**Motion for a resolution**  
**Paragraph 76 b (new)**

*Motion for a resolution*

*Amendment*

***76b. Condemns the attitude of the Member States to which Edward Snowden applied for asylum and which, under pressure from the US, resorted to legal quibbles in order to deny or ignore his requests, an attitude that is further illustrated by the shambolic but serious diplomatic incident last July, in which the aircraft carrying President Evo Morales of Bolivia was refused permission to overfly, or land or refuel in, certain European countries because they feared that Snowden was hiding on board;***

Or. it



### **Amendment 356**

**Monika Hohlmeier, Agustín Díaz de Mera García Consuegra, Véronique Mathieu Houillon**

#### **Motion for a resolution**

##### **Paragraph 77**

###### *Motion for a resolution*

77. Points out that recent incidents clearly demonstrate the acute vulnerability of the EU, and in particular the EU institutions, national governments and parliaments, major European companies, European IT infrastructures and networks, to sophisticated attacks using complex software; notes that these attacks require such financial and human resources that they are likely to originate from state entities acting on behalf of foreign governments *or even from certain EU national governments that support them*; in this context, regards the case of the hacking or tapping of the telecommunications company Belgacom as a worrying example of an attack against the EU's IT capacity;

###### *Amendment*

77. Points out that recent incidents clearly demonstrate the acute vulnerability of the EU, and in particular the EU institutions, national governments and parliaments, major European companies, European IT infrastructures and networks, to sophisticated attacks using complex software; notes that these attacks require such financial and human resources that they are likely to originate from state entities acting on behalf of foreign governments *(including EU Member States)*; in this context, regards the case of the hacking or tapping of the telecommunications company Belgacom as a worrying example of an attack against the EU's IT capacity; *stresses that serious attacks might also originate from large criminal organisations*;

Or. en

### **Amendment 357**

**Hubert Pirker, Axel Voss**

#### **Motion for a resolution**

##### **Paragraph 77**

###### *Motion for a resolution*

77. Points out that recent incidents clearly demonstrate the acute vulnerability of the EU, and in particular the EU institutions, national governments and parliaments, major European companies, European IT

###### *Amendment*

77. Points out that recent incidents clearly demonstrate the acute vulnerability of the EU, and in particular the EU institutions, national governments and parliaments, major European companies, European IT

infrastructures and networks, to sophisticated attacks using complex software; notes that these attacks require such financial and human resources that they are likely to originate from state entities acting on behalf of foreign governments or even from certain EU national governments that support them; in this context, regards the case of the hacking or tapping of the telecommunications company Belgacom as a worrying example of an attack against the EU's IT capacity;

infrastructures and networks *as well as European universities, science and research*, to sophisticated attacks using complex software; notes that these attacks require such financial and human resources that they are likely to originate from state entities acting on behalf of foreign governments or even from certain EU national governments that support them; in this context, regards the case of the hacking or tapping of the telecommunications company Belgacom as a worrying example of an attack against the EU's IT capacity *which clearly demonstrates the urgent need of a better protection through a European Counter Intelligence Service*;

Or. en

**Amendment 358**  
**Nils Torvalds**

**Motion for a resolution**  
**Paragraph 77**

*Motion for a resolution*

77. Points out that recent incidents clearly demonstrate the acute vulnerability of the EU, and in particular the EU institutions, national governments and parliaments, major European companies, European IT infrastructures and networks, to sophisticated attacks using complex software; notes that these attacks require such financial and human resources that they are likely to originate from state entities acting on behalf of foreign governments or even from certain EU national governments that support them; in this context, regards the case of the hacking or tapping of the telecommunications company Belgacom as a worrying example of an attack against the

*Amendment*

77. Points out that recent incidents clearly demonstrate the acute vulnerability of the EU, and in particular the EU institutions, national governments and parliaments, major European companies, European IT infrastructures and networks, to sophisticated attacks using complex software; notes that these attacks require such financial and human resources that they are likely to originate from state entities acting on behalf of foreign governments or even from certain EU national governments that support them; in this context, regards the case of the hacking or tapping of the telecommunications company Belgacom as a worrying example of an attack against the EU's IT capacity; *is specifically concerned*

EU's IT capacity;

*about the use of both intentional and unintentional backdoors built in soft- and hardware that enable unauthorized access to, and processing of, data;*

Or. en

**Amendment 359**  
**Sarah Ludford, Jens Rohde**

**Motion for a resolution**  
**Paragraph 77**

*Motion for a resolution*

77. Points out that recent incidents clearly demonstrate the acute vulnerability of the EU, and in particular the EU institutions, national governments and parliaments, major European companies, European IT infrastructures and networks, to sophisticated attacks using complex software; notes that these attacks require such financial and human resources that they are likely to originate from state entities acting on behalf of foreign governments or even from certain EU national governments that support them; in this context, regards the case of the hacking or tapping of the telecommunications company Belgacom as a worrying example of an attack against the EU's IT capacity;

*Amendment*

77. Points out that recent incidents clearly demonstrate the acute vulnerability of the EU, and in particular the EU institutions, national governments and parliaments, major European companies, European IT infrastructures and networks, to sophisticated attacks using complex software *and malware*; notes that these attacks require such financial and human resources that they are likely to originate from state entities acting on behalf of foreign governments or even from certain EU national governments that support them; in this context, regards the case of the hacking or tapping of the telecommunications company Belgacom as a worrying example of an attack against the EU's IT capacity;

Or. en

**Amendment 360**  
**Anna Maria Corazza Bildt**

**Motion for a resolution**  
**Paragraph 77**

*Motion for a resolution*

77. Points out that recent incidents clearly demonstrate the acute vulnerability of the ***EU, and in particular the EU institutions, national governments and parliaments, major European companies***, European IT infrastructures and networks, to sophisticated attacks using complex software; notes that these attacks require such financial and human resources that they ***are likely to*** originate from state entities ***acting on behalf of foreign governments or even from certain EU national governments that support them; in this context, regards the case of the hacking or tapping of the telecommunications company Belgacom as a worrying example of an attack against the EU's IT capacity;***

*Amendment*

77. Points out that recent incidents clearly demonstrate the acute vulnerability of the European IT infrastructures and networks, to sophisticated attacks using complex software; notes that these attacks require such financial and human resources that they ***could*** originate from state entities, ***but they could also originate from terrorist or other criminal organisations;***

Or. en

**Amendment 361**

**Nadja Hirsch, Sophia in 't Veld**

**Motion for a resolution**

**Paragraph 77 a (new)**

*Motion for a resolution*

***77a. Calls on the President of the European Parliament to ensure that the European Parliament's communications are secure; considers that, to this end, Members should be able to obtain a certificate for the European Parliament's encryption of emails; considers that the European Parliament would act as trust centre in this regard;***

*Amendment*

Or. de

**Amendment 362**

**Monika Hohlmeier, Georgios Papanikolaou, Agustín Díaz de Mera García Consuegra, Véronique Mathieu Houillon, Ágnes Hankiss**

**Motion for a resolution  
Paragraph 77 a (new)**

*Motion for a resolution*

*Amendment*

***77a. underlines that a higher degree of IT security and the development of a culture of IT security amongst EU citizens also minimises the vulnerability of the EU and its citizens against cybercrime and cyber facilitated crimes such as financial fraud offences and crime as a service (CaaS) but also more disturbing crimes such as online child sexual exploitation;***

Or. en

**Amendment 363**

**Hubert Pirker, Axel Voss**

**Motion for a resolution  
Paragraph 78**

*Motion for a resolution*

*Amendment*

78. Takes the view that the mass surveillance revelations that have initiated this crisis can be used as an opportunity for Europe to take the initiative and build up an autonomous IT key-resource capability ***for the mid term***; calls on the Commission and the Member States to use public procurement as leverage to support such resource capability in the EU by making EU security and privacy standards a key requirement in the public procurement of IT goods and services;

78. Takes the view that the mass surveillance revelations that have initiated this crisis can be used as an opportunity for Europe to take the initiative and build up an autonomous IT key-resource capability ***as a strategic priority-one measure and as soon as possible***; calls on the Commission and the Member States to use public procurement as leverage to support such resource capability in the EU by making EU security and privacy standards a key requirement in the public procurement of IT goods and services;

Or. en

## Amendment 364

Sarah Ludford, Jens Rohde, Nils Torvalds, Axel Voss

### Motion for a resolution

#### Paragraph 78

##### *Motion for a resolution*

78. Takes the view that the mass surveillance revelations that have initiated this crisis can be used as an opportunity for Europe to take the initiative and build up **an autonomous** IT key-resource capability for the mid term; calls on the Commission and the Member States to use public procurement as leverage to support such resource capability in the EU by making **EU** security and privacy standards a key requirement in the public procurement of IT goods and services;

##### *Amendment*

78. Takes the view that the mass surveillance revelations that have initiated this crisis can be used as an opportunity for Europe to take the initiative and build up **a strong** IT key-resource capability for the mid term; calls on the Commission and the Member States to use public procurement as leverage to support such resource capability in the EU by making **the strongest possible international** security and privacy standards a key requirement in the public procurement of IT goods and services;

Or. en

## Amendment 365

Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares, Ra l Romeva i Rueda

### Motion for a resolution

#### Paragraph 78

##### *Motion for a resolution*

78. Takes the view that the mass surveillance revelations that have initiated this crisis can be used as an opportunity for Europe to take the initiative and build up an autonomous IT key-resource capability for the mid term; calls on the Commission and the Member States to use public procurement as leverage to support such resource capability in the EU by making EU security and privacy standards a key requirement in the public procurement of IT goods and services;

##### *Amendment*

78. Takes the view that the mass surveillance revelations that have initiated this crisis can be used as an opportunity for Europe to take the initiative and build up an autonomous IT key-resource capability for the mid term; ***underlines that in order to gain trust, such a European IT capability must be based on open standards and free and open software and if possible hardware, making the whole stack from processor design to the application layer reviewable by every interested party; points out that in order to***

*re-gain competitiveness in the strategic sector of IT services, a digital new deal is needed with joint and large-scale efforts by EU institutions, member state governments, research institutions, industry and civil society;* calls on the Commission and the Member States to use public procurement as leverage to support such resource capability in the EU by making EU security and privacy standards a key requirement in the public procurement of IT goods and services;

Or. en

### **Amendment 366**

**Axel Voss, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Salvador Sedó i Alabart**

#### **Motion for a resolution**

##### **Paragraph 78**

###### *Motion for a resolution*

78. Takes the view that the mass surveillance revelations that have initiated this crisis can be used as an opportunity for Europe to take the initiative and build up an autonomous IT key-resource capability for the mid term; calls on the Commission and the Member States to use public procurement as leverage to support such resource capability in the EU by making EU security and privacy standards a key requirement in the public procurement of IT goods and services;

###### *Amendment*

78. Takes the view that the mass surveillance revelations that have initiated this crisis can be used as an opportunity for Europe to take the initiative and build up an autonomous IT key-resource capability for the mid term; calls on the Commission and the Member States to use public procurement as leverage to support such resource capability in the EU by making EU security and privacy standards a key requirement in the public procurement of IT goods and services; ***therefore urges the Commission to review the current public procurement directives with regard to data based public procurement, in particular in the research sector; and to restrict public procurement only to certified companies; and only to EU companies if security interests or vital are involved;***

Or. en

**Amendment 367**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares, Ra il Romeva i Rueda**

**Motion for a resolution**

**Paragraph 79**

*Motion for a resolution*

**79. Is highly concerned by indications that foreign intelligence services sought to lower IT security standards and to install backdoors in a broad range of IT systems;**

*Amendment*

**79. Strongly condemns that that intelligence services sought to lower IT security standards and to install backdoors in a broad range of IT systems; asks the Commission to present draft legislation to ban the use of backdoors by law enforcement agencies;**

Or. en

**Amendment 368**

**Cornelia Ernst**

**Motion for a resolution**

**Paragraph 79**

*Motion for a resolution*

**79. Is highly concerned by indications that foreign intelligence services sought to lower IT security standards and to install backdoors in a broad range of IT systems;**

*Amendment*

**79. Is highly concerned by indications that foreign intelligence services sought to lower IT security standards and to install backdoors in a broad range of IT systems; recommends, as a result, the use of open source software in all environments where IT security is a concern;**

Or. en

**Amendment 369**

**Sarah Ludford, Jens Rohde, Nils Torvalds**

**Motion for a resolution**

**Paragraph 80**



*Motion for a resolution*

80. Calls on all the Members States, the Commission, the Council and the European Council to ***address the EU's dangerous lack of autonomy in terms of*** IT tools, companies and providers (hardware, software, services and network), and encryption and cryptographic capabilities;

*Amendment*

80. Calls on all the Members States, the Commission, the Council and the European Council to ***give the fullest support to development of European innovative and technological capability in*** IT tools, companies and providers (hardware, software, services and network), ***including for purposes of cybersecurity*** and encryption and cryptographic capabilities;

Or. en

**Amendment 370**  
**Cornelia Ernst**

**Motion for a resolution**  
**Paragraph 80**

*Motion for a resolution*

80. Calls on all the Members States, the Commission, the Council and the European Council to address the EU's dangerous lack of autonomy in terms of IT tools, companies and providers (hardware, software, services and network), and encryption and cryptographic capabilities;

*Amendment*

80. Calls on all the Members States, the Commission, the Council and the European Council to address the EU's dangerous lack of autonomy in terms of IT tools, companies and providers (hardware, software, services and network), and encryption and cryptographic capabilities, ***including through funding in the field of research and development;***

Or. en

**Amendment 371**

**Axel Voss, Elena Oana Antonescu, Véronique Mathieu Houillon, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Anna Maria Corazza Bildt, Salvador Sedó i Alabart**

**Motion for a resolution**  
**Paragraph 80**

*Motion for a resolution*

80. Calls on all the Members States, the Commission, the Council and the European Council to address the EU's **dangerous** lack of autonomy in terms of IT tools, companies and providers (hardware, software, services and network), and encryption and cryptographic capabilities;

*Amendment*

80. Calls on all the Members States, the Commission, the Council and the European Council to address the EU's lack of autonomy in terms of IT tools, companies and providers (hardware, software, services and network), and encryption and cryptographic capabilities;

Or. en

**Amendment 372**

**Sarah Ludford, Jens Rohde, Nils Torvalds, Axel Voss**

**Motion for a resolution**

**Paragraph 81**

*Motion for a resolution*

81. Calls on the Commission, standardisation bodies and ENISA to develop, by September 2014, **minimum** security and privacy standards and guidelines for IT systems, networks and services, including cloud computing services, in order to better protect EU citizens' personal data; believes that such standards should be set in an open and democratic process, not driven by a single country, entity or multinational company; takes the view that, while legitimate law enforcement and intelligence concerns need to be taken into account in order to support the fight against terrorism, they should not lead to a general undermining of the dependability of all IT systems;

*Amendment*

81. Calls on the Commission, standardisation bodies and ENISA to develop, by September 2014, security and privacy standards **which can set global benchmarks** and guidelines for IT systems, networks and services, including cloud computing services, in order to better protect EU citizens' personal data; believes that such standards should be set in an open and democratic process, not driven by a single country, entity or multinational company; takes the view that, while legitimate law enforcement and intelligence concerns need to be taken into account in order to support the fight against terrorism, they should not lead to a general undermining of the dependability of all IT systems;

Or. en

**Amendment 373**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares,**

**Raül Romeva i Rueda**

**Motion for a resolution**

**Paragraph 81**

*Motion for a resolution*

81. Calls on the Commission, standardisation bodies and ENISA to develop, by September 2014, minimum security and privacy standards and guidelines for IT systems, networks and services, including cloud computing services, in order to better protect EU citizens' personal data; believes that such standards should be set in an open and democratic process, not driven by a single country, entity or multinational company; ***takes the view that, while legitimate law enforcement and intelligence concerns need to be taken into account in order to support the fight against terrorism, they should not lead to a general undermining of the dependability of all IT systems;***

*Amendment*

81. Calls on the Commission, standardisation bodies and ENISA to develop, by September 2014, minimum security and privacy standards and guidelines for IT systems, networks and services, including cloud computing services, in order to better protect EU citizens' personal data; believes that such standards should be set in an open and democratic process, not driven by a single country, entity or multinational company; ***expresses support for the recent decisions by the Internet Engineering Task Force (IETF) to include governments in the threat model for internet security;***

Or. en

**Amendment 374**

**Cornelia Ernst**

**Motion for a resolution**

**Paragraph 81**

*Motion for a resolution*

81. Calls on the Commission, standardisation bodies and ENISA to develop, by September 2014, minimum security and privacy standards and guidelines for IT systems, networks and services, including cloud computing services, in order to better protect EU citizens' personal data; believes that such standards should be set in an open and democratic process, not driven by a single country, entity or multinational company;

*Amendment*

81. Calls on the Commission, standardisation bodies and ENISA to develop, by September 2014, minimum security and privacy standards and guidelines for IT systems, networks and services, including cloud computing services, in order to better protect EU citizens' personal data ***and the integrity of all IT systems;*** believes that such standards should be set in an open and democratic process, not driven by a single country,

takes the view that, while legitimate law enforcement *and intelligence* concerns need to be taken into account *in order to support the fight against terrorism*, they should not lead to a general undermining of the dependability of all IT systems;

entity or multinational company; takes the view that, while legitimate law enforcement concerns need to be taken into account, they should not lead to a general undermining of the dependability of all IT systems;

Or. en

**Amendment 375**  
**Anna Maria Corazza Bildt**

**Motion for a resolution**  
**Paragraph 82**

*Motion for a resolution*

82. *Points out that both telecom companies and the EU and national telecom regulators have clearly neglected the IT security of their users and clients; calls* on the Commission to make full use of its existing powers under the ePrivacy and Telecommunication Framework Directive to strengthen the protection of confidentiality of communication by adopting measures to ensure that terminal equipment is compatible with the right of users to control and protect their personal data, and to ensure a high level of security of telecommunication networks and services, including by way of requiring state-of-the-art encryption of communications;

*Amendment*

82. *Calls* on the Commission to make full use of its existing powers under the ePrivacy and Telecommunication Framework Directive to strengthen the protection of confidentiality of communication by adopting measures to ensure that terminal equipment is compatible with the right of users to control and protect their personal data, and to ensure a high level of security of telecommunication networks and services, including by way of requiring state-of-the-art encryption of communications;

Or. en

**Amendment 376**  
**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares, Ra l Romeva i Rueda**

**Motion for a resolution**  
**Paragraph 82**

*Motion for a resolution*

82. Points out that both telecom companies and the EU and national telecom regulators have clearly neglected the IT security of their users and clients; calls on the Commission to make full use of its existing powers under the ePrivacy and Telecommunication Framework Directive to strengthen the protection of confidentiality of communication by adopting measures to ensure that terminal equipment is compatible with the right of users to control and protect their personal data, and to ensure a high level of security of telecommunication networks and services, including by way of requiring state-of-the-art encryption of communications;

*Amendment*

82. Points out that both telecom companies and the EU and national telecom regulators have clearly neglected the IT security of their users and clients; calls on the Commission to make full use of its existing powers under the ePrivacy and Telecommunication Framework Directive to strengthen the protection of confidentiality of communication by adopting measures to ensure that terminal equipment is compatible with the right of users to control and protect their personal data, and to ensure a high level of security of telecommunication networks and services, including by way of requiring state-of-the-art **end-to-end** encryption of communications;

Or. en

**Amendment 377**

**Josef Weidenholzer, Birgit Sippel**

**Motion for a resolution**

**Paragraph 82**

*Motion for a resolution*

82. Points out that both telecom companies and the EU and national telecom regulators have clearly neglected the IT security of their users and clients; calls on the Commission to make full use of its existing powers under the ePrivacy and Telecommunication Framework Directive to strengthen the protection of confidentiality of communication by adopting measures to ensure that terminal equipment is compatible with the right of users to control and protect their personal data, and to ensure a high level of security of telecommunication networks and services, including by way of requiring

*Amendment*

82. Points out that both telecom companies and the EU and national telecom regulators have clearly neglected the IT security of their users and clients; calls on the Commission to make full use of its existing powers under the ePrivacy and Telecommunication Framework Directive to strengthen the protection of confidentiality of communication by adopting measures to ensure that terminal equipment is compatible with the right of users to control and protect their personal data, and to ensure a high level of security of telecommunication networks and services, including by way of requiring

state-of-the-art encryption of communications;

state-of-the-art encryption of communications *and making the manufacturer liable for the systems' insecurities*;

Or. en

### **Amendment 378**

**Axel Voss, Elena Oana Antonescu, Véronique Mathieu Houillon, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Salvador Sedó i Alabart**

#### **Motion for a resolution**

##### **Paragraph 82**

###### *Motion for a resolution*

82. Points out that *both telecom companies and the* EU and national telecom regulators have clearly neglected the IT security of their users and clients; calls on the Commission to make full use of its existing powers under the ePrivacy and Telecommunication Framework Directive to strengthen the protection of confidentiality of communication by adopting measures to ensure that terminal equipment is compatible with the right of users to control and protect their personal data, and to ensure a high level of security of telecommunication networks and services, including by way of requiring state-of-the-art encryption of communications;

###### *Amendment*

82. Points out that EU and national telecom regulators have clearly neglected the IT security of their users and clients; calls on the Commission to make full use of its existing powers under the ePrivacy and Telecommunication Framework Directive to strengthen the protection of confidentiality of communication by adopting measures to ensure that terminal equipment is compatible with the right of users to control and protect their personal data, and to ensure a high level of security of telecommunication networks and services, including by way of requiring state-of-the-art encryption of communications;

Or. en

### **Amendment 379**

**Hubert Pirker, Axel Voss**

#### **Motion for a resolution**

##### **Paragraph 83**

*Motion for a resolution*

83. Supports the EU cyber strategy but considers that it does not cover all possible threats and should be extended to cover malicious state behaviours;

*Amendment*

83. Supports the EU cyber strategy but considers that it does not cover all possible threats and should be extended to cover malicious state behaviours; ***recalls that any necessary gain in powers and competences requires an equivalent increase in funding;***

Or. en

**Amendment 380**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares, Ra il Romeva i Rueda**

**Motion for a resolution  
Paragraph 83**

*Motion for a resolution*

83. Supports the EU cyber strategy but considers that it does not cover all possible threats and should be extended to cover malicious state behaviours;

*Amendment*

83. Supports the EU cyber strategy but considers that it does not cover all possible threats and should be extended to cover malicious state behaviours; ***underlines the need for more robust IT security and resilience of IT systems;***

Or. en

**Amendment 381**

**Sarah Ludford, Jens Rohde, Nils Torvalds**

**Motion for a resolution  
Paragraph 84**

*Motion for a resolution*

84. Calls on the Commission, by January 2015 at the latest, to present an Action Plan to develop more EU ***independence*** in the IT sector, including a more coherent approach to boosting European IT

*Amendment*

84. Calls on the Commission, by January 2015 at the latest, to present an Action Plan to develop more EU ***innovative and technological capability*** in the IT sector, including a more coherent approach to

technological capabilities (including IT systems, equipment, services, cloud computing, encryption and anonymisation) and to the protection of critical IT infrastructure (including in terms of ownership and vulnerability);

boosting European IT technological capabilities (including IT systems, equipment, services, cloud computing, encryption and anonymisation) and to the protection of critical IT infrastructure (including in terms of ownership and vulnerability);

Or. en

### **Amendment 382**

**Christian Ehler, Monika Hohlmeier, Angelika Niebler**

#### **Motion for a resolution**

#### **Paragraph 84 a (new)**

*Motion for a resolution*

*Amendment*

***84a. In the past years the European Parliament has been very active in creating mechanisms, structures and legislation to counter cyber threats and create cyber resilience and safeguard privacy and data protection of European citizens. Now is the time to properly connect all these resources and structure the work at EU level: The fight against cybercrime including privacy aspects should be linked to the operational needs and realities. Hence we should make better use of all available tools in particular the EC3 (Europol Cybercrime Center) and the research programme (Horizon 2020).***

Or. en

### **Amendment 383**

**Axel Voss, Hubert Pirker, Véronique Mathieu Houillon, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Salvador Sedó i Alabart**

#### **Motion for a resolution**

#### **Paragraph 84 a (new)**



*Motion for a resolution*

*Amendment*

**84a. Calls for the promotion of**  
**- EU search engines and EU social networks as a valuable step in the direction of EU's IT independency;**  
**- European IT-service provider;**  
**- encrypting communication in general including e-mail and sms communication;**  
**- European IT-key elements, for instance solutions for client-server-operating system, using open source standards, developing European elements for grid coupling, e.g. router;**

Or. en

**Amendment 384**

**Axel Voss, Hubert Pirker, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Salvador Sedó i Alabart**

**Motion for a resolution**  
**Paragraph 84 b (new)**

*Motion for a resolution*

*Amendment*

**84b. Calls on the Commission to present a proposal for a system of product certifying for hard- and software, because there is no structure in the EU for scrutinising hard- and software products regarding backdoors;**

Or. en

**Amendment 385**

**Sarah Ludford, Jens Rohde, Axel Voss**

**Motion for a resolution**  
**Paragraph 85**

*Motion for a resolution*

85. Calls on the Commission, in the framework of the next Work Programme of the Horizon 2020 Programme, to assess whether more resources should be directed towards boosting European research, development, innovation and training in the field of IT technologies, in particular privacy-enhancing technologies and infrastructures, cryptology, secure computing, *open-source* security solutions and the Information Society;

*Amendment*

85. Calls on the Commission, in the framework of the next Work Programme of the Horizon 2020 Programme, to assess whether more resources should be directed towards boosting European research, development, innovation and training in the field of IT technologies, in particular privacy-enhancing technologies and infrastructures, cryptology, secure computing, *the best possible* security solutions and the Information Society;

Or. en

**Amendment 386**  
**Hubert Pirker, Axel Voss**

**Motion for a resolution**  
**Paragraph 85**

*Motion for a resolution*

85. Calls on the Commission, in the framework of the next Work Programme of the Horizon 2020 Programme, to *assess whether* more resources *should be directed* towards boosting European research, development, innovation and training in the field of IT technologies, in particular privacy-enhancing technologies and infrastructures, cryptology, secure computing, open-source security solutions and the Information Society;

*Amendment*

85. Calls on the Commission, in the framework of the next Work Programme of the Horizon 2020 Programme, to *direct* more resources towards boosting European research, development, innovation and training in the field of IT technologies, in particular privacy-enhancing technologies and infrastructures, cryptology, secure computing, open-source security solutions and the Information Society; *suggests to provide European companies, especially small and medium size enterprises, with financial and / or practical assistance as regards an optimal legal protection of European knowledge and research, for example in filing patent applications or bringing action against cyber-knowledge thefts;*

Or. en

**Amendment 387**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H  l  ne Flautre, Rui Tavares, Ra  l Romeva i Rueda**

**Motion for a resolution**

**Paragraph 85**

*Motion for a resolution*

85. Calls on the Commission, in the framework of the next Work Programme of the Horizon 2020 Programme, to assess whether more resources should be directed towards boosting European research, development, innovation and training in the field of IT technologies, in particular privacy-enhancing technologies and infrastructures, cryptology, secure computing, open-source security solutions and the Information Society;

*Amendment*

85. Calls on the Commission, in the framework of the next Work Programme of the Horizon 2020 Programme, to assess whether more resources should be directed towards boosting European research, development, innovation and training in the field of IT technologies, in particular privacy-enhancing technologies and infrastructures, cryptology, secure computing, open-source security solutions and the Information Society; ***stresses that no EU funding should be spent for the sole purpose of breaking into IT systems or developing tools for this;***

Or. en

**Amendment 388**

**Monika Hohlmeier, Georgios Papanikolaou, Agust  n D  az de Mera Garc  a Consuegra, V  ronique Mathieu Houillon, Axel Voss, Christian Ehler,   gnes Hankiss**

**Motion for a resolution**

**Paragraph 85**

*Motion for a resolution*

85. Calls on the Commission, in the framework of the next Work Programme of the Horizon 2020 Programme, to assess whether more resources should be directed towards boosting European research, development, innovation and training in the field of IT technologies, in particular privacy-enhancing technologies and infrastructures, cryptology, secure

*Amendment*

85. Calls on the Commission, in the framework of the next Work Programme of the Horizon 2020 Programme, to assess whether more resources should be directed towards boosting European research, ***cyber security***, development, innovation and training in the field of IT technologies, in particular privacy-enhancing technologies and infrastructures, ***the fight against***

computing, open-source security solutions and the Information Society;

*cybercrime*, cryptology, secure computing, open-source security solutions and the Information Society; ***considers that small and medium enterprises play a particular role in research;***

Or. en

#### **Amendment 389**

**Christian Ehler, Monika Hohlmeier, Angelika Niebler**

#### **Motion for a resolution**

##### **Paragraph 85**

###### *Motion for a resolution*

85. ***Calls*** on the Commission, in the framework of the next Work Programme of the Horizon 2020 Programme, to assess whether more resources should be directed towards boosting European research, development, innovation and training in the field of IT technologies, in particular privacy-enhancing technologies and infrastructures, cryptology, secure computing, open-source security solutions and the Information Society;

###### *Amendment*

85. ***Therefore calls*** on the Commission, in the framework of the next Work Programme of the Horizon 2020 Programme, to assess whether more resources should be directed towards boosting European research, development, innovation and training in the field of IT technologies, in particular privacy-enhancing technologies and infrastructures, cryptology, secure computing, open-source security solutions and the Information Society;

Or. en

#### **Amendment 390**

**Cornelia Ernst**

#### **Motion for a resolution**

##### **Paragraph 85**

###### *Motion for a resolution*

85. Calls on the Commission, in the framework of the next Work Programme of the Horizon 2020 Programme, to ***assess whether*** more resources ***should be directed*** towards boosting European research,

###### *Amendment*

85. Calls on the Commission, in the framework of the next Work Programme of the Horizon 2020 Programme, to ***direct*** more resources towards boosting European research, development, innovation and

development, innovation and training in the field of IT technologies, in particular privacy-enhancing technologies and infrastructures, cryptology, secure computing, open-source security solutions and the Information Society;

training in the field of IT technologies, in particular privacy-enhancing technologies and infrastructures, cryptology, secure computing, open-source security solutions and the Information Society;

Or. en

### **Amendment 391**

**Axel Voss, Elena Oana Antonescu, Hubert Pirker, Véronique Mathieu Houillon, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Timothy Kirkhope, Anna Maria Corazza Bildt, Salvador Sedó i Alabart**

#### **Motion for a resolution Paragraph 85**

##### *Motion for a resolution*

85. Calls on the Commission, in the framework of the next Work Programme of the Horizon 2020 Programme, **to assess whether** more resources should be directed towards boosting European research, development, innovation and training in the field of IT technologies, in particular privacy-enhancing technologies and infrastructures, cryptology, secure computing, open-source security solutions and the Information Society;

##### *Amendment*

85. Calls on the Commission **to strengthen the technological European infrastructure and the European digital market and therefore** in the framework of the next Work Programme of the Horizon 2020 Programme; more resources should be directed towards boosting European research, development, innovation and training in the field of IT technologies, in particular privacy-enhancing technologies and infrastructures, cryptology, secure computing, open-source security solutions and the Information Society **in order to make email and telecommunications safer; to promote the internal market for European soft- and hardware, and to promote cryptophones and to encrypt communication infrastructures;**

Or. en

### **Amendment 392**

**Christian Ehler, Monika Hohlmeier, Angelika Niebler**

**Motion for a resolution**  
**Paragraph 85 a (new)**

*Motion for a resolution*

*Amendment*

***85a. Europol' Cybercrime Center which is key to reducing cybercrime activities and making the EU's cyber sphere a more secure place for citizens would be a true asset to the implementation of the Horizon 2020 cybercrime programme. Therefore a part of the budget within the framework of the Horizon 2020 budget for cyber security research shall be allocated to the EC3 from 2014 onwards.***

Or. en

**Amendment 393**  
**Hubert Pirker, Axel Voss**

**Motion for a resolution**  
**Paragraph 86**

*Motion for a resolution*

*Amendment*

86. Asks the Commission to map out current responsibilities and to review, by June 2014 at the latest, the need for a broader mandate, better coordination and/or additional resources and technical capabilities for Europol's CyberCrime Centre, ENISA, CERT-EU and the EDPS in order to enable them to be more effective in investigating major IT breaches in the EU and in performing (or assisting Member States and EU bodies to perform) on-site technical investigations regarding major IT breaches;

86. Asks the Commission to map out current responsibilities and to review, by June 2014 at the latest, the need for a broader mandate, better coordination and/or additional resources and technical capabilities for Europol's CyberCrime Centre, ENISA, CERT-EU and the EDPS in order to enable them to be more effective in ***preventing and*** investigating major IT breaches in the EU and in performing (or assisting Member States and EU bodies to perform) on-site technical investigations regarding major IT breaches;

Or. en

**Amendment 394**

**Monika Hohlmeier, Georgios Papanikolaou, Agustín Díaz de Mera García Consuegra, Véronique Mathieu Houillon, Axel Voss, Christian Ehler, Ágnes Hankiss**

**Motion for a resolution**

**Paragraph 86**

*Motion for a resolution*

86. Asks the Commission to map out current responsibilities and to review, by June 2014 at the latest, the need for a broader mandate, better coordination and/or additional resources and technical capabilities for Europol's **CyberCrime** Centre, ENISA, CERT-EU and the EDPS in order to enable them to be more effective in investigating major IT breaches in the EU and in performing (or assisting Member States and EU bodies to perform) on-site technical investigations regarding major IT breaches;

*Amendment*

86. Asks the Commission **together with the European Parliament** to map out current responsibilities and to review, by June 2014 at the latest, the need for a broader mandate, better coordination and/or additional resources and technical capabilities for Europol's **Cyber Crime** Centre **and other Union centres of specialised expertise**, ENISA, CERT-EU and the EDPS in order to enable them to be more effective in investigating major IT breaches in the EU and in performing (or assisting Member States and EU bodies to perform) on-site technical investigations regarding major IT breaches;

Or. en

**Amendment 395**

**Cornelia Ernst**

**Motion for a resolution**

**Paragraph 86**

*Motion for a resolution*

86. Asks the Commission to map out current responsibilities and to review, by June 2014 at the latest, the need for a broader mandate, better coordination and/or additional resources and technical capabilities for **Europol's CyberCrime Centre**, ENISA, CERT-EU and the EDPS in order to enable them to be more effective in investigating major IT breaches in the EU and in performing (or assisting Member States and EU bodies to perform)

*Amendment*

86. Asks the Commission to map out current responsibilities and to review, by June 2014 at the latest, the need for a broader mandate, better coordination and/or additional resources and technical capabilities for ENISA, CERT-EU and the EDPS in order to enable them to be more effective in investigating major IT breaches in the EU and in performing (or assisting Member States and EU bodies to perform) on-site technical investigations regarding

on-site technical investigations regarding major IT breaches;

major IT breaches;

Or. en

#### **Amendment 396**

**Axel Voss, Ágnes Hankiss, Elena Oana Antonescu, Véronique Mathieu Houillon, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Anna Maria Corazza Bildt**

#### **Motion for a resolution**

##### **Paragraph 86**

###### *Motion for a resolution*

86. Asks the Commission to map out current responsibilities and to review, **by June 2014 at the latest**, the need for a broader mandate, better coordination and/or additional resources and technical capabilities for Europol's CyberCrime Centre, ENISA, CERT-EU and the EDPS in order to enable them to be more effective in investigating major IT breaches in the EU and in performing (or assisting Member States and EU bodies to perform) on-site technical investigations regarding major IT breaches;

###### *Amendment*

86. Asks the Commission to map out current responsibilities and to review the need for a broader mandate, better coordination and/or additional resources and technical capabilities for Europol's CyberCrime Centre, ENISA, CERT-EU and the EDPS in order to enable them to be more effective in **preventing and** investigating major IT breaches in the EU and in performing (or assisting Member States and EU bodies to perform) on-site technical investigations regarding major IT breaches;

Or. en

#### **Amendment 397**

**Axel Voss, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Salvador Sedó i Alabart**

#### **Motion for a resolution**

##### **Paragraph 86 a (new)**

###### *Motion for a resolution*

###### *Amendment*

**86a. Believes that ENISA should play a key role in securing European communication systems, therefore calls on the Commission, to present a legal**



*proposal for the reform of ENISA, to strengthen its role in defending the internal systems within the EU institutions and to establish within ENISA's structure a Competent Emergency Response Team (CERT) for the EU and its Member States; in this regard recommends to consider a move of ENISA to Brussels;*

Or. en

**Amendment 398**

**Sarah Ludford, Jens Rohde, Nils Torvalds, Axel Voss**

**Motion for a resolution**

**Paragraph 87**

*Motion for a resolution*

87. Deems it necessary for the EU to be supported by an EU IT Academy that brings together the best European experts in all related fields, tasked with providing all relevant EU Institutions and bodies with scientific advice on IT technologies, including security-related strategies; as a first step asks the Commission to set up an independent scientific expert panel;

*Amendment*

87. Deems it necessary for the EU to be supported by an EU IT Academy that brings together the best European *and international* experts in all related fields, tasked with providing all relevant EU Institutions and bodies with scientific advice on IT technologies, including security-related strategies; as a first step asks the Commission to set up an independent scientific expert panel;

Or. en

**Amendment 399**

**Hubert Pirker, Axel Voss**

**Motion for a resolution**

**Paragraph 87**

*Motion for a resolution*

87. Deems it necessary for the EU to be supported by an EU IT Academy that brings together the best European experts

*Amendment*

87. Deems it necessary for the EU to be supported by an EU IT Academy that brings together the best European experts

in all related fields, tasked with providing all relevant EU Institutions and bodies with scientific advice on IT technologies, including security-related strategies; ***as a first step asks the Commission to set up an independent scientific expert panel;***

in all related fields, tasked with providing all relevant EU Institutions and bodies with scientific advice on IT technologies, including security-related strategies;

Or. en

**Amendment 400**  
**Anna Maria Corazza Bildt**

**Motion for a resolution**  
**Paragraph 87**

*Motion for a resolution*

87. Deems it necessary for the EU to ***be supported by an EU IT Academy that brings together*** the best European experts in all related fields, tasked with providing all relevant EU Institutions and bodies with scientific advice on IT technologies, including security-related strategies; ***as a first step asks the Commission to set up an independent scientific expert panel;***

*Amendment*

87. Deems it necessary for the EU to ***consult with*** the best European experts in all related fields, tasked with providing all relevant EU Institutions and bodies with scientific advice on IT technologies, including security-related strategies;

Or. en

**Amendment 401**  
**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H  l  ne Flautre, Rui Tavares, Ra  l Romeva i Rueda**

**Motion for a resolution**  
**Paragraph 87**

*Motion for a resolution*

87. ***Deems it necessary for the EU to be supported by*** an EU IT Academy that brings together the best European experts in all related fields, tasked with providing all relevant EU Institutions and bodies with scientific advice on IT technologies,

*Amendment*

87. ***Asks the Commission to also consider the possible additional need for*** an EU IT Academy that brings together the best European experts in all related fields, tasked with providing all relevant EU Institutions and bodies with scientific

including security-related strategies; *as a first step asks the Commission to set up an independent scientific expert panel;*

advice on IT technologies, including security-related strategies;

Or. en

**Amendment 402**  
**Cornelia Ernst**

**Motion for a resolution**  
**Paragraph 87**

*Motion for a resolution*

87. Deems it necessary for the EU to be supported by an EU IT Academy that brings together the best European experts in all related fields, tasked with providing all relevant EU Institutions and bodies with scientific advice on IT technologies, including security-related strategies; as a first step asks the Commission to set up an independent scientific expert panel;

*Amendment*

87. Deems it necessary for the EU to be supported by an EU IT Academy that brings together the best European experts in all related fields, tasked with providing all relevant EU Institutions and bodies with scientific advice on IT technologies, including security-related strategies; as a first step asks the Commission to set up, *in close cooperation with the European Parliament and civil society organisations*, an independent scientific expert panel;

Or. en

**Amendment 403**  
**Hubert Pirker**

**Motion for a resolution**  
**Paragraph 87 a (new)**

*Motion for a resolution*

*Amendment*

**87a. Calls on the Commission, by January 2015, to evaluate possibilities for the EU to set up an EU-University of Excellence for Information Technologies which should not accept any funding from extra EU entities and require students to pay back scholarships in case they accept jobs**

*in third countries;*

Or. en

**Amendment 404**

**Monika Hohlmeier, Agustín Díaz de Mera García Consuegra, Véronique Mathieu Houillon, Axel Voss**

**Motion for a resolution**

**Paragraph 88 – introductory part**

*Motion for a resolution*

88. Calls on the European Parliament's Secretariat to carry out, by September 2014 at the latest, a thorough review and assessment of the European Parliament's IT security dependability focused on: budgetary means, staff resources, technical capabilities, internal organisation and all relevant elements, in order to achieve a high level of security for the EP's IT systems; believes that such an assessment should at the least provide information analysis and recommendations on:

*Amendment*

88. Calls on the European Parliament's **General** Secretariat to carry out, by September 2014 at the latest, a thorough review and assessment of the European Parliament's IT security dependability focused on: budgetary means, staff resources, technical capabilities, internal organisation and all relevant elements, in order to achieve a high level of security for the EP's IT systems; believes that such an assessment should at the least provide information analysis and recommendations on:

Or. en

**Amendment 405**

**Nadja Hirsch, Sophia in 't Veld**

**Motion for a resolution**

**Paragraph 88 – introductory part**

*Motion for a resolution*

88. Calls on the European Parliament's Secretariat to carry out, by September 2014 at the latest, a thorough review and assessment of the European Parliament's IT security dependability focused on: budgetary means, staff resources, technical capabilities, internal organisation and all

*Amendment*

88. Calls on the European Parliament's Secretariat ***under the responsibility of the EP's President*** to carry out, by September 2014 at the latest, a thorough review and assessment of the European Parliament's IT security dependability focused on: budgetary means, staff resources, technical

relevant elements, in order to achieve a high level of security for the EP's IT systems; believes that such an assessment should at the least provide information analysis and recommendations on:

capabilities, internal organisation and all relevant elements, in order to achieve a high level of security for the EP's IT systems; believes that such an assessment should at the least provide information analysis and recommendations on:

Or. en

#### **Amendment 406**

**Sarah Ludford, Jens Rohde, Axel Voss**

#### **Motion for a resolution**

#### **Paragraph 88 – point 2**

##### *Motion for a resolution*

· the inclusion in tender procedures for new IT systems of specific IT security/privacy requirements, ***including the possibility of a requirement for Open Source Software as a condition of purchase;***

##### *Amendment*

· the inclusion in tender procedures for new IT systems of ***best practice*** specific IT security/privacy requirements ***from among the widest possible choice of*** software options;

Or. en

#### **Amendment 407**

**Monika Hohlmeier, Agustín Díaz de Mera García Consuegra, Véronique Mathieu Houillon, Axel Voss, Ágnes Hankiss**

#### **Motion for a resolution**

#### **Paragraph 88 – point 2**

##### *Motion for a resolution*

· the inclusion in tender procedures for new IT systems of specific IT security/privacy requirements, including the possibility of a requirement for Open Source Software as a condition of purchase;

##### *Amendment*

· the inclusion in tender procedures for new IT systems of specific IT security/privacy requirements, including the possibility of a requirement for Open Source Software as a condition of purchase ***or the requirement of trusted European companies to take part in the tender when sensitive, security-related areas are concerned;***

Or. en

**Amendment 408**  
**Sarah Ludford, Jens Rohde**

**Motion for a resolution**  
**Paragraph 88 – point 3**

*Motion for a resolution*

· the list of **US** companies under contract with the European Parliament in the IT and telecom fields, taking into account ***revelations about NSA contracts with a company such as RSA, whose products the European Parliament is using to supposedly protect remote access to their data by its Members and staff;***

*Amendment*

· the list of companies under contract with the European Parliament in the IT and telecom fields, taking into account ***any information that has come to light about their cooperation with intelligence agencies;***

Or. en

**Amendment 409**  
**Hubert Pirker, Axel Voss**

**Motion for a resolution**  
**Paragraph 88 – point 3**

*Motion for a resolution*

· the list of **US** companies under contract with the European Parliament in the IT and telecom fields, taking into account revelations about NSA contracts with a company such as RSA, whose products the European Parliament is using to supposedly protect remote access to their data by its Members and staff;

*Amendment*

· the list of **non-EU** companies under contract with the European Parliament in the IT and telecom fields, taking into account revelations about NSA contracts with a company such as RSA, whose products the European Parliament is using to supposedly protect remote access to their data by its Members and staff;

Or. en

**Amendment 410**  
**Monika Hohlmeier, Agustín Díaz de Mera García Consuegra, Véronique Mathieu Houillon**

**Motion for a resolution**  
**Paragraph 88 – point 3**

*Motion for a resolution*

· the list of US companies under contract with the European Parliament in the IT and telecom fields, taking into account revelations about NSA contracts with a company such as RSA, whose products the European Parliament is using to supposedly protect remote access to their data by its Members and staff;

*Amendment*

· the list of US companies under contract with the European Parliament in the IT and telecom fields, taking into account revelations about NSA contracts with a company such as RSA, whose products the European Parliament is using to supposedly protect remote access to their data by its Members and staff, ***including the feasibility of providing the same services by European companies;***

Or. en

**Amendment 411**  
**Sarah Ludford, Jens Rohde, Axel Voss**

**Motion for a resolution**  
**Paragraph 88 – point 4**

*Motion for a resolution*

· the reliability and resilience of ***third-party commercial*** software used by the EU institutions in their IT systems with regard to penetrations and intrusions by EU or third-country law enforcement and intelligence authorities;

*Amendment*

· the reliability and resilience of ***all*** software used by the EU institutions in their IT systems with regard to penetrations and intrusions by EU or third-country law enforcement and intelligence authorities;

Or. en

**Amendment 412**  
**Sarah Ludford, Jens Rohde**

**Motion for a resolution**  
**Paragraph 88 – point 5**

*Motion for a resolution*

· the use ***of more open-source*** systems ***and***

*Amendment*

· the use ***and maintenance of the most***

*fewer off-the-shelf commercial systems;*

*secure systems based on relevant international standards, best practice security risk management principles and adherence to EU Network Information Security standards including on security breaches;*

Or. en

**Amendment 413**

**Hubert Pirker, Axel Voss**

**Motion for a resolution**

**Paragraph 88 – point 5**

*Motion for a resolution*

· the use of more *open-source* systems and fewer *off-the-shelf commercial systems*;

*Amendment*

· the use of more *open-source and EU-based* systems and fewer *systems of companies from third countries*;

Or. en

**Amendment 414**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares, Ra il Romeva i Rueda**

**Motion for a resolution**

**Paragraph 88 – point 5**

*Motion for a resolution*

· the use of more *open-source systems and fewer off-the-shelf commercial systems*;

*Amendment*

· the use of more *free and open-source* systems;

Or. en

**Amendment 415**

**Hubert Pirker, Axel Voss**

**Motion for a resolution**

**Paragraph 88 – point 6**



*Motion for a resolution*

· **the impact of** the increased use of mobile tools (smartphones, tablets, whether professional or personal) and its effects on the IT security of the system;

*Amendment*

· **steps and measures to take in order to address** the increased use of mobile tools (*e.g.* smartphones, tablets, whether professional or personal) and its effects on the IT security of the system;

Or. en

**Amendment 416**  
**Hubert Pirker, Axel Voss**

**Motion for a resolution**  
**Paragraph 88 – point 10**

*Motion for a resolution*

· the use of cloud storage by the EP, including what kind of data is stored on the cloud, how the content and access to it is protected and where the **cloud is** located, clarifying the applicable data protection legal regime;

*Amendment*

· the use of cloud storage by the EP, including what kind of data is stored on the cloud, how the content and access to it is protected and where the **cloud-servers are** located, clarifying the applicable data protection legal regime **as well as an outlook on how it would be possible to assure that these cloud-servers are based on EU-territory only**;

Or. en

**Amendment 417**  
**Sarah Ludford, Jens Rohde, Axel Voss**

**Motion for a resolution**  
**Paragraph 88 – point 10**

*Motion for a resolution*

· the use of cloud storage by the EP, including what kind of data is stored on the cloud, how the content and access to it is protected and where the cloud is located, clarifying the applicable data protection

*Amendment*

· the **option for** use of cloud **computing and** storage **services** by the EP, including what kind of data is stored on the cloud, how the content and access to it is protected and where the cloud is located,

legal regime;

clarifying the applicable data protection  
legal regime;

Or. en

#### **Amendment 418**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H  l  ne Flautre, Rui Tavares,  
Ra  l Romeva i Rueda**

#### **Motion for a resolution**

##### **Paragraph 88 – point 10**

###### *Motion for a resolution*

· the use of cloud storage by the EP,  
including what kind of data is stored on the  
cloud, how the content and access to it is  
protected and where the cloud is located,  
clarifying the applicable data protection  
legal *regime*;

###### *Amendment*

· the use of cloud storage by the EP,  
including what kind of data is stored on the  
cloud, how the content and access to it is  
protected and where the cloud is located,  
clarifying the applicable data protection  
*and intelligence* legal *regimes*;

Or. en

#### **Amendment 419**

**Sarah Ludford, Jens Rohde, Axel Voss**

#### **Motion for a resolution**

##### **Paragraph 88 – point 13**

###### *Motion for a resolution*

· an analysis of the benefits of using *the  
GNU Privacy Guard as* a default  
encryption standard for emails which  
would at the same time allow for the use of  
digital signatures;

###### *Amendment*

· an analysis of the benefits of using a  
default encryption standard for emails  
which would at the same time allow for the  
use of digital signatures;

Or. en

#### **Amendment 420**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H  l  ne Flautre, Rui Tavares,  
Ra  l Romeva i Rueda**

**Motion for a resolution**  
**Paragraph 88 – point 13**

*Motion for a resolution*

· *an analysis of the benefits of* using the GNU Privacy Guard as a default encryption standard for emails which would at the same time allow for the use of digital signatures;

*Amendment*

· *a plan for* using the GNU Privacy Guard as a default encryption standard for emails which would at the same time allow for the use of digital signatures;

Or. en

**Amendment 421**

**Monika Hohlmeier, Georgios Papanikolaou, Agustín Díaz de Mera García Consuegra, Véronique Mathieu Houillon, Axel Voss, Christian Ehler, Ágnes Hankiss**

**Motion for a resolution**  
**Paragraph 89**

*Motion for a resolution*

89. Calls on all the EU Institutions and agencies to perform a similar exercise, by December 2014 at the latest, in particular the European Council, the Council, the External Action Service (including EU delegations), the Commission, the Court of Justice and the European Central Bank; invites the Member States to conduct similar assessments;

*Amendment*

89. Calls on all the EU Institutions and agencies to perform a similar exercise *in cooperation with ENISA, Europol and the CERTs*, by December 2014 at the latest, in particular the European Council, the Council, the External Action Service (including EU delegations), the Commission, the Court of Justice and the European Central Bank; invites the Member States to conduct similar assessments;

Or. en

**Amendment 422**

**Hubert Pirker, Axel Voss**

**Motion for a resolution**  
**Paragraph 91**

*Motion for a resolution*

91. Takes the view that the large-scale IT systems used in the area of freedom, security and justice, such as the Schengen Information System II, the Visa Information System, Eurodac and possible future systems, should be developed and operated in such a way as to ensure that data is not compromised as a result of *US* requests *under the Patriot Act*; asks eu-LISA to report back to Parliament on the reliability of the systems in place by the end of 2014;

*Amendment*

91. Takes the view that the large-scale IT systems used in the area of freedom, security and justice, such as the Schengen Information System II, the Visa Information System, Eurodac and possible future systems, should be developed and operated in such a way as to ensure that data is not compromised as a result of requests *by authorities from third countries*; asks eu-LISA to report back to Parliament on the reliability of the systems in place by the end of 2014;

Or. en

**Amendment 423**

**Monika Hohlmeier, Agustín Díaz de Mera García Consuegra, Véronique Mathieu Houillon**

**Motion for a resolution**

**Paragraph 91**

*Motion for a resolution*

91. Takes the view that the large-scale IT systems used in the area of freedom, security and justice, such as the Schengen Information System II, the Visa Information System, Eurodac and possible future systems, should be developed and operated in such a way as to ensure that data is not compromised as a result of US requests under the Patriot Act; asks eu-LISA to report back to Parliament on the reliability of the systems in place by the end of 2014;

*Amendment*

91. Takes the view that the large-scale IT systems used in the area of freedom, security and justice, such as the Schengen Information System II, the Visa Information System, Eurodac and possible future systems *such as EU-ESTA*, should be developed and operated in such a way as to ensure that data is not compromised as a result of US requests under the Patriot Act; asks eu-LISA to report back to Parliament on the reliability of the systems in place by the end of 2014;

Or. en

**Amendment 424**

**Sarah Ludford, Jens Rohde, Nils Torvalds**

**Motion for a resolution**  
**Paragraph 92**

*Motion for a resolution*

92. Calls on the Commission and the EEAS to take action at the international level, with the UN in particular, and in cooperation with interested partners (*such as Brazil*), *and* to implement an EU strategy for democratic governance of the internet in order to prevent undue influence over ICANN's and IANA's activities by any individual entity, company or country by ensuring appropriate representation of all interested parties in these bodies;

*Amendment*

92. Calls on the Commission and the EEAS to take action at the international level, with the UN in particular, and in cooperation with interested partners to implement an EU strategy for democratic governance of the internet in order to prevent undue influence over ICANN's and IANA's activities by any individual entity, company or country by ensuring appropriate representation of all interested parties in these bodies, *while avoiding the facilitation of state control or censorship or the 'balkanisation' and fragmentation of the internet*;

Or. en

**Amendment 425**  
**Sarah Ludford, Jens Rohde, Nils Torvalds, Axel Voss**

**Motion for a resolution**  
**Paragraph 93**

*Motion for a resolution*

93. Calls for the *overall architecture of the internet in terms of data flows and storage to be reconsidered, striving for more data minimisation and transparency and less centralised mass storage of raw data, as well as avoiding unnecessary routing of traffic through the territory of countries that do not meet basic standards on fundamental rights, data protection and privacy*;

*Amendment*

93. Calls for the *EU to take the lead in shaping the architecture of the internet such as to facilitate global exchanges and interconnection while maximising citizens' freedom and data security*;

Or. en

**Amendment 426**  
**Anna Maria Corazza Bildt**

**Motion for a resolution**  
**Paragraph 93**

*Motion for a resolution*

93. Calls for ***the overall architecture*** of the internet ***in terms of*** data flows and storage ***to be reconsidered***, striving for more data minimisation and transparency ***and less centralised mass storage of raw data, as well as avoiding unnecessary routing of traffic through the territory of countries that do not meet basic standards on fundamental rights, data protection and privacy***;

*Amendment*

93. Calls for ***a better governance*** of the internet ***addressing the risks related to*** data flows and storage, striving for more data minimisation and transparency ***without undermining freedom of internet***;

Or. en

**Amendment 427**  
**Josef Weidenholzer**

**Motion for a resolution**  
**Paragraph 93**

*Motion for a resolution*

93. Calls for the overall architecture of the internet in terms of data flows and storage to be reconsidered, striving for more data minimisation ***and*** transparency and less centralised mass storage of raw data, ***as well as avoiding unnecessary routing of traffic through the territory of countries that do not meet basic standards on fundamental rights, data protection and privacy***;

*Amendment*

93. Calls for the overall architecture of the internet in terms of data flows and storage to be reconsidered, striving for more data minimisation, transparency and less centralised mass storage of raw data;

Or. en

**Amendment 428**  
**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H  l  ne Flautre, Rui Tavares,**

**Raül Romeva i Rueda**

**Motion for a resolution  
Paragraph 93**

*Motion for a resolution*

93. Calls for the overall architecture of the internet in terms of data flows and storage to be reconsidered, striving for more data minimisation and transparency and less centralised mass storage of raw data, as well as **avoiding unnecessary** routing of traffic through the territory of countries that do not meet basic standards on fundamental rights, data protection and privacy;

*Amendment*

93. Calls **on standards bodies such as the IETF** for the overall architecture of the internet in terms of data flows and storage to be reconsidered, striving for more data minimisation and transparency and less centralised mass storage of raw data, as well as **full end-to-end encryption of all internet traffic so that the** routing of traffic through the territory of countries that do not meet basic standards on fundamental rights, data protection and privacy **does not create a risk**;

Or. en

**Amendment 429**

**Axel Voss, Hubert Pirker, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Salvador Sedó i Alabart**

**Motion for a resolution  
Paragraph 93 a (new)**

*Motion for a resolution*

*Amendment*

**93a. Calls on the Commission to present a legal proposal for a EU-routing-system; a EU processing of call detail record (CDR); notes that all routing data and CDR should be processed in accordance with EU legal frameworks and without leaving the EU borders;**

Or. en

**Amendment 430**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, Hélène Flautre, Rui Tavares, Raül Romeva i Rueda**

**Motion for a resolution**  
**Paragraph 94**

*Motion for a resolution*

94. Calls on the Member States, in cooperation with ENISA, Europol's CyberCrime Centre, CERTs and national data protection authorities and cybercrime units, to start an education and awareness-raising campaign in order to enable citizens to make a more informed choice regarding what personal data to put on line and how better to protect them, including through '*digital hygiene*', encryption and safe cloud computing, making full use of the public interest information platform provided for in the Universal Service Directive;

*Amendment*

94. Calls on the Member States, in cooperation with ENISA, Europol's CyberCrime Centre, CERTs and national data protection authorities and cybercrime units, to start an education and awareness-raising campaign in order to enable citizens to make a more informed choice regarding what personal data to put on line and how better to protect them, including through encryption and safe cloud computing, making full use of the public interest information platform provided for in the Universal Service Directive;

Or. en

**Amendment 431**

**Monika Hohlmeier, Agustín Díaz de Mera García Consuegra, Véronique Mathieu Houillon, Axel Voss, Ágnes Hankiss**

**Motion for a resolution**  
**Paragraph 94**

*Motion for a resolution*

94. Calls on the Member States, in cooperation with ENISA, Europol's CyberCrime Centre, CERTs and national data protection authorities and cybercrime units, to start an education and awareness-raising campaign in order to enable citizens to make a more informed choice regarding what personal data to put on line and how better to protect them, including through 'digital hygiene', encryption and safe cloud computing, making full use of the public interest information platform provided for in the Universal Service Directive;

*Amendment*

94. Calls on the Member States, in cooperation with ENISA, Europol's CyberCrime Centre, CERTs and national data protection authorities and cybercrime units, **and to develop a culture of security** and to start an education and awareness-raising campaign in order to enable citizens to make a more informed choice regarding what personal data to put on line and how better to protect them, including through 'digital hygiene', encryption and safe cloud computing, making full use of the public interest information platform provided for in the Universal Service Directive;



**Amendment 432**  
**Cornelia Ernst**

**Motion for a resolution**  
**Paragraph 94**

*Motion for a resolution*

94. Calls on the Member States, in cooperation with ENISA, ***Europol's CyberCrime Centre***, CERTs and national data protection authorities and cybercrime units, to start an education and awareness-raising campaign in order to enable citizens to make a more informed choice regarding what personal data to put on line and how better to protect them, including through 'digital hygiene', encryption and safe cloud computing, making full use of the public interest information platform provided for in the Universal Service Directive;

*Amendment*

94. Calls on the Member States, in cooperation with ENISA, CERTs and national data protection authorities and cybercrime units, to start an education and awareness-raising campaign in order to enable citizens to make a more informed choice regarding what personal data to put on line and how better to protect them, including through 'digital hygiene', encryption and safe cloud computing, making full use of the public interest information platform provided for in the Universal Service Directive;

**Amendment 433**  
**Anna Maria Corazza Bildt**

**Motion for a resolution**  
**Paragraph 95**

*Motion for a resolution*

95. Calls on the Commission, by September 2014, to evaluate the possibilities of encouraging software and hardware manufacturers to introduce more security and privacy through default features in their products, ***including the possibility of introducing legal liability on the part of manufacturers for unpatched known vulnerabilities or the installation of secret backdoors***, and disincentives for

*Amendment*

95. Calls on the Commission, by September 2014, to evaluate the possibilities of encouraging software and hardware manufacturers to introduce more security and privacy through default features in their products and disincentives for the undue and disproportionate collection of mass personal data;

the undue and disproportionate collection of mass personal data, *and if appropriate to come forward with legislative proposals*;

Or. en

**Amendment 434**  
**Claude Moraes**

**Motion for a resolution**  
**Paragraph 95**

*Motion for a resolution*

95. Calls on the Commission, by September 2014, to evaluate the possibilities of encouraging software and hardware manufacturers to introduce more security and privacy through default features in their products, including the possibility of introducing legal liability on the part of manufacturers for unpatched known vulnerabilities or the installation of secret backdoors, and disincentives for the undue and disproportionate collection of mass personal data, and if appropriate to come forward with legislative proposals;

*Amendment*

95. Calls on the Commission, by September 2014, to evaluate the possibilities of encouraging software and hardware manufacturers to introduce more security and privacy through default features in their products, including the possibility of introducing legal liability on the part of manufacturers for unpatched known vulnerabilities or the installation of secret backdoors, and disincentives for the undue and disproportionate collection of mass personal data, and if appropriate to come forward with legislative proposals; *in this respect, calls on the Commission to evaluate the possibility of setting up a certification or validation scheme for IT hardware including testing procedures on EU level to ensure the integrity and security of the products*;

Or. en

**Amendment 435**  
**Josef Weidenholzer**

**Motion for a resolution**  
**Paragraph 95**

*Motion for a resolution*

95. Calls on the Commission, **by September 2014, to evaluate the possibilities of encouraging** software and hardware manufacturers to introduce more security and privacy through default features in their products, including the possibility of introducing legal liability on the part of manufacturers for unpatched known vulnerabilities or the installation of secret backdoors, and disincentives for the undue and disproportionate collection of mass personal data, and if appropriate to come forward with legislative proposals;

*Amendment*

95. Calls on the Commission **to implement binding rules for** software and hardware manufacturers to introduce more security and privacy through default features in their products, including the possibility of introducing legal liability on the part of manufacturers for unpatched known vulnerabilities or the installation of secret backdoors, and disincentives for the undue and disproportionate collection of mass personal data, and if appropriate to come forward with legislative proposals;

Or. en

**Amendment 436**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H  l  ne Flautre, Rui Tavares, Ra  l Romeva i Rueda**

**Motion for a resolution**

**Paragraph 95**

*Motion for a resolution*

95. Calls on the Commission, by September 2014, to **evaluate the possibilities of** encouraging software and hardware manufacturers to introduce more security and privacy **through** default features in their products, **including the possibility** of introducing legal liability on the part of manufacturers for unpatched known vulnerabilities or the installation of secret backdoors, and disincentives for the undue and disproportionate collection of mass personal data, **and if appropriate to come forward with legislative proposals;**

*Amendment*

95. Calls on the Commission, by September 2014, to **propose draft legislation** encouraging software and hardware manufacturers to introduce more security and privacy **by design and by** default features in their products **by** of introducing legal liability on the part of manufacturers for unpatched known vulnerabilities, **faulty or insecure software**, or the installation of secret backdoors, and disincentives for the undue and disproportionate collection of mass personal data;

Or. en

**Amendment 437**  
**Davor Ivo Stier**

**Motion for a resolution**  
**Paragraph 96**

*Motion for a resolution*

96. Believes that the inquiry has shown the need *for the US* to restore trust *with its partners, as US intelligence agencies' activities are primarily at stake*;

*Amendment*

96. Believes that the inquiry has shown the need to restore trust *between the US and EU and among Member States*;

Or. en

**Amendment 438**  
**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares, Ra l Romeva i Rueda**

**Motion for a resolution**  
**Paragraph 96**

*Motion for a resolution*

96. Believes that the inquiry has shown the need for the US to restore trust with its partners, as US intelligence agencies' activities are primarily at stake;

*Amendment*

96. Believes, *beyond the need for legislative change*, that the inquiry has shown the need for the US to restore trust with its partners, as US intelligence agencies' activities are primarily at stake;

Or. en

**Amendment 439**  
**Timothy Kirkhope**  
on behalf of the ECR Group

**Motion for a resolution**  
**Paragraph 97 – indent 2**

*Motion for a resolution*

*– citizens, who realise that not only third countries or multinational companies, but also their own government, may be spying*

*Amendment*

*deleted*

*on them;*

Or. en

**Amendment 440**  
**Sophia in 't Veld, Nadja Hirsch**

**Motion for a resolution**  
**Paragraph 97 – indent 3**

*Motion for a resolution*

– respect for the rule of law *and* the credibility of democratic safeguards *in a* digital society;

*Amendment*

– respect for *fundamental rights, democracy and* the rule of law, *as well as* the credibility of democratic, *judicial and parliamentary* safeguards *and oversight, in a more and more* digital society;

Or. en

**Amendment 441**  
**Cornelia Ernst**

**Motion for a resolution**  
**Paragraph 97 – indent 3**

*Motion for a resolution*

– respect for the rule of law and the credibility of democratic safeguards *in a digital society;*

*Amendment*

– respect for the rule of law and the credibility of democratic safeguards *today;*

Or. en

**Amendment 442**  
**Birgit Sippel, Carmen Romero López, Josef Weidenholzer**

**Motion for a resolution**  
**Paragraph 100**

*Motion for a resolution*

100. Recognises, in light of the global challenges facing the EU and the US, that the transatlantic partnership needs to be further strengthened, and that it is vital that transatlantic cooperation in counter-terrorism continues; insists, **however**, that clear measures need to be taken by the US to re-establish trust and re-emphasise the shared basic values underlying the partnership;

*Amendment*

100. Recognises, in light of the global challenges facing the EU and the US, that the transatlantic partnership needs to be further strengthened, and that it is vital that transatlantic cooperation in counter-terrorism continues **on a new basis of trust based on true common respect of the rule of law and the rejection of all indiscriminate practices of mass surveillance**; insists **therefore** that clear measures need to be taken by the US to re-establish trust and re-emphasise the shared basic values underlying the partnership;

Or. en

**Amendment 443**

**Birgit Sippel, Carmen Romero López, Josef Weidenholzer**

**Motion for a resolution**

**Paragraph 101**

*Motion for a resolution*

101. Is ready actively to engage in a dialogue with US counterparts so that, in the ongoing American public and congressional debate on reforming surveillance and reviewing intelligence oversight, the privacy rights of EU citizens are addressed, equal information rights and privacy protection in US courts guaranteed and the current discrimination not perpetuated;

*Amendment*

101. Is ready actively to engage in a dialogue with US counterparts so that, in the ongoing American public and congressional debate on reforming surveillance and reviewing intelligence oversight, the privacy rights of EU citizens are addressed, equal information rights and privacy protection in US courts guaranteed and the current discrimination not perpetuated; ***Calls on the US to revise its legislation in this field without delay in order to bring it into line with international law and to recognise the privacy and other rights of EU citizens. The call for legislative correction should include reform of its Electronic Communications Privacy Act as regards warrantless access to content, changes in federal law to provide for judicial redress***

*for EU citizens and to sign the Additional Protocol allowing for complaints by individuals under the ICCPR;*

Or. en

**Amendment 444**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares, Ra il Romeva i Rueda**

**Motion for a resolution**

**Paragraph 101**

*Motion for a resolution*

101. Is ready actively to engage in a dialogue with US counterparts so that, in the ongoing American public and congressional debate on reforming surveillance and reviewing intelligence oversight, the privacy rights of EU citizens are addressed, equal information rights and privacy protection in US courts guaranteed and the current discrimination not perpetuated;

*Amendment*

101. Is ready actively to engage in a dialogue with US counterparts so that, in the ongoing American public and congressional debate on reforming surveillance and reviewing intelligence oversight, the privacy rights of EU citizens are addressed, equal information rights and privacy protection in US courts guaranteed and the current discrimination not perpetuated; ***urges the US to enact a general data protection law and amend the Privacy Act to create legal redress options for non-US persons;***

Or. en

**Amendment 445**

**Arnaud Danjean**

**Motion for a resolution**

**Paragraph 102**

*Motion for a resolution*

102. Insists that necessary reforms be undertaken and effective guarantees given to Europeans to ensure that the use of surveillance and data processing for foreign intelligence purposes is limited by

*Amendment*

102. Insists that necessary reforms be undertaken and effective guarantees given to Europeans to ensure that the use of surveillance and data processing for foreign intelligence purposes is limited by

clearly specified conditions and related to reasonable suspicion or probable cause of terrorist or criminal activity; ***stresses that this purpose must be subject to transparent judicial oversight;***

clearly specified conditions and related to reasonable suspicion or probable cause of terrorist or criminal activity;

Or. en

**Amendment 446**  
**Josef Weidenholzer**

**Motion for a resolution**  
**Paragraph 102**

*Motion for a resolution*

102. Insists that necessary reforms be undertaken and effective guarantees given to Europeans to ensure that the use of surveillance and data processing for foreign intelligence purposes is limited by clearly specified conditions and related to reasonable suspicion ***or*** probable cause of terrorist or criminal activity; stresses that this purpose must be subject to transparent judicial oversight;

*Amendment*

102. Insists that necessary reforms be undertaken and effective guarantees given to Europeans to ensure that the use of surveillance and data processing for foreign intelligence purposes is limited by clearly specified conditions and related to reasonable suspicion ***and*** probable cause of terrorist or criminal activity; stresses that this purpose must be subject to transparent judicial oversight;

Or. en

**Amendment 447**  
**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares, Ra il Romeva i Rueda**

**Motion for a resolution**  
**Paragraph 102**

*Motion for a resolution*

102. Insists that necessary reforms be undertaken and effective guarantees given to Europeans to ensure that the use of surveillance and data processing for foreign intelligence purposes is limited by clearly specified conditions and related to

*Amendment*

102. Insists that necessary reforms be undertaken and effective guarantees given to Europeans to ensure that the use of surveillance and data processing for foreign intelligence purposes is limited by clearly specified conditions and related to



reasonable suspicion or probable cause of terrorist *or criminal* activity; stresses that this purpose must be subject to transparent judicial oversight;

reasonable suspicion or probable cause of terrorist activity; stresses that this purpose must be subject to transparent judicial oversight;

Or. en

**Amendment 448**  
**Cornelia Ernst**

**Motion for a resolution**  
**Paragraph 102**

*Motion for a resolution*

102. Insists that necessary reforms be undertaken and effective guarantees given to Europeans to ensure that the use of surveillance and data processing for foreign intelligence purposes is limited by clearly specified conditions and related to *reasonable suspicion or probable cause* of terrorist or criminal activity; stresses that this purpose must be subject to transparent judicial oversight;

*Amendment*

102. Insists that necessary reforms be undertaken and effective guarantees given to Europeans to ensure that the use of surveillance and data processing for foreign intelligence purposes is limited by clearly specified conditions and related to *a limited number of persons under reasonable suspicion* of terrorist or criminal activity; stresses that this purpose must be subject to transparent judicial oversight;

Or. en

**Amendment 449**  
**Gianni Vattimo**

**Motion for a resolution**  
**Paragraph 102 a (new)**

*Motion for a resolution*

*Amendment*

***102a. Urges the US authorities – the President, Congress, the Senate, intelligence agencies, and the judiciary – to implement the reforms promised to the Europeans in the dialogues with the EU and its Member States concerning the guarantees and entitlements to be***

*accorded to European citizens in order that they may be spared needless mass surveillance and that their rights to privacy and data protection may be respected, this being a sine qua non for any cooperation with the US as regards the exchange of personal data;*

Or. it

**Amendment 450**  
**Arnaud Danjean**

**Motion for a resolution**  
**Paragraph 103**

*Motion for a resolution*

*Amendment*

*103. Considers that clear political signals are needed from our American partners to demonstrate that the US distinguishes between allies and adversaries;*

*deleted*

Or. en

**Amendment 451**  
**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares, Ra il Romeva i Rueda**

**Motion for a resolution**  
**Paragraph 103**

*Motion for a resolution*

*Amendment*

103. Considers that clear political signals are needed from our American partners to demonstrate that the US distinguishes between allies and adversaries;

103. Considers that clear political signals are needed from our American partners to demonstrate that the US distinguishes between allies and adversaries; *considers the actions taken and announcements by the US government so far as insufficient;*

Or. en

**Amendment 452**  
**Joanna Senyszyn**

**Motion for a resolution**  
**Paragraph 105 a (new)**

*Motion for a resolution*

*Amendment*

***105a. Expresses deep concern about those Member States that blocked elaboration of a joint EU Council position in intelligence matters and have not allowed closer EU cooperation to negotiate surveillance programs with US authorities;***

Or. en

**Amendment 453**  
**Cornelia Ernst**

**Motion for a resolution**  
**Paragraph 106**

*Motion for a resolution*

*Amendment*

***106. Calls on the EU institutions to explore the possibilities for establishing with the US a code of conduct which would guarantee that no US espionage is pursued against EU institutions and facilities;***

***deleted***

Or. en

**Amendment 454**

**Axel Voss, Elena Oana Antonescu, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Salvador Sedó i Alabart**

**Motion for a resolution**  
**Paragraph 106 a (new)**

*Motion for a resolution*

*Amendment*

***106 a. Calls on the Commission to present***

*an action plan for the establishment of a Single European Digital Area (SEDA), including commercial data, data used for law enforcement and intelligence purposes;*

Or. en

**Amendment 455**  
**Arnaud Danjean**

**Motion for a resolution**  
**Paragraph 107**

*Motion for a resolution*

107. Also believes that that the involvement and activities of EU Members States has led to a loss of trust; *is of the opinion that only full clarity as to purposes and means of surveillance, public debate and, ultimately, revision of legislation, including a strengthening of the system of judicial and parliamentary oversight, will be able to re-establish the trust lost;*

*Amendment*

107. Also believes that that the involvement and activities of EU Members States has led to a loss of trust;

Or. en

**Amendment 456**  
**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H  l  ne Flautre, Rui Tavares, Ra  l Romeva i Rueda**

**Motion for a resolution**  
**Paragraph 107**

*Motion for a resolution*

107. Also believes that that the involvement and activities of EU Members States has led to a loss of trust; is of the opinion that only full clarity as to purposes and means of surveillance, public debate and, ultimately, revision of legislation,

*Amendment*

107. Also believes that that the involvement and activities of EU Members States has led to a loss of trust; is of the opinion that only full clarity as to purposes and means of surveillance, public debate and, ultimately, revision of legislation *and*

*including a strengthening of* the system of judicial and parliamentary oversight, will be able to re-establish the trust lost;

*practices to end mass surveillance activities and strengthen* the system of judicial and parliamentary oversight, will be able to re-establish the trust lost;

Or. en

**Amendment 457**  
**Sophia in 't Veld, Nadja Hirsch**

**Motion for a resolution**  
**Paragraph 107**

*Motion for a resolution*

107. Also believes that that the involvement and activities of EU Members States has led to a loss of trust; is of the opinion that only full clarity as to purposes and means of surveillance, public debate and, ultimately, revision of legislation, including a strengthening of the system of judicial and parliamentary oversight, will be able to *re-establish* the trust lost;

*Amendment*

107. Also believes that that the involvement and activities of EU Members States has led to a loss of trust, *including between Member States and between citizens and their Member States' authorities*; is of the opinion that only full clarity as to purposes and means of surveillance, public debate and, ultimately, revision of legislation, including a strengthening of the system of judicial and parliamentary oversight, will be able to *re-establish* the trust lost; *underlines that it is impossible to develop a real EU Security Strategy in a situation where certain Member States spy on others in collaboration with third countries, or where Member States spy on each other, in violation of the EU principle of loyal cooperation*;

Or. en

**Amendment 458**  
**Anna Maria Corazza Bildt**

**Motion for a resolution**  
**Paragraph 107**

*Motion for a resolution*

107. Also believes that that the involvement and activities of EU Members States has led to a loss of trust; is of the opinion that only full clarity as to purposes and means of surveillance, public debate and, **ultimately**, revision of legislation, including a strengthening **of** the system of judicial and parliamentary oversight, will be able to re-establish the trust lost;

*Amendment*

107. Also believes that that the **alleged** involvement and activities of EU Members States has led to a loss of trust; is of the opinion that only full clarity as to purposes and means of surveillance, public debate and, **if necessary**, revision of legislation, including a strengthening the system of judicial and parliamentary oversight, will be able to re-establish the trust lost;

Or. en

**Amendment 459**  
**Cornelia Ernst**

**Motion for a resolution**  
**Paragraph 107**

*Motion for a resolution*

107. Also believes that that the involvement and activities of EU Members States has led to a loss of trust; is of the opinion that only full clarity as to purposes and means of surveillance, public debate and, ultimately, revision of legislation, including a strengthening of the system of judicial and parliamentary oversight, will be able to re-establish the trust lost;

*Amendment*

107. Also believes that that the involvement and activities of EU Members States has led to a loss of trust; is of the opinion that only full clarity as to purposes and means of surveillance, public debate and, ultimately, revision of legislation, including **limitations on the powers of intelligence agencies as well as** a strengthening of the system of judicial and parliamentary oversight, will be able to re-establish the trust lost;

Or. en

**Amendment 460**  
**Timothy Kirkhope**  
on behalf of the ECR Group

**Motion for a resolution**  
**Paragraph 108**

*Motion for a resolution*

*Amendment*

**108. Is aware that some EU Member States are pursuing bilateral communication with the US authorities on spying allegations, and that some of them have concluded (United Kingdom) or envisage concluding (Germany, France) so-called 'anti-spying' arrangements; underlines that these Member States need to observe fully the interests of the EU as a whole;**

**deleted**

Or. en

**Amendment 461**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, Hélène Flautre, Rui Tavares, Raúl Romeva i Rueda**

**Motion for a resolution  
Paragraph 108**

*Motion for a resolution*

*Amendment*

108. Is aware that some EU Member States are pursuing bilateral communication with the US authorities on spying allegations, and that some of them have concluded (United Kingdom) or envisage concluding (**Germany**, France) so-called 'anti-spying' arrangements; underlines that these Member States need to observe fully the interests of the EU as a whole;

108. Is aware that some EU Member States are pursuing bilateral communication with the US authorities on spying allegations, and that some of them have concluded (United Kingdom) or envisage concluding (France) so-called 'anti-spying' arrangements; underlines that these Member States need to observe fully the interests of the EU as a whole; **doubts the relevance of such agreements in the light of revelations that even members of the "Five Eyes" spy on each other;**

Or. en

**Amendment 462**

**Arnaud Danjean, Véronique Mathieu Houillon**

**Motion for a resolution**  
**Paragraph 108**

*Motion for a resolution*

108. ***Is aware*** that some EU Member States are pursuing bilateral communication with the US authorities on spying allegations, and that some of them have concluded (***United Kingdom***) or envisage concluding (***Germany, France***) so-called ‘anti-spying’ arrangements; ***underlines that these Member States need to observe fully the interests of the EU as a whole;***

*Amendment*

108. ***Notes*** that some EU Member States are pursuing bilateral communication with the US authorities on spying allegations, and that some of them have concluded or envisage concluding so-called ‘anti-spying’ arrangements;

Or. en

**Amendment 463**  
**Josef Weidenholzer, Birgit Sippel**

**Motion for a resolution**  
**Paragraph 108**

*Motion for a resolution*

108. Is aware that some EU Member States are pursuing bilateral communication with the US authorities on spying allegations, and that some of them have concluded (United Kingdom) or envisage concluding (Germany, France) so-called ‘anti-spying’ arrangements; ***underlines that these Member States need to observe fully the interests of the EU as a whole;***

*Amendment*

108. Is aware that some EU Member States are pursuing bilateral communication with the US authorities on spying allegations, and that some of them have concluded (United Kingdom) or envisage concluding (Germany, France) so-called ‘anti-spying’ arrangements; ***deems such bilateral arrangements as counterproductive due to the need of a European solution for this problem;***

Or. en

**Amendment 464**  
**Axel Voss, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Salvador Sedó i Alabart**



**Motion for a resolution  
Paragraph 108**

*Motion for a resolution*

108. Is aware that some EU Member States are pursuing bilateral communication with the US authorities on spying allegations, and that some of them have concluded (**United Kingdom**) or envisage concluding (**Germany, France**) so-called 'anti-spying' arrangements; underlines that these Member States need to observe fully the interests of the EU as a whole;

*Amendment*

108. Is aware that some EU Member States are pursuing bilateral communication with the US authorities on spying allegations, and that some of them have concluded or envisage concluding so-called 'anti-spying' arrangements; underlines that these Member States need to observe fully the interests of the EU as a whole; **therefore calls for a EU no-spy-agreement between Member States and a no-spy-agreement with third countries including an obligation for no spying on politicians, research and economy;**

Or. en

**Amendment 465**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares, Ra l Romeva i Rueda**

**Motion for a resolution  
Paragraph 108 a (new)**

*Motion for a resolution*

*Amendment*

**108a. Asks the Council to inform Parliament about discussions by Member States on an EU-wide mutual no-spy arrangement;**

Or. en

**Amendment 466**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares, Ra l Romeva i Rueda**

**Motion for a resolution  
Paragraph 109**

*Motion for a resolution*

109. Considers that such arrangements should not breach European Treaties, especially the principle of sincere cooperation (under Article 4 paragraph 3 TEU), or undermine EU policies in general and, more specifically, the internal market, fair competition and economic, industrial and social development; reserves its right to activate Treaty procedures in the event of such arrangements being proved to contradict the Union's cohesion or the fundamental principles on which it is based;

*Amendment*

109. Considers that such arrangements should not breach European Treaties, especially the principle of sincere cooperation (under Article 4 paragraph 3 TEU), or undermine EU policies in general and, more specifically, the internal market, fair competition and economic, industrial and social development; ***decides to review any such arrangements for their compatibility with European law and*** reserves its right to activate Treaty procedures in the event of such arrangements being proved to contradict the Union's cohesion or the fundamental principles on which it is based;

Or. en

**Amendment 467**

**Birgit Sippel, Carmen Romero López, Josef Weidenholzer**

**Motion for a resolution  
Paragraph 109 a (new)**

*Motion for a resolution*

*Amendment*

***109a. Believes that the expansion of a surveillance society within the EU as a direct result of EU legislation has to be prevented under all circumstances; Therefore calls on the Council and the European Parliament when acting as legislators in the field of justice and home affairs to ensure that practices that are designed to collect en masse data from EU citizens with a view to combatting terrorism and serious crime are fully in line with the requirements of the rule of law and the EU's human rights obligations; Points out that this for example applies to Directive 2006/24/EC on the retention of data which seems to be incompatible with Articles 7 and 52(1) of***

*the Charter of Fundamental Rights of the European Union as well as on the Commission proposal 2011/0023 (COD) on the use of Passenger Name Record data for the prevention, detection, investigation and prosecution of terrorist offences and serious crime;*

Or. en

**Amendment 468**

**Axel Voss, Hubert Pirker, Véronique Mathieu Houillon, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Salvador Sedó i Alabart**

**Motion for a resolution  
Paragraph 109 a (new)**

*Motion for a resolution*

*Amendment*

*109a. Considers tap-proof communication structures (email and telecommunications, including landlines and cell phones) and tap-proof meeting rooms within all relevant EU institutions and EU delegations as absolutely necessary; therefore calls for the establishment of an encrypted internal EU email-system;*

Or. en

**Amendment 469  
Cornelia Ernst**

**Motion for a resolution  
Paragraph 109 a (new)**

*Motion for a resolution*

*Amendment*

*109a. Notes that such agreements will not restore trust of citizens in democratic institutions and political leaders if they do not contain far-reaching provisions on transparency;*

**Amendment 470**  
**Sophia in 't Veld, Nadja Hirsch**

**Motion for a resolution**  
**Paragraph 109 a (new)**

*Motion for a resolution*

*Amendment*

***109a. Emphasizes that in a new EU Treaty, the European Parliament should be given real parliamentary inquiry powers, including the possibility to question under oath;***

**Amendment 471**  
**Gianni Vattimo**

**Motion for a resolution**  
**Paragraph 109 a (new)**

*Motion for a resolution*

*Amendment*

***109a. Calls on the Member States to throw full light on espionage programmes and operations affecting their own citizens, citizens of other Member States and non-EU countries, and European institutions; calls on the Commission to start an initiative with a view to ascertaining whether Articles 2 and 4 TEU have been infringed in the EU and to take such steps as might prove necessary, not least as regards the compatibility of those programmes and operations with the Internal Security Strategy;***

**Amendment 472**

**Axel Voss, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio,  
Salvador Sedó i Alabart**

**Motion for a resolution**

**Paragraph 109 b (new)**

*Motion for a resolution*

*Amendment*

***109b. Calls on the European Parliament to implement in its rules of procedure a structure for inquiry committees with equal competences as implemented in some Member States by their national parliaments;***

Or. en

**Amendment 473**

**Gianni Vattimo**

**Motion for a resolution**

**Paragraph 109 b (new)**

*Motion for a resolution*

*Amendment*

***109b. Repeats the assertion in the resolution of 4 July 2013 that ‘in democratic and open states based on the rule of law, citizens have a right to know about serious violations of their fundamental rights and to denounce them, including those involving their own government’ and again ‘stresses the need for procedures allowing whistleblowers to unveil serious violations of fundamental rights and the need to provide such people with the necessary protection’, and calls on the Member States, therefore, to provide that protection;***

Or. it

**Amendment 474**  
**Sarah Ludford, Jens Rohde, Nils Torvalds**

**Motion for a resolution**  
**Paragraph 110**

*Motion for a resolution*

110. Calls on the Commission to present, in January 2015 at the latest, an EU strategy for democratic governance of the internet;

*Amendment*

110. Calls on the Commission to present, in January 2015 at the latest, an EU strategy for democratic governance of the internet *while avoiding the facilitation of state control or censorship or the 'balkanisation' and fragmentation of the internet;*

Or. en

**Amendment 475**  
**Sophia in 't Veld, Nadja Hirsch**

**Motion for a resolution**  
**Paragraph 110 a (new)**

*Motion for a resolution*

*Amendment*

*110a. Deplores the refusal of the US administration to adopt and implement all recommendations of the ad hoc EU US Working Group on Data Protection, calls on the US authorities to reconsider;*

Or. en

**Amendment 476**  
**Sophia in 't Veld, Nadja Hirsch**

**Motion for a resolution**  
**Paragraph 110 b (new)**

*Motion for a resolution*

*Amendment*

*110b. Questions the three year data retention of all data collected during the*

**Amendment 477**

**Claude Moraes**

**Motion for a resolution**

**Paragraph 111**

*Motion for a resolution*

111. Calls on the Member States to follow the call of the 35th International Conference of Data Protection and Privacy Commissioners ‘to advocate the adoption of an additional protocol to Article 17 of the International Covenant on Civil and Political Rights (ICCPR), which should be based on the standards that have been developed and endorsed by the International Conference and the provisions in General Comment No 16 to the Covenant in order to create globally applicable standards for data protection and the protection of privacy in accordance with the rule of law’; asks the High Representative/Vice-President of the Commission and the External Action Service to take a proactive stance;

*Amendment*

111. Calls on the Member States to follow the call of the 35th International Conference of Data Protection and Privacy Commissioners ‘to advocate the adoption of an additional protocol to Article 17 of the International Covenant on Civil and Political Rights (ICCPR), which should be based on the standards that have been developed and endorsed by the International Conference and the provisions in *the Human Rights Committee* General Comment No 16 to the Covenant in order to create globally applicable standards for data protection and the protection of privacy in accordance with the rule of law’; ***calls on the Member States to include in this exercise to advocate for an international UN agency in charge of in particular monitoring the emergence of surveillance tools and of regulating and investigating their uses;*** asks the High Representative/Vice-President of the Commission and the External Action Service to take a proactive stance;

**Amendment 478**

**Sarah Ludford, Jens Rohde, Nils Torvalds**

**Motion for a resolution**  
**Paragraph 112**

*Motion for a resolution*

112. Calls on the Member States to develop a coherent and strong strategy within the United Nations, supporting in particular the resolution on ‘The right to privacy in the digital age’ initiated by Brazil and Germany, as adopted by the third UN General Assembly Committee (Human Rights Committee) on 27 November 2013;

*Amendment*

112. Calls on the Member States to develop a coherent and strong strategy within the United Nations, supporting in particular the resolution on ‘The right to privacy in the digital age’ initiated by Brazil and Germany, as adopted by the third UN General Assembly Committee (Human Rights Committee) on 27 November 2013 ***but avoiding the facilitation of state control or censorship or the 'balkanisation' and fragmentation of the internet;***

Or. en

**Amendment 479**  
**Claude Moraes**

**Motion for a resolution**  
**Paragraph 112**

*Motion for a resolution*

112. Calls on the Member States to develop a coherent and strong strategy within the United Nations, supporting in particular the resolution on ‘The right to privacy in the digital age’ initiated by Brazil and Germany, as adopted by the third UN General Assembly ***Committee*** (Human Rights Committee) on 27 November 2013;

*Amendment*

112. Calls on the Member States to develop a coherent and strong strategy within the United Nations, supporting in particular the resolution on ‘The right to privacy in the digital age’ initiated by Brazil and Germany, as adopted by the third ***Committee of the*** UN General Assembly (Human Rights Committee) on 27 November 2013;

Or. en

**Amendment 480**  
**Gianni Vattimo**



**Motion for a resolution**  
**Paragraph 112**

*Motion for a resolution*

112. Calls on the Member States to develop a coherent and strong strategy within the United Nations, supporting in particular the resolution on ‘The right to privacy in the digital age’ initiated by Brazil and Germany, as adopted by the third UN General Assembly Committee (Human Rights Committee) on 27 November 2013;

*Amendment*

112. Calls on the Member States to develop a coherent and strong strategy within the United Nations, supporting in particular the resolution on ‘The right to privacy in the digital age’ initiated by Brazil and Germany, as adopted by the third UN General Assembly Committee (Human Rights Committee) on 27 November 2013, ***and to take any other bilateral, multilateral, or international initiative serving to safeguard the fundamental right to privacy and data protection and strengthen it at international level and in relation to state authorities and private companies;***

Or. it

**Amendment 481**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, Hélène Flautre, Rui Tavares, Raül Romeva i Rueda**

**Motion for a resolution**  
**Subheading 36**

*Motion for a resolution*

Priority Plan: A European Digital ***Habeas Corpus***

*Amendment*

Priority Plan: A European Digital ***Declaration of Independence***

Or. en

**Amendment 482**  
**Cornelia Ernst**

**Motion for a resolution**  
**Paragraph 113 a (new)**

*Motion for a resolution*

*Amendment*

**113a. Intends to re-examine the issues under investigation in the upcoming parliamentary term by establishing a specialised committee or subcommittee to LIBE.**

Or. en

**Amendment 483**

**Anna Maria Corazza Bildt**

**Motion for a resolution**

**Paragraph 114 – introductory part**

*Motion for a resolution*

114. Decides to launch A European Digital Habeas Corpus for protecting privacy based on the following 7 actions **with a European Parliament watchdog:**

*Amendment*

114. Decides to launch A European Digital Habeas Corpus for protecting privacy based on the following actions:

Or. en

**Amendment 484**

**Arnaud Danjean**

**Motion for a resolution**

**Paragraph 114 – introductory part**

*Motion for a resolution*

114. Decides to launch A European Digital Habeas Corpus for protecting privacy based on the following 7 actions **with a European Parliament watchdog:**

*Amendment*

114. Decides to launch A European Digital Habeas Corpus for protecting privacy based on the following 7 actions:

Or. en

**Amendment 485**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares,  
Ra il Romeva i Rueda**

**Motion for a resolution**

**Paragraph 114 – introductory part**

*Motion for a resolution*

114. Decides to launch A European Digital **Habeas Corpus** for protecting privacy based on the following 7 actions with a European Parliament watchdog:

*Amendment*

114. Decides to launch A European Digital **Declaration of Independence** for protecting privacy based on the following 7 actions with a European Parliament watchdog:

Or. en

**Amendment 486**

**Sophia in 't Veld, Nadja Hirsch**

**Motion for a resolution**

**Paragraph 114 – point 2**

*Motion for a resolution*

Action 2: Conclude the EU-US Umbrella Agreement ensuring proper redress mechanisms for EU citizens in the event of data transfers from the EU to the US for law-enforcement purposes;

*Amendment*

Action 2: Conclude the EU-US Umbrella Agreement **guaranteeing the fundamental right of citizens to privacy and data protection and** ensuring proper redress mechanisms for EU citizens, **including** in the event of data transfers from the EU to the US for law-enforcement purposes;

Or. en

**Amendment 487**

**Timothy Kirkhope**

on behalf of the ECR Group

**Motion for a resolution**

**Paragraph 114 – point 3**

*Motion for a resolution*

*Amendment*

**Action 3: Suspend Safe Harbour until a full review has been conducted and current loopholes are remedied, making sure that transfers of personal data for commercial purposes from the Union to the US can only take place in compliance with highest EU standards;**

*deleted*

Or. en

**Amendment 488**

**Jan Mulder**

**Motion for a resolution**

**Paragraph 114 – point 3**

*Motion for a resolution*

*Amendment*

Action 3: **Suspend** Safe Harbour **until a full review has been conducted and current loopholes are remedied**, making sure that transfers of personal data for commercial purposes from the Union to the US can only take place in compliance with highest EU standards;

Action 3: **Review** Safe Harbour **and remedy** current loopholes, making sure that transfers of personal data for commercial purposes from the Union to the US can only take place in compliance with highest EU standards;

Or. en

**Amendment 489**

**Sarah Ludford, Jens Rohde, Nils Torvalds**

**Motion for a resolution**

**Paragraph 114 – point 3**

*Motion for a resolution*

*Amendment*

Action 3: Suspend Safe Harbour **until a full review has been conducted and current loopholes are remedied**, making sure that transfers of personal data for commercial purposes from the Union to the

Action 3: Suspend Safe Harbour **if by the announced deadline there is no satisfactory response from the US authorities to the Commission's 13 recommendations for strengthened**

US can only take place in compliance with highest EU standards;

*safeguards which remedy current loopholes*, making sure that transfers of personal data for commercial purposes from the Union to the US can only take place in compliance with highest EU standards;

Or. en

**Amendment 490**  
**Sophia in 't Veld, Nadja Hirsch**

**Motion for a resolution**  
**Paragraph 114 – point 3**

*Motion for a resolution*

Action 3: Suspend Safe Harbour until a full review has been conducted and current loopholes are remedied, making sure that transfers of personal data for commercial purposes from the Union to the US can only take place in compliance with highest EU standards;

*Amendment*

Action 3: ***Immediately*** suspend Safe Harbour until a full review has been conducted and current loopholes are remedied, making sure that transfers of personal data for commercial purposes from the Union to the US can only take place in compliance with highest EU standards;

Or. en

**Amendment 491**  
**Sarah Ludford, Jens Rohde, Nils Torvalds**

**Motion for a resolution**  
**Paragraph 114 – point 3 a (new)**

*Motion for a resolution*

Action 3a: ***The Commission to present a proposal for a new framework for transatlantic transfers which meets European privacy standards to replace Safe Harbour;***

*Amendment*

***Action 3a: The Commission to present a proposal for a new framework for transatlantic transfers which meets European privacy standards to replace Safe Harbour;***

Or. en

**Amendment 492**  
**Timothy Kirkhope**  
on behalf of the ECR Group

**Motion for a resolution**  
**Paragraph 114 – point 4**

*Motion for a resolution*

*Amendment*

*Action 4: Suspend the TFTP agreement until (i) the Umbrella Agreement negotiations have been concluded; (ii) a thorough investigation has been concluded on the basis of an EU analysis, and all concerns raised by Parliament in its resolution of 23 October have been properly addressed;* *deleted*

Or. en

**Amendment 493**  
**Anna Maria Corazza Bildt**

**Motion for a resolution**  
**Paragraph 114 – point 4**

*Motion for a resolution*

*Amendment*

*Action 4: Suspend the TFTP agreement until (i) the Umbrella Agreement negotiations have been concluded; (ii) a thorough investigation has been concluded on the basis of an EU analysis, and all concerns raised by Parliament in its resolution of 23 October have been properly addressed;* *deleted*

Or. en

**Amendment 494**  
**Jan Mulder**

**Motion for a resolution**  
**Paragraph 114 – point 4**

*Motion for a resolution*

Action 4: *Suspend the TFTP agreement until (i) the Umbrella Agreement negotiations have been concluded; (ii) a thorough investigation has been concluded on the basis of an EU analysis, and all concerns raised by Parliament in its resolution of 23 October have been properly addressed;*

*Amendment*

Action 4: *Calls on the EC to present a new proposal where data extraction would take place from EU soil within the framework of the TFTP agreement*

Or. en

**Amendment 495**

**Axel Voss, Elena Oana Antonescu, Hubert Pirker, Véronique Mathieu Houillon, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Arnaud Danjean, Salvador Sedó i Alabart**

**Motion for a resolution**  
**Paragraph 114 – point 4**

*Motion for a resolution*

Action 4: *Suspend the TFTP agreement until (i) the Umbrella Agreement negotiations have been concluded; (ii) a thorough investigation has been concluded on the basis of an EU analysis, and all concerns raised by Parliament in its resolution of 23 October have been properly addressed;*

*Amendment*

Action 4: *to conclude the on-going negotiations on a data protection agreement for law enforcement purposes ("umbrella agreement") soon as possible;*

Or. en

**Amendment 496**

**Carmen Romero López**

**Motion for a resolution**  
**Paragraph 114 – point 4 a (new)**

*Motion for a resolution*

*Amendment*

***Action 4a: Suspend the PNR agreement until (i) the Umbrella Agreement negotiations have been concluded; (ii) a thorough investigation has been carried out on the basis of an EU analysis and the entire situation prompting the Committee of Inquiry has been resolved;***

Or. es

**Amendment 497**  
**Sophia in 't Veld, Nadja Hirsch**

**Motion for a resolution**  
**Paragraph 114 – point 4 a (new)**

*Motion for a resolution*

*Amendment*

***Action 4a: Suspend the EU US PNR Agreement until (i) the Umbrella Agreement negotiations have been concluded (ii) the judicial and administrative avenues of EU citizens to protect their fundamental rights are guaranteed;***

Or. en

**Amendment 498**  
**Sophia in 't Veld, Nadja Hirsch**

**Motion for a resolution**  
**Paragraph 114 – point 4 b (new)**

*Motion for a resolution*

*Amendment*

***Action 4b: Evaluate any agreement, mechanism or exchange with third countries involving personal data in order to ensure that the right to privacy and to the protection of personal data are not***



*violated due to surveillance activities and  
take necessary follow-up actions;*

Or. en

**Amendment 499**  
**Timothy Kirkhope**  
on behalf of the ECR Group

**Motion for a resolution**  
**Paragraph 114 – point 5**

*Motion for a resolution*

*Amendment*

*Action 5: Protect the rule of law and the  
fundamental rights of EU citizens, with a  
particular focus on threats to the freedom  
of the press and professional  
confidentiality (including lawyer-client  
relations) as well as enhanced protection  
for whistleblowers;*

*deleted*

Or. en

**Amendment 500**  
**Cornelia Ernst**

**Motion for a resolution**  
**Paragraph 114 – point 5**

*Motion for a resolution*

*Amendment*

Action 5: Protect the rule of law and the  
fundamental rights of EU citizens, with a  
particular focus on threats to the freedom  
of the press and professional  
confidentiality (including lawyer-client  
relations) as well as enhanced protection  
for whistleblowers;

Action 5: Protect the rule of law and the  
fundamental rights of EU citizens, with a  
particular focus on threats to the freedom  
of the press, ***the right of the public to  
receive impartial information*** and  
professional confidentiality (including  
lawyer-client relations) as well as enhanced  
protection for whistleblowers;

Or. en

**Amendment 501**

**Axel Voss, Véronique Mathieu Houillon, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Arnaud Danjean, Timothy Kirkhope, Anna Maria Corazza Bildt, Salvador Sedó i Alabart**

**Motion for a resolution**

**Paragraph 114 – point 5**

*Motion for a resolution*

Action 5: Protect the rule of law *and* the fundamental rights of EU citizens, *with a particular focus on threats to* the freedom of the press and professional confidentiality (*including lawyer-client relations*) as well as enhanced protection for whistleblowers;

*Amendment*

Action 5: Protect the rule of law, the fundamental rights of EU citizens, the freedom of the press and professional confidentiality;

Or. en

**Amendment 502**

**Timothy Kirkhope**

on behalf of the ECR Group

**Motion for a resolution**

**Paragraph 114 – point 6**

*Motion for a resolution*

*Action 6: Develop a European strategy for IT independence (at national and EU level);*

*deleted*

*Amendment*

Or. en

**Amendment 503**

**Sarah Ludford, Jens Rohde, Nils Torvalds, Axel Voss**

**Motion for a resolution**

**Paragraph 114 – point 6**

*Motion for a resolution*

Action 6: Develop a European strategy for

*Amendment*

Action 6: Develop a European strategy for

*IT independence* (at national and EU level);

*greater IT innovative and technological capability* (at national and EU level);

Or. en

**Amendment 504**

**Monika Hohlmeier, Georgios Papanikolaou, Agustín Díaz de Mera García Consuegra, Véronique Mathieu Houillon, Axel Voss, Christian Ehler**

**Motion for a resolution**

**Paragraph 114 – point 6**

*Motion for a resolution*

Action 6: Develop a European strategy for IT independence (at national and EU level);

*Amendment*

Action 6: Develop a European strategy for IT independence (at national and EU level) *and to initiate a programme for growth for the IT industry which enables the European companies to develop and deliver products in all security related areas;*

Or. en

**Amendment 505**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, Hélène Flautre, Rui Tavares, Raül Romeva i Rueda**

**Motion for a resolution**

**Paragraph 114 – point 6**

*Motion for a resolution*

Action 6: Develop a European strategy for IT independence (at national and EU level);

*Amendment*

Action 6: Develop a European strategy for IT independence (*a "digital new deal" including the allocation of adequate resources* at national and EU level

Or. en

**Amendment 506**

**Josef Weidenholzer, Birgit Sippel**

**Motion for a resolution**  
**Paragraph 114 – point 6**

*Motion for a resolution*

Action 6: Develop a European strategy for IT independence (at national and EU level);

*Amendment*

Action 6: Develop a European strategy for IT independence (at national and EU level) **and security standards for IT products;**

Or. en

**Amendment 507**  
**Timothy Kirkhope**  
on behalf of the ECR Group

**Motion for a resolution**  
**Paragraph 114 – point 7**

*Motion for a resolution*

***Action 7: Develop the EU as a reference player for a democratic and neutral governance of the internet;***

*Amendment*

***deleted***

Or. en

**Amendment 508**  
**Sarah Ludford, Jens Rohde, Nils Torvalds**

**Motion for a resolution**  
**Paragraph 114 – point 7**

*Motion for a resolution*

Action 7: Develop the EU as a reference player for a democratic and neutral governance of the internet;

*Amendment*

Action 7: Develop the EU as a reference player for a democratic and neutral governance of the internet ***while avoiding the facilitation of state control or censorship or the 'balkanisation' and fragmentation of the internet;***

Or. en

**Amendment 509**  
**Arnaud Danjean**

**Motion for a resolution**  
**Paragraph 115 – introductory part**

*Motion for a resolution*

115. Calls on the EU Institutions and the Member States to support and promote the European Digital Habeas Corpus; ***undertakes to act as the EU citizens’ rights watchdog***, with the following timetable to monitor implementation:

*Amendment*

115. Calls on the EU Institutions and the Member States to support and promote the European Digital Habeas Corpus with the following timetable to monitor implementation:

Or. en

**Amendment 510**  
**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H  l  ne Flautre, Rui Tavares, Ra  l Romeva i Rueda**

**Motion for a resolution**  
**Paragraph 115**

*Motion for a resolution*

115. Calls on the EU Institutions and the Member States to support and promote the European Digital ***Habeas Corpus***; undertakes to act as the EU citizens’ rights watchdog, with the following timetable to monitor implementation:

*Amendment*

115. Calls on the EU Institutions and the Member States to support and promote the European Digital ***Declaration of Independence***; undertakes to act as the EU citizens’ rights watchdog, with the following timetable to monitor implementation:

Or. en

**Amendment 511**  
**Anna Maria Corazza Bildt**

**Motion for a resolution**  
**Paragraph 115 – introductory part**

*Motion for a resolution*

115. Calls on the EU Institutions and the Member States to support and promote the European Digital Habeas Corpus; ***undertakes to act as the EU citizens' rights watchdog***, with the following timetable ***to monitor implementation***:

*Amendment*

115. Calls on the EU Institutions and the Member States to support and promote the European Digital Habeas Corpus with the following timetable:

Or. en

**Amendment 512**

**Anna Maria Corazza Bildt**

**Motion for a resolution**

**Paragraph 115 – point 1**

*Motion for a resolution*

***April-July 2014: a monitoring group based on the LIBE inquiry team responsible for monitoring any new revelations in the media concerning the inquiry's mandate and scrutinising the implementation of this resolution;***

*Amendment*

***deleted***

Or. en

**Amendment 513**

**Timothy Kirkhope**

on behalf of the ECR Group

**Motion for a resolution**

**Paragraph 115 – point 1**

*Motion for a resolution*

***April-July 2014: a monitoring group based on the LIBE inquiry team responsible for monitoring any new revelations in the media concerning the inquiry's mandate and scrutinising the implementation of this resolution;***

*Amendment*

***deleted***

**Amendment 514**

**Axel Voss, Elena Oana Antonescu, Véronique Mathieu Houillon, Agustín Díaz de Mera García Consuegra, Teresa Jiménez-Becerril Barrio, Salvador Sedó i Alabart**

**Motion for a resolution**

**Paragraph 115 – point 1**

*Motion for a resolution*

April-July 2014: a monitoring group based on the LIBE inquiry team responsible for monitoring any new revelations *in the media* concerning the *inquiry's* mandate and scrutinising the implementation of this resolution;

*Amendment*

April-July 2014: a monitoring group based on the LIBE inquiry team responsible for monitoring any new revelations concerning the *inquiry's* mandate and scrutinising the implementation of this resolution;

**Amendment 515**

**Anna Maria Corazza Bildt**

**Motion for a resolution**

**Paragraph 115 – point 2**

*Motion for a resolution*

*July 2014 onwards: a standing oversight mechanism for data transfers and judicial remedies within the competent committee;*

*Amendment*

*deleted*

**Amendment 516**

**Timothy Kirkhope**

on behalf of the ECR Group

**Motion for a resolution**

**Paragraph 115 – point 2**

*Motion for a resolution*

*Amendment*

***July 2014 onwards: a standing oversight mechanism for data transfers and judicial remedies within the competent committee;***

*deleted*

Or. en

**Amendment 517**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares, Ra il Romeva i Rueda**

**Motion for a resolution  
Paragraph 115 – point 3**

*Motion for a resolution*

*Amendment*

Spring 2014: a formal call on the European Council to include the European Digital ***Habeas Corpus*** in the guidelines to be adopted under Article 68 TFEU;

· Spring 2014: a formal call on the European Council to include the European Digital ***Declaration of Independence*** in the guidelines to be adopted under Article 68 TFEU;

Or. en

**Amendment 518**

**Axel Voss, V eronique Mathieu Houillon, Agust n D az de Mera Garc a Consuegra, Anna Maria Corazza Bildt, Teresa Jim enez-Becerril Barrio, Arnaud Danjean, Timothy Kirkhope, Salvador Sed o i Alabart**

**Motion for a resolution  
Paragraph 115 – point 4**

*Motion for a resolution*

*Amendment*

***Autumn 2014: a commitment that the European Digital Habeas Corpus and related recommendations will serve as key criteria for the approval of the next Commission;***

*deleted*

Or. en



**Amendment 519**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares,  
Ra ul Romeva i Rueda**

**Motion for a resolution  
Paragraph 115 – point 4**

*Motion for a resolution*

Autumn 2014: a commitment that the European Digital *Habeas Corpus* and related recommendations will serve as key criteria for the approval of the next Commission;

*Amendment*

Autumn 2014: a commitment that the European Digital *Declaration of Independence* and related recommendations will serve as key criteria for the approval of the next Commission;

Or. en

**Amendment 520**

**Anna Maria Corazza Bildt**

**Motion for a resolution  
Paragraph 115 – point 5**

*Motion for a resolution*

2014-2015: a *Trust/Data/Citizens' Rights* group to be convened on a regular basis between the European Parliament and the US Congress, *as well as with other committed third-country parliaments, including Brazil*;

*Amendment*

2014-2015: a *EU-US Data protection* group to be convened on a regular basis between the European Parliament and the US Congress;

Or. en

**Amendment 521**

**Jan Philipp Albrecht, Judith Sargentini, Jean Lambert, H el ene Flautre, Rui Tavares,  
Ra ul Romeva i Rueda**

**Motion for a resolution  
Paragraph 115 – point 7**

*Motion for a resolution*

**2015:** a conference bringing together high-level European experts in the various fields conducive to IT security (including mathematics, cryptography and privacy-enhancing technologies) to help foster an EU IT strategy for the next legislature;

*Amendment*

**2014:** a conference bringing together high-level European experts in the various fields conducive to IT security (including mathematics, cryptography and privacy-enhancing technologies) to help foster an EU IT strategy for the next legislature;

Or. en