



**2018/0153(COD)**

26.11.2018

# **AMENDMENTS**

## **39 - 216**

**Draft report**  
**Cécile Kashetu Kyenge**  
(PE629.479v01-00)

Creation of a European network of immigration liaison officers (recast)

Proposal for a regulation  
(COM(2018)0303 – C8-0184/2018 – 2018/0153(COD))



**Amendment 39**

**Auke Zijlstra, Harald Vilimsky, Nicolas Bay, Giancarlo Scottà, Gilles Lebreton**

**Proposal for a regulation**

–

*Proposal for rejection*

***The European Parliament rejects the Commission's proposal.***

Or. en

**Amendment 40**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Title 1**

*Text proposed by the Commission*

Proposal for a  
REGULATION OF THE EUROPEAN  
PARLIAMENT AND OF THE COUNCIL  
on the creation of a European network of  
***immigration*** liaison officers (recast)

*Amendment*

Proposal for a  
REGULATION OF THE EUROPEAN  
PARLIAMENT AND OF THE COUNCIL  
on the creation of a European network of  
***migration*** liaison officers (recast)  
*(Cross-cutting amendment to be applied to  
the whole text)*

Or. fr

*Justification*

*This regulation ought to apply to all aspects of migration and not just to immigration.*

**Amendment 41**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Recital 1 a (new)**

*Text proposed by the Commission*

*Amendment*

***(1a) Migration is a worldwide and multidimensional phenomenon which has***

*its origin in very many factors. Most migration nowadays is voluntary. However a growing number of people are forcibly displaced and need special protection because they are fleeing fragile states, conflicts and persecution. Challenges linked to the mobility of individuals should therefore be addressed in a holistic manner that takes account of all the dimensions to migration while prioritising its human dimension. It is essential that the European Union and its Member States guarantee safe, orderly and regular migration as advocated by the UN in the Global Compact for Migration and the Global Compact on Refugees.*

Or. fr

#### *Justification*

*This regulation should take account of the migration situation overall in the world and the various aspects thereof.*

**Amendment 42**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Recital 1 b (new)**

*Text proposed by the Commission*

*Amendment*

*(1b) In a global and holistic approach to migration the movements of both EU nationals and of third country nationals need to be considered, alongside the number of third country nationals arriving in the European Union and those leaving it. In 2017, over 3.1 million residence permits were issued in the European Union, 27% for family reasons, 17% for studies, 32% for work and only 24% for other reasons, including humanitarian grounds. A more accurate view of migratory movements targeting the European Union can be obtained by looking at third country nationals returned to their country of origin and the grounds on which residence permits have*

*been issued.*

Or. fr

*Justification*

*The regulation should take the overall migration situation in the EU into account, looking at the mobility of both EU citizens and third country nationals.*

**Amendment 43**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Recital 2**

*Text proposed by the Commission*

(2) The sharp increase *of mixed migratory flows* in 2015 and 2016 *has* put under pressure migration, asylum and border management systems *and called for a* coordinated and effective European response.

*Amendment*

(2) The sharp increase *in forced migration* in 2015 and 2016 *revealed the structural limitations of the policy of welcoming refugees and migrants, and* put under pressure migration, asylum and border management systems, *particularly in Member States located at the Union's external borders. As European solidarity weakened, a supportive, coordinated, complete* and effective European response *ought to have been put in place that complied fully with the international obligations incumbent on Member States, particularly in the field of international protection.*

Or. fr

*Justification*

*The European Agenda on Migration calls for a global approach to migration management, in accordance with principles of solidarity and shared responsibility and core EU and international principles on human rights.*

**Amendment 44**  
**Alessandra Mussolini**

**Proposal for a regulation**  
**Recital 2**

*Text proposed by the Commission*

(2) The sharp increase of mixed migratory flows in 2015 and 2016 has put under pressure migration, asylum and border management systems and called for a coordinated and effective European response.

*Amendment*

(2) The sharp increase of mixed migratory flows in 2015 and 2016 has put under pressure migration, asylum and border management systems, ***revealing the impossibility for single Member States, especially those located at the Union's external borders, to manage the crisis***, and called ***therefore*** for a coordinated and effective European response.

Or. en

*Justification*

*The increase of migratory flows in 2015 and 2016 has put under particular pressure those Member States which are geographically exposed to arrivals through the Mediterranean sea. It has therefore revealed the necessity to pursue an European response to the crisis.*

**Amendment 45**

**Ska Keller**

**Proposal for a regulation**

**Recital 2**

*Text proposed by the Commission*

(2) The ***sharp*** increase of ***mixed migratory flows*** in 2015 and 2016 has ***put under pressure migration, asylum and border management systems and called*** for a coordinated and effective European response.

*Amendment*

(2) The increase of ***arrivals of asylum seekers and migrants*** in 2015 and 2016 has ***shown the need*** for a coordinated and effective European response.

Or. en

**Amendment 46**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Recital 2 a (new)**

*Text proposed by the Commission*

*Amendment*

***(2a) The sharp rise in the number of deaths at the borders, estimated at over***

*17 000 since 2014, has revealed the structural limitations of the Union's migration policy and the tools at its disposal, notably in Member States located on the Union's external borders, caused in part by a lack of European solidarity. The failure of relocation programmes and the inadequate implementation of resettlement programmes make strengthening Member States' reception, asylum, integration and migration systems absolutely essential, in order to predict and manage properly the arrival of migrants and set up safe and legal pathways such as humanitarian visas.*

Or. fr

*Justification*

*The rise in the number of deaths on the EU's borders produced solidarity and showed the need to set up legal routes to the EU.*

**Amendment 47**

**Marek Jurek**

**Proposal for a regulation**

**Recital 3**

*Text proposed by the Commission*

*Amendment*

*(3) The objective of Union policy in the field of migration is to replace irregular and uncontrolled flows with safe and well-managed pathways through a comprehensive approach addressing all aspects of immigration.*

*deleted*

Or. pl

**Amendment 48**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Recital 3**

*Text proposed by the Commission*

*Amendment*

(3) ***The objective of*** Union policy in the field of migration ***is to replace irregular and uncontrolled flows with safe and well-managed pathways through a comprehensive approach addressing*** all aspects of ***immigration***.

(3) Union policy in the field of migration ***should be based on actual migrant figures, a comprehensive approach based on full respect for human rights and on principles of solidarity and responsibility in order to take account of*** all aspects of ***migration, namely all movements, both arrivals and departures, irrespective of the motivation and nationality of origin of each person concerned***.

Or. fr

*Justification*

*Core EU and international human rights principles and facts on migratory flows constitute a framework of action for migration policy.*

#### **Amendment 49**

**Alessandra Mussolini**

#### **Proposal for a regulation**

#### **Recital 3**

*Text proposed by the Commission*

*Amendment*

(3) The objective of Union policy in the field of migration is to replace irregular and uncontrolled flows with safe and well-managed pathways through a comprehensive approach addressing all aspects of immigration.

(3) The objective of Union policy in the field of migration is to replace irregular and uncontrolled flows with safe and well-managed pathways through a comprehensive approach addressing all aspects of immigration, ***which should mainly focus on the establishment of the conditions for the return of those migrants who are not granted the right to legally stay on the territory of the Union***.

Or. en

*Justification*

*The shadow rapporteur believes that an effective return policy is the milestone of the EU migration policy as a whole. In fact, a successful reception of those migrants who deserve protection is deeply linked to the return of those who do not have the right to stay on the territory of the Union.*



## Amendment 50

Ska Keller

### Proposal for a regulation

#### Recital 3

*Text proposed by the Commission*

(3) *The objective of* Union policy in the field of migration *is to replace irregular and uncontrolled flows with* safe and well-managed pathways through a comprehensive approach addressing all aspects of *immigration*.

*Amendment*

(3) Union policy in the field of migration *and asylum should aim at ensuring* safe and *legal access to the Union for asylum seekers and provide for* well-managed pathways *for regular channels for migrant workers, students and family reunification* through a comprehensive approach addressing all aspects of *migration*.

Or. en

## Amendment 51

Marek Jurek

### Proposal for a regulation

#### Recital 3 a (new)

*Text proposed by the Commission*

*Amendment*

(3 a) *Border surveillance is both a national and, in the case of the EU's external borders, a European responsibility incumbent on states. Any encouragement of Member States not to comply with their lawful border surveillance obligations is an attack on the rule of law.*

Or. pl

## Amendment 52

Marie-Christine Vergiat

### Proposal for a regulation

#### Recital 4

*Text proposed by the Commission*

(4) Respecting human rights standards **remains** a fundamental principle of the Union in addressing the migration crisis. The Union is committed to **protect** the human rights and fundamental freedoms of all migrants, regardless of their migratory status, in full compliance with international law.

*Amendment*

(4) Respecting human rights standards **is** a fundamental principle of the Union in addressing the migration crisis. The Union is committed to **protecting** the human rights and fundamental freedoms of all migrants, regardless of their migratory status **and without discrimination concerning their origin, nationality, or actual or presumed religion**, in full compliance with international law.

Or. fr

*Justification*

*Core EU and international human rights principles and facts on migratory flows constitute a framework of action for migration policy.*

**Amendment 53**  
**Alessandra Mussolini**

**Proposal for a regulation**  
**Recital 4**

*Text proposed by the Commission*

(4) Respecting human rights standards **remains** a fundamental principle of the Union in addressing the migration crisis. The Union is committed to protect the human rights and fundamental freedoms of all migrants, regardless of their migratory status, in full compliance with international law.

*Amendment*

(4) Respecting human rights standards **is** a fundamental principle of the Union in addressing the migration crisis. The Union is committed to protect the human rights and fundamental freedoms of all migrants, regardless of their migratory status, in full compliance with international law.

Or. en

*Justification*

*Through this linguistic change, the shadow rapporteur wishes to reinforce the concept whereby the respect of human rights is the prerequisite of the Union action in the management of the migration crisis.*

**Amendment 54**  
**Ska Keller**

**Proposal for a regulation**  
**Recital 4**

*Text proposed by the Commission*

(4) Respecting human rights *standards remains a fundamental principle of the Union in addressing the migration crisis*. The Union is committed to protect the human rights and fundamental freedoms of all migrants, regardless of their migratory status, in full compliance with international law.

*Amendment*

(4) Respecting human rights *should remain at the core of migration and asylum policies at Union level*. The Union is committed to protect the human rights and fundamental freedoms of all migrants, regardless of their migratory status, in full compliance with international law.

Or. en

**Amendment 55**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Recital 4 a (new)**

*Text proposed by the Commission*

*Amendment*

*(4a) The Regulation should respect fundamental rights and observe the principles recognised by the Universal Declaration of Human Rights, Articles 2 and 6 of the Treaty on European Union (TEU) and reaffirmed in the Charter of Fundamental Rights of the European Union (the 'Charter'). In particular, the Regulation seeks to ensure full respect for human dignity, the right to life, the prohibition of torture and inhuman or degrading treatment or punishment, the prohibition of trafficking in human beings, the right to liberty and security, the right to the protection of personal data, the right to asylum, the rights of the child, the right to privacy and to a family life and the right to an effective remedy. It also seeks to promote the application of the principles of non-discrimination and non-refoulement.*

Or. fr

*Justification*

*Core EU and international human rights principles and facts on migratory flows constitute a framework of action for migration policy.*

**Amendment 56**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Recital 4 b (new)**

*Text proposed by the Commission*

*Amendment*

***(4b) In performing their duties, migration liaison officers should fully respect human dignity, in particular in cases involving vulnerable people. Any measures taken in performance of their duties should be proportionate to the objectives pursued by such measures.***

Or. fr

*Justification*

*ILOs must comply with core European and international instruments on human rights, particular where vulnerable people are concerned.*

**Amendment 57**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Recital 4 c (new)**

*Text proposed by the Commission*

*Amendment*

***(4c) The Regulation should be implemented in full compliance with the principle of non-refoulement as defined in the Charter and as interpreted by the case law of the Court of Justice of the European Union and of the European Court of Human Rights.***

Or. fr

## *Justification*

*The principle of non-refoulement is a core principle of international refugee law and Union law.*

### **Amendment 58**

**Marie-Christine Vergiat**

#### **Proposal for a regulation**

##### **Recital 5**

###### *Text proposed by the Commission*

(5) To ensure the effective implementation of **the** Union policies on **immigration** in all their aspects, consistent dialogue and cooperation should be pursued with key third countries **of origin and transit of migrants and asylum seekers**. Such cooperation should provide for better management of **immigration**, including **departures and returns, contribute to the stabilisation of migrants' flows**, support capacity to gather and share information, and prevent and counter migrant smuggling and trafficking in human beings, as well as **asylum seekers'** access to protection.

###### *Amendment*

(5) To ensure the effective implementation of Union policies on **migration** in all their aspects, **not restricting these policies to forced migration and taking account in them of both the arrival and departure of third country nationals**, consistent dialogue and cooperation should be pursued with key third countries, **in order in particular to ensure migrants' human rights are promoted and protected**. Such cooperation should provide for better management of **migration in full respect of human rights**, including **by addressing and effectively tackling the root causes of forced displacement and migration, and should** support capacity to gather and share information, and prevent and counter migrant smuggling and trafficking in human beings, as well as **ensure** access to **international** protection.

Or. fr

## *Justification*

*EU and international human rights principles and facts on migration flows constitute a framework for action on migration policy.*

### **Amendment 59**

**Ska Keller**

#### **Proposal for a regulation**

##### **Recital 5**

*Text proposed by the Commission*

(5) To ensure the effective implementation of the Union policies *on immigration* in all their aspects, consistent dialogue and cooperation should be pursued *with key third countries of origin and transit of migrants and asylum seekers*. Such cooperation should provide for better management of *immigration*, including departures *and* returns, contribute to the *stabilisation* of migrants' *flows*, support capacity to gather and share information, and prevent and counter migrant smuggling and trafficking in human beings, as well as asylum seekers' access to protection.

*Amendment*

(5) To ensure the effective implementation of the Union *migration and asylum* policies in all their aspects, consistent dialogue and cooperation should be pursued *on the global level*. Such cooperation should provide for better management of *migration*, including departures, *mobility partnerships, the development of regular channels for asylum and migration*, returns *and reintegration*, contribute to the *regularisation* of migrants' *arrivals*, support capacity to gather and share information, and prevent and counter migrant smuggling and trafficking in human beings, as well as *ensuring* asylum seekers' access to protection.

Or. en

**Amendment 60**  
**Alessandra Mussolini**

**Proposal for a regulation**  
**Recital 6**

*Text proposed by the Commission*

(6) In light of the increasing demand for intelligence and information to support evidence-based policy making and operational responses, there is a need for immigration liaison officers to ensure that their insight and knowledge contribute fully to the establishment of a comprehensive situational picture on third countries.

*Amendment*

(6) In light of the increasing demand for intelligence and information to support evidence-based policy making and operational responses, there is a need for immigration liaison officers to ensure that their insight and knowledge contribute fully to the establishment of a comprehensive situational picture on *key* third countries *of origin and transit, and to reinforce the political dialogue between these countries and Member States*.

Or. en

*Justification*

*The shadow rapporteur thinks that immigration liaison officers could play a major supportive role in establishing the conditions for reinforcing cooperation between Member States and third countries in the field of asylum and migration.*

**Amendment 61**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Recital 6**

*Text proposed by the Commission*

(6) In light of the increasing demand for intelligence and information to support evidence-based policy making and operational responses, there is a need for immigration liaison officers to ensure that their insight and knowledge contribute fully to the establishment of a comprehensive situational picture on third countries.

*Amendment*

(6) In light of the increasing demand for intelligence and information to support evidence-based policy making and operational responses, ***in addition to improving the EU's statistics tools in this field*** there is a need for immigration liaison officers to ensure that their insight and knowledge contribute fully to the establishment of a comprehensive situational picture on third countries.

Or. fr

*Justification*

*Facts on migration flows are just as essential in determining migration policy as the expertise of ILOs.*

**Amendment 62**  
**Ska Keller**

**Proposal for a regulation**  
**Recital 6**

*Text proposed by the Commission*

(6) In light of the increasing demand for ***intelligence and*** information to support evidence-based policy making and operational responses, there is a need for immigration liaison officers to ensure that their insight and knowledge contribute fully to the establishment of a comprehensive situational picture on third countries.

*Amendment*

(6) In light of the increasing demand for ***quantitative data and qualitative*** information to support evidence-based policy making and operational responses, there is a need for immigration liaison officers to ensure that their insight and knowledge contribute fully to the establishment of a comprehensive situational picture on third countries.

Or. en

**Amendment 63**  
**Nathalie Griesbeck**

**Proposal for a regulation**  
**Recital 6**

*Text proposed by the Commission*

(6) In light of the increasing demand for *intelligence and* information to support evidence-based policy making and operational responses, there is a need for immigration liaison officers to ensure that their insight and knowledge contribute fully to the establishment of a comprehensive situational picture on third countries.

*Amendment*

(6) In light of the increasing demand for information to support evidence-based policy making and operational responses, there is a need for immigration liaison officers to ensure that their insight and knowledge contribute fully to the establishment of a comprehensive situational picture on third countries.

Or. fr

**Amendment 64**  
**Maria Grapini**

**Proposal for a regulation**  
**Recital 7**

*Text proposed by the Commission*

(7) The deployment of the current European Migration Liaison Officers to the key countries of origin and transit, as called upon by the conclusions of the special meeting of the Heads of States and Governments on 23 April 2015, was a first step towards enhancing the engagement with third countries on migration-related issues and stepping up coordination with immigration liaison officers deployed by Member States. Building on this experience, longer-term deployments of immigration liaison officers by the Commission to third countries are to be foreseen to support development, implementation and to maximise the impact of Union action on migration.

*Amendment*

(7) The deployment of the current European Migration Liaison Officers to the key countries of origin and transit, as called upon by the conclusions of the special meeting of the Heads of States and Governments on 23 April 2015, was a first step towards enhancing the engagement with third countries on migration-related issues and stepping up coordination with immigration liaison officers deployed by Member States. Building on this experience, longer-term deployments of immigration liaison officers by the Commission to third countries are to be foreseen to support development, implementation and to maximise the impact of Union action on migration *and systematically extend liaison officers' information missions to collecting data on the ground in all significant countries of origin and transit or decisively*



*contributing to facilitating the flow of such data.*

Or. ro

**Amendment 65**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Recital 7**

*Text proposed by the Commission*

(7) The deployment of the current European Migration Liaison Officers to the key countries of origin and transit, as called upon by the conclusions of the special meeting of the Heads of States and Governments on 23 April 2015, was a first step towards *enhancing the engagement with third countries on migration-related issues and* stepping up coordination with immigration liaison officers deployed by Member States. Building on this experience, longer-term deployments of immigration liaison officers by the Commission to third countries are to be foreseen to support development, implementation and to maximise the impact of Union action on migration.

*Amendment*

(7) The deployment of the current European Migration Liaison Officers to the key countries of origin and transit, as called upon by the conclusions of the special meeting of the Heads of States and Governments on 23 April 2015, was a first step towards stepping up coordination with immigration liaison officers deployed by Member States. Building on this experience, longer-term deployments of immigration liaison officers by the Commission to third countries are to be foreseen to support development, implementation and to maximise the impact of Union action on migration.

Or. fr

*Justification*

*Cooperation with third countries should be very strict in terms of what information is exchanged, bearing in mind in particular the likely vulnerability of third country nationals.*

**Amendment 66**  
**Ska Keller**

**Proposal for a regulation**  
**Recital 7**

*Text proposed by the Commission*

(7) The deployment of the current

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*Amendment*

(7) The deployment of the current

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European Migration Liaison Officers to the key countries *of origin and transit*, as called upon by the conclusions of the special meeting of the Heads of States and Governments on 23 April 2015, was a first step towards enhancing the engagement with third countries on migration-related issues and stepping up coordination with immigration liaison officers deployed by Member States. Building on this experience, longer-term deployments of immigration liaison officers by the Commission to third countries are to be foreseen to support development, implementation and to maximise the impact of Union action on migration.

European Migration Liaison Officers to the key *third* countries, as called upon by the conclusions of the special meeting of the Heads of States and Governments on 23 April 2015, was a first step towards enhancing the engagement with third countries on migration-related issues and stepping up coordination with immigration liaison officers deployed by Member States. Building on this experience, longer-term deployments of immigration liaison officers by the Commission to third countries are to be foreseen to support development, implementation and to maximise the impact of Union action on migration.

Or. en

**Amendment 67**  
**Ska Keller**

**Proposal for a regulation**  
**Recital 8**

*Text proposed by the Commission*

(8) The objective of this Regulation is to ensure better coordination and optimise utilisation of liaison officers deployed to third countries by Member States, the Commission and Union Agencies in order to respond more effectively to the EU priorities of preventing and combatting *illegal immigration and related cross-border criminality such as* smuggling of migrants and trafficking in human beings, facilitating return, readmission and reintegration activities, contributing to integrated management of Union's external borders, *as well as supporting management of legal immigration, including in the area of international protection, resettlement* and pre-departure integration measures undertaken by Member States and Union.

*Amendment*

(8) The objective of this Regulation is to ensure better coordination and optimise utilisation of liaison officers deployed to third countries by Member States, the Commission and Union Agencies in order to respond more effectively to the EU priorities of *promoting human rights-based migration and asylum policies, ensuring a better management of migration, gradually substituting irregular migration with adequate regular channels for asylum and migration, ensuring access to international protection, resettlement, humanitarian visas and other channels for asylum seekers to seek protection in the Union, and supporting management of legal migration, including for migrant workers and their families, for students and for family reunification*, preventing and combatting smuggling of migrants and trafficking in human beings, facilitating

*dignified and human rights-based* return, readmission and reintegration activities, contributing to integrated management of Union's external borders, and pre-departure integration measures undertaken by Member States and *the* Union.

Or. en

**Amendment 68**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Recital 8**

*Text proposed by the Commission*

(8) The objective of this Regulation is to ensure better coordination and optimise utilisation of liaison officers deployed to third countries by Member States, the Commission and Union Agencies in order to respond more effectively to the EU priorities of preventing and *combatting illegal immigration and related* cross-border criminality *such as* smuggling of migrants and trafficking in human beings, facilitating *return, readmission and* reintegration activities, contributing to integrated management of Union's external borders, as well as supporting management of legal *immigration*, including in the area of international protection, resettlement and *pre-departure* integration measures undertaken by Member States and Union.

*Amendment*

(8) The objective of this Regulation is to ensure better coordination and optimise utilisation of liaison officers deployed to third countries by Member States, the Commission and Union Agencies in *the field of migration, and contribute to better management of migration and mobility in full compliance with humanitarian and human rights obligations in* order to respond more effectively to the EU priorities of preventing and *combating* cross-border criminality, smuggling of migrants and trafficking in human beings, facilitating reintegration activities, contributing to integrated management of *the* Union's external borders, as well as supporting management of legal *migration*, including in the area of international protection, resettlement and integration measures undertaken by Member States and *the* Union.

Or. fr

*Justification*

*EU and international human rights principles and facts on migration flows will constitute a framework for action on migration policy.*

**Amendment 69**

Alessandra Mussolini

## Proposal for a regulation

### Recital 8

*Text proposed by the Commission*

(8) The objective of this Regulation is to ensure better coordination and optimise utilisation of liaison officers deployed **to third countries** by Member States, the Commission and Union Agencies in order to respond more effectively to the **EU** priorities of preventing and combatting illegal immigration and related cross-border criminality such as smuggling of migrants and trafficking in human beings, **facilitating return**, readmission and reintegration activities, contributing to integrated management of Union's external borders, as well as supporting management of legal immigration, including in the area of international protection, resettlement and pre-departure integration measures undertaken by Member States and Union.

*Amendment*

(8) The objective of this Regulation is to ensure better coordination **between the Union and key third countries of origin and transit** and optimise utilisation of liaison officers deployed by Member States, the Commission and Union Agencies in order to respond more effectively to the **Union** priorities of preventing and combatting illegal immigration and related cross-border criminality such as smuggling of migrants and trafficking in human beings, **increasing the number of returns**, readmission and reintegration activities, contributing to integrated management of Union's external borders, as well as supporting management of legal immigration, including in the area of international protection, resettlement and pre-departure integration measures undertaken by Member States and Union.

Or. en

*Justification*

*This amendment comes from the idea that ILOs could play a major role in establishing the conditions for increasing the number of successful returns.*

## Amendment 70

Nathalie Griesbeck

## Proposal for a regulation

### Recital 8

*Text proposed by the Commission*

(8) The objective of this Regulation is to ensure better coordination and optimise utilisation of liaison officers deployed to third countries by Member States, the Commission and Union Agencies in order

*Amendment*

(8) The objective of this Regulation is to ensure better coordination and optimise utilisation of **the various areas of expertise of** liaison officers deployed to third countries by Member States, the

to respond more effectively to the EU priorities of preventing **and combatting illegal** immigration **and** related cross-border criminality such as smuggling of migrants and trafficking in human beings, facilitating return, readmission and reintegration activities, contributing to integrated management of Union's external borders, **as well as** supporting management of legal immigration, including in the area of international protection, resettlement and pre-departure integration measures undertaken by Member States and Union.

Commission and Union Agencies in order to respond more effectively to the EU priorities of preventing **irregular** immigration, **combating** related cross-border criminality such as smuggling of migrants and trafficking in human beings, facilitating return, readmission and reintegration activities, contributing to integrated management of **the** Union's external borders, **and** supporting management of legal immigration, including in the area of international protection, resettlement and pre-departure integration measures undertaken by Member States and **the** Union.

Or. fr

**Amendment 71**  
**Alessandra Mussolini**

**Proposal for a regulation**  
**Recital 9**

*Text proposed by the Commission*

(9) Building on Council Regulation (EC) No 377/2004, this Regulation aims to ensure that immigration liaison officers better contribute to the functioning of a European network of immigration liaison officers primarily by establishing a mechanism through which Member States, the Commission and Union Agencies can more systematically coordinate tasks and roles of their liaison officers.

*Amendment*

(9) Building on Council Regulation (EC) No 377/2004, this Regulation aims to ensure that immigration liaison officers better contribute to the functioning of a European network of immigration liaison officers primarily by establishing a mechanism through which Member States, the Commission and Union Agencies can more systematically coordinate tasks and roles of their liaison officers **deployed in key third countries of origin and transit.**

Or. en

*Justification*

*The shadow rapporteur tables this amendments for the sake of clarity.*

**Amendment 72**  
**Nathalie Griesbeck**

## Proposal for a regulation

### Recital 9

*Text proposed by the Commission*

(9) Building on Council Regulation (EC) No 377/2004, this Regulation aims to ensure that immigration liaison officers **better** contribute to the functioning of a European network of immigration liaison officers primarily by establishing a mechanism through which Member States, the Commission and Union Agencies can more systematically coordinate tasks and roles of their liaison officers.

*Amendment*

(9) Building on Council Regulation (EC) No 377/2004, this Regulation aims to ensure that immigration liaison officers contribute to the functioning of a European network of immigration liaison officers primarily by establishing a mechanism through which Member States, the Commission and Union Agencies can more systematically coordinate tasks and roles of their liaison officers.

Or. fr

## Amendment 73

Marie-Christine Vergiat

## Proposal for a regulation

### Recital 10

*Text proposed by the Commission*

(10) Taking into account that **mandates and tasks of immigration liaison officers may overlap, due efforts should be made to better coordinate the work of** officers operating within the same third country or region. Where immigration liaison officers are deployed directly to the Union's diplomatic missions in a third country by the Commission, they should initiate and lead immigration liaison officers' network in that third country.

*Amendment*

(10) Taking into account that **liaison officers in charge of migration or human rights issues are deployed by different authorities and that their mandates and tasks may overlap, cooperation and the exchange of information between immigration liaison** officers operating within the same third country or region **should be better coordinated**. Where immigration liaison officers are deployed directly to the Union's diplomatic missions **or to Union agencies** in a third country by the Commission, they should initiate and lead immigration liaison officers' network in that third country.

Or. fr

### *Justification*

*The specific objectives of the ILO Regulation are to enhance cooperation and exchange of information among ILOs deployed to third countries by encouraging the formation of local or regional networks.*

**Amendment 74**  
**Maria Grapini**

**Proposal for a regulation**  
**Recital 11**

*Text proposed by the Commission*

(11) The establishment of a robust governance mechanism that ensures better coordination of all liaison officers dealing with immigration issues as a part of their duties, is essential in order to minimise information gaps and duplication of work and maximise operational capabilities and effectiveness. A Steering Board should provide guidance in line with Union policy priorities – taking into account the Union external relations – **and** should be given the necessary powers, in particular to adopt biennial work programmes of activities of networks of immigration liaison officers, assign tailored ad-hoc tasks for immigration liaison officers addressing priorities and emerging needs not already covered by the biennial work programme, allocate resources for agreed activities and be accountable for their execution.

*Amendment*

(11) The establishment of a robust governance mechanism that ensures better coordination of all liaison officers dealing with immigration issues as a part of their duties, is essential in order to minimise information gaps and duplication of work and maximise operational capabilities and effectiveness. A Steering Board should provide guidance in line with Union policy priorities, ***tailoring strategic cooperation and planning to available institutional capacity*** - taking into account the Union external relations ***and existing arrangements for cooperation in practice between Member States and the European Commission in combating illegal migration***. It should be given the necessary powers, in particular to adopt biennial work programmes of activities of networks of immigration liaison officers, assign tailored ad-hoc tasks for immigration liaison officers addressing priorities and emerging needs not already covered by the biennial work programme, allocate resources for agreed activities and be accountable for their execution.

Or. ro

**Amendment 75**  
**Alessandra Mussolini**

**Proposal for a regulation**  
**Recital 11**

*Text proposed by the Commission*

(11) The establishment of a robust governance mechanism that ensures better

*Amendment*

(11) The establishment of a robust governance mechanism that ensures better

coordination of all liaison officers dealing with immigration issues as a part of their duties, is essential in order to minimise information gaps *and* duplication of work and maximise operational capabilities and effectiveness. A Steering Board should provide guidance in line with Union policy priorities – taking into account the Union external relations – and should be given the necessary powers, in particular to adopt **biennial** work programmes of activities of networks of immigration liaison officers, assign tailored ad-hoc tasks for immigration liaison officers addressing priorities and emerging needs not already covered by the **biennial** work programme, allocate resources for agreed activities and be accountable for their execution.

coordination of all liaison officers dealing with immigration issues as a part of their duties, is essential in order to minimise information gaps, **overlapping of tasks**, duplication of work and maximise operational capabilities and effectiveness. A Steering Board should provide guidance in line with Union policy priorities – taking into account the Union external relations – and should be given the necessary powers, in particular to adopt **annual** work programmes of activities of networks of immigration liaison officers, assign tailored ad-hoc tasks for immigration liaison officers addressing priorities and emerging needs not already covered by the **annual** work programme, allocate **financial** resources for agreed activities and be accountable for their execution.

Or. en

#### *Justification*

*The shadow rapporteur believes that it is necessary to avoid situation where actions carried out by ILOs overlap with those carried out by Union Agencies. She also thinks that the work programme adopted by the Steering board should be annual rather than biannual.*

#### **Amendment 76** **Marie-Christine Vergiat**

#### **Proposal for a regulation** **Recital 12**

##### *Text proposed by the Commission*

(12) A list of immigration liaison officers deployed to third countries should therefore be established and updated regularly by the Steering Board. The list should include information related to the location, composition and activities of different networks, and including the contact details and the summary of duties of the deployed immigration liaison officers.

##### *Amendment*

(12) **The full** list of immigration liaison officers deployed to third countries should therefore be established and updated regularly by the Steering Board. The list should include information related to the location, composition and activities of different networks, and including the contact details and the summary of duties of the deployed immigration liaison officers.

Or. fr



## *Justification*

*Cooperation can only be improved if there is a full list of ILOs.*

### **Amendment 77**

**Maria Grapini**

#### **Proposal for a regulation**

##### **Recital 13**

###### *Text proposed by the Commission*

(13) Joint deployment of liaison officers should be promoted with the aim of enhancing operational cooperation and information sharing between Member States, as well as to respond to the needs at Union level, as defined by the Steering Board. Joint deployment, by at least two Member States, should be supported by the Union funds encouraging engagement and providing added value to all Member States, and in particular those with smaller or no liaison networks in third countries.

###### *Amendment*

(13) Joint deployment of liaison officers should be promoted with the aim of enhancing operational cooperation and information sharing between Member States, as well as to respond to the needs at Union level, as defined by the Steering Board. Joint deployment, by at least two Member States, should be supported by the Union funds encouraging engagement and providing added value to all Member States, and in particular those with smaller or no liaison networks in third countries, ***and should be implemented under a priority procedure with the entry into force of the Regulation.***

Or. ro

### **Amendment 78**

**Ska Keller**

#### **Proposal for a regulation**

##### **Recital 13**

###### *Text proposed by the Commission*

(13) Joint deployment of liaison officers should be promoted with the aim of enhancing operational cooperation and information sharing between Member States, as well as to respond to the needs at Union level, as defined by the Steering Board. Joint deployment, by at least ***two*** Member States, ***should*** be supported by the Union funds ***encouraging engagement*** and

###### *Amendment*

(13) Joint deployment of liaison officers should be promoted with the aim of enhancing operational cooperation and information sharing between Member States, as well as to respond to the needs at Union level, as defined by the Steering Board. Joint deployment, by at least ***three*** Member States, ***may*** be supported by the Union funds ***when*** and providing added

providing added value to all Member States, *and in particular those with smaller or no liaison networks in third countries.*

value to all Member States.

Or. en

**Amendment 79**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Recital 14**

*Text proposed by the Commission*

(14) Special provisions should be made for a wider Union capacity building action for immigration liaison officers, through *a* development, in cooperation with relevant Union Agencies, of common core curricula and pre-deployment training courses, and for supporting the reinforcement of the operational capacity of networks of immigration liaison officers.

*Amendment*

(14) Special provisions should be made for a wider Union capacity building action for immigration liaison officers, through development, in cooperation with relevant Union Agencies, of common core curricula and pre-deployment training courses, and for supporting the reinforcement of the operational capacity of networks of immigration liaison officers. ***The training courses shall in particular raise awareness of respect for fundamental rights and especially the right to asylum.***

Or. fr

*Justification*

*ILOs are to be given appropriate training on protection of fundamental rights and the right to asylum in particular.*

**Amendment 80**  
**Ska Keller**

**Proposal for a regulation**  
**Recital 14**

*Text proposed by the Commission*

(14) Special provisions should be made for a wider Union capacity building action for immigration liaison officers, through a development, in cooperation with relevant

*Amendment*

(14) Special provisions should be made for a wider Union capacity building action for immigration liaison officers, through a development, in cooperation with relevant

Union Agencies, of common core curricula and pre-deployment training courses, and for supporting the reinforcement of the operational capacity of networks of immigration liaison officers.

Union Agencies, of common core curricula and pre-deployment training courses, *in particular on fundamental rights*, and for supporting the reinforcement of the operational capacity of networks of immigration liaison officers.

Or. en

**Amendment 81**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Recital 15**

*Text proposed by the Commission*

(15) Networks of immigration liaison officers should avoid duplicating the work of Union Agencies and other Union instruments or structures and should bring an added value to what they already achieve in terms of collecting and exchanging information in the area of *immigration*, in particular by focusing on operational aspects. They should act as facilitators and providers of information from third countries to support Union Agencies in their functions and tasks, in particular where Union Agencies have not yet established cooperative relations with third countries. Closer cooperation between networks of immigration liaison officers and relevant Union Agencies should be established to that effect.

*Amendment*

(15) Networks of immigration liaison officers should avoid duplicating the work of Union Agencies and other Union instruments or structures and should bring an added value to what they already achieve in terms of collecting and exchanging information in the area of *migration*, in particular by focusing on operational aspects. They should act as facilitators and providers of information from third countries to support Union Agencies in their functions and tasks, in particular where Union Agencies have not yet established cooperative relations with third countries. Closer cooperation between networks of immigration liaison officers and relevant Union Agencies should be established to that effect.

Or. fr

**Amendment 82**  
**Ska Keller**

**Proposal for a regulation**  
**Recital 15**

*Text proposed by the Commission*

(15) Networks of immigration liaison  
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*Amendment*

(15) Networks of immigration liaison  
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officers should avoid duplicating the work of Union Agencies and other Union instruments or structures and should bring an added value to what they already achieve in terms of collecting and exchanging information in the area of **immigration**, in particular by focusing on operational aspects. They should act as facilitators and providers of information from third countries to support Union **Agencies in their functions and tasks, in particular where Union Agencies have not yet established cooperative relations with third countries. Closer cooperation between networks of immigration liaison officers and relevant Union Agencies should be established to that effect.**

officers should avoid duplicating the work of Union Agencies and other Union instruments or structures and should bring an added value to what they already achieve in terms of collecting and exchanging **qualitative and quantitative** information in the area of **migration**, in particular by focusing on operational aspects. **In particular, they should collect information on the general human rights situation in the third country on the basis of the obligations set out by Union law and international instruments in the field of human rights.** They should act as facilitators and providers of information from third countries to support Union **policies.**

Or. en

## Amendment 83

Ska Keller

### Proposal for a regulation

#### Recital 16

*Text proposed by the Commission*

(16) Member States authorities should ensure that strategic and operational analytical products of the Union Agencies in relation to **illegal immigration, return, cross-border criminality or** international protection and resettlement effectively reach immigration liaison officers in third countries and that the information **provided** by immigration liaison officers is shared with the relevant Union Agencies – in particular the European Border and Coast Guard Agency, Europol and the European Union Asylum Agency within the scope of their respective legal frameworks.

*Amendment*

(16) Member States authorities should ensure that strategic and operational analytical products of the Union Agencies in relation to international protection and resettlement, **regular migration, irregular migration, return and reintegration and cross-border criminality** effectively reach immigration liaison officers in third countries and that the information **collected** by immigration liaison officers is shared with the relevant Union Agencies – in particular the European Border and Coast Guard Agency, Europol and the European Union Asylum Agency within the scope of their respective legal frameworks.

Or. en

## Amendment 84

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Nathalie Griesbeck

**Proposal for a regulation**

**Recital 16**

*Text proposed by the Commission*

(16) Member States authorities should ensure that strategic and operational analytical products of the Union Agencies in relation to ***illegal*** immigration, return, cross-border criminality or international protection and resettlement effectively reach immigration liaison officers in third countries and that the information provided by immigration liaison officers is shared with the relevant Union Agencies – in particular the European Border and Coast Guard Agency, Europol and the European Union Asylum Agency within the scope of their respective legal frameworks.

*Amendment*

(16) Member States authorities should ensure that strategic and operational analytical products of the Union Agencies in relation to ***irregular*** immigration, return, cross-border criminality or international protection and resettlement effectively reach immigration liaison officers in third countries and that the information provided by immigration liaison officers is shared with the relevant Union Agencies – in particular the European Border and Coast Guard Agency, Europol and the European Union Asylum Agency within the scope of their respective legal frameworks.

Or. fr

**Amendment 85**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Recital 16**

*Text proposed by the Commission*

(16) Member States authorities should ensure that strategic and operational analytical products of the Union Agencies in relation to ***illegal immigration, return, cross-border criminality*** or international protection and resettlement effectively reach immigration liaison officers in third countries and that the information provided by immigration liaison officers is shared with the relevant Union Agencies – ***in particular*** the European ***Border and Coast Guard*** Agency, ***Europol*** and the European Union ***Asylum Agency*** within the scope of their respective legal frameworks.

*Amendment*

(16) Member States authorities should ensure that strategic and operational analytical products of the Union Agencies in relation to ***migration statistics, human trafficking*** or international protection and resettlement effectively reach immigration liaison officers in third countries and that the information provided by immigration liaison officers is shared with the relevant Union Agencies, the European ***Union Asylum Agency*** and the European Union ***Agency for Fundamental Rights*** within the scope of their respective legal frameworks.

Or. fr

*Justification*

*The reality of migration flows is an essential factor in determining migration policy, in particular with regard to the compliance with and the promotion of fundamental rights.*

**Amendment 86**

**Ska Keller**

**Proposal for a regulation**

**Recital 17**

*Text proposed by the Commission*

*Amendment*

*(17) In order to ensure the most effective use of information collected by the networks of immigration liaison officers, such information should be available through a secure web-based information exchange platform.*

*deleted*

Or. en

**Amendment 87**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Recital 17**

*Text proposed by the Commission*

*Amendment*

(17) In order to ensure the most effective use of information collected by the networks of immigration liaison officers, such information should be available through a secure web-based information exchange platform.

(17) In order to ensure the most effective use of information collected by the networks of immigration liaison officers, such information should be available through a secure web-based information exchange platform ***which fully respects the right to the protection of personal data.***

Or. fr

*Justification*

*Information exchange between ILOs should comply with the EU's data protection framework.*

**Amendment 88**

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**Marie-Christine Vergiat**

**Proposal for a regulation**

**Recital 18**

*Text proposed by the Commission*

*Amendment*

**(18) Information collected by immigration liaison officers should support the implementation of the technical and operational European integrated border management referred to in Article 4 of the Regulation (EU) No 2016/1624 of the European Parliament and of the Council<sup>17</sup> and contribute to the development and maintenance of the national border surveillance systems in line with Regulation (EU) No 1052/2013 of the European Parliament and of the Council<sup>18</sup>.**

**deleted**

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<sup>17</sup> Regulation (EU) No 2016/1624 of the European Parliament and of the Council on the European Border and Coast Guard and amending Regulation (EU) 2016/299 of the European Parliament and of the Council and repealing Regulation (EC) No 836/2007 of the European Parliament and of the Council, Council Regulation (EC) No 2007/2004 and Council Decision 2005/267/EC (OJ L 251, 16.9.2016, p. 1-76).

<sup>18</sup> Regulation (EU) No 1052/2016 of the European Parliament and of the Council of 22 October 2013 establishing the European Border Surveillance System (Eurosur) (OJ L 295, 6.11.2013, p. 11-26).

Or. fr

*Justification*

*The ILO's tasks involve providing information on EU policies, not on Member State policies.*

**Amendment 89**

**Ska Keller**

**Proposal for a regulation**

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**EN**

## Recital 18

*Text proposed by the Commission*

(18) Information collected by immigration liaison officers should support the implementation of the technical and operational European integrated border management referred to in Article 4 of the Regulation (EU) No 2016/1624 of the European Parliament and of the Council<sup>17</sup> **and contribute to the development and maintenance of the national border surveillance systems in line with Regulation (EU) No 1052/2013 of the European Parliament and of the Council<sup>18</sup>.**

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<sup>17</sup> Regulation (EU) No 2016/1624 of the European Parliament and of the Council on the European Border and Coast Guard and amending Regulation (EU) 2016/299 of the European Parliament and of the Council and repealing Regulation (EC) No 836/2007 of the European Parliament and of the Council, Council Regulation (EC) No 2007/2004 and Council Decision 2005/267/EC (OJ L 251, 16.9.2016, p. 1-76).

<sup>18</sup> **Regulation (EU) No 1052/2016 of the European Parliament and of the Council of 22 October 2013 establishing the European Border Surveillance System (Eurosur) (OJ L 295, 6.11.2013, p. 11-26).**

*Amendment*

(18) Information collected by immigration liaison officers should support the implementation of the technical and operational European integrated border management referred to in Article 4 of the Regulation (EU) No 2016/1624 of the European Parliament and of the Council<sup>17</sup>.

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<sup>17</sup> Regulation (EU) No 2016/1624 of the European Parliament and of the Council on the European Border and Coast Guard and amending Regulation (EU) 2016/299 of the European Parliament and of the Council and repealing Regulation (EC) No 836/2007 of the European Parliament and of the Council, Council Regulation (EC) No 2007/2004 and Council Decision 2005/267/EC (OJ L 251, 16.9.2016, p. 1-76).

Or. en

## Amendment 90 Ska Keller

### Proposal for a regulation Recital 19

*Text proposed by the Commission*

(19) It should be possible to use the available resources of the Regulation (EU) No 515/2014 of the European Parliament PE630.656v01-00

*Amendment*

(19) It should be possible to use the available resources of the Regulation (EU) No 515/2014 of the European Parliament



and of the Council<sup>19</sup> to support the activities of a European network of immigration liaison officers as well as to pursue with the deployment of joint immigration liaison officers by Member States.

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<sup>19</sup> Regulation (EU) No 515/2014 of the European Parliament and of the Council of 16 April 2014 establishing, as part of the Internal Security Fund, the instrument for financial support for external borders and visa and repealing Decision No 574/2007/EC (OJ L 150, 20.5.2014, p.143).

and of the Council<sup>19</sup> to support the activities of a European network of immigration liaison officers as well as to pursue with the deployment of joint immigration liaison officers by Member States ***when this would bring an added value for Union policies on migration and asylum.***

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<sup>19</sup> Regulation (EU) No 515/2014 of the European Parliament and of the Council of 16 April 2014 establishing, as part of the Internal Security Fund, the instrument for financial support for external borders and visa and repealing Decision No 574/2007/EC (OJ L 150, 20.5.2014, p.143).

Or. en

## **Amendment 91** **Ska Keller**

### **Proposal for a regulation** **Recital 20**

#### *Text proposed by the Commission*

(20) Any processing and transferring of personal data by Member States within the framework of this Regulation should be conducted in ***accordance with*** Regulation (EU) No 2016/679 of the European Parliament and of the Council<sup>20</sup> and with the national provisions transposing Directive 2016/680<sup>21</sup>. The Commission and Union Agencies should apply Regulation (EC) No 45/2001 of the European Parliament and of the Council<sup>22</sup> when processing personal data.

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<sup>20</sup> Regulation (EU) No 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection

#### *Amendment*

(20) Any processing and transferring of personal data by Member States within the framework of this Regulation should be conducted in ***full respect of*** Regulation (EU) No 2016/679 of the European Parliament and of the Council<sup>20</sup> and with the national provisions transposing Directive 2016/680<sup>21</sup>. The Commission and Union Agencies should apply Regulation (EC) No 45/2001 of the European Parliament and of the Council<sup>22</sup> when processing personal data.

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<sup>20</sup> Regulation (EU) No 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection

Regulation) (OJ L 119, 4.5.2016, p.1).

<sup>21</sup> Directive (EU) 2016/680 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data by competent authorities for the purposes of the prevention, investigation, detection or prosecution of criminal offences or the execution of criminal penalties, and on the free movement of such data, and repealing Council Framework Decision 2008/977/JHA (OJ L 119, 4.5.2016, p. 89).

<sup>22</sup> Regulation (EC) No 45/2001 of the European Parliament and of the Council of 18 December 2000 on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data (OJ L 008, 12.1.2001, p.1).

Regulation) (OJ L 119, 4.5.2016, p.1).

<sup>21</sup> Directive (EU) 2016/680 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data by competent authorities for the purposes of the prevention, investigation, detection or prosecution of criminal offences or the execution of criminal penalties, and on the free movement of such data, and repealing Council Framework Decision 2008/977/JHA (OJ L 119, 4.5.2016, p. 89).

<sup>22</sup> Regulation (EC) No 45/2001 of the European Parliament and of the Council of 18 December 2000 on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data (OJ L 008, 12.1.2001, p.1).

Or. en

## Amendment 92 Marie-Christine Vergiat

### Proposal for a regulation Recital 21

#### *Text proposed by the Commission*

(21) The processing of personal data within the framework of this Regulation should be for the purposes of **rendering assistance to** returning third-country nationals and facilitating the resettlement of persons in need of international protection and implementing Union measures **in respect of the admission of legal immigrants**. A legal framework that recognises the role of **immigration** liaison officers in this context is therefore necessary.

#### *Amendment*

(21) The processing of personal data within the framework of this Regulation should be for the purposes of **ensuring that the fundamental rights of** returning third-country nationals **are upheld** and facilitating the resettlement of persons in need of international protection and implementing Union measures **regarding legislation on the mobility of returning third-country nationals**. A legal framework that recognises the role of **migration** liaison officers in this context is therefore necessary.

Or. fr

## Justification

Core European human rights principles must constitute a framework of action for migration policy.

### Amendment 93

Ska Keller

#### Proposal for a regulation

##### Recital 21

*Text proposed by the Commission*

(21) The processing of personal data within the framework of this Regulation should ***be*** for the purposes of rendering assistance to returning third-country nationals and facilitating the resettlement of persons in need of international protection and implementing Union measures in respect of the admission of ***legal immigrants. A legal framework that recognises the role of immigration liaison officers in this context is therefore necessary.***

*Amendment*

(21) The processing of personal data within the framework of this Regulation should ***strictly be allowed only*** for the purposes of rendering assistance to returning third-country nationals and facilitating the resettlement of persons in need of international protection ***or the admission to the Union of persons in need of humanitarian protection,*** and implementing Union measures in respect of the admission of ***migrants under regular migration channels, including mobility partnerships and family reunification.***

Or. en

### Amendment 94

Marie-Christine Vergiat

#### Proposal for a regulation

##### Recital 22

*Text proposed by the Commission*

(22) ***The return of third-country nationals who do not fulfil or no longer fulfil the conditions for entry, stay or residence in the Member States, in accordance with Directive 2008/115/EC of the European Parliament and of the Council<sup>23</sup>, is an essential component of the comprehensive efforts to tackle illegal immigration and represents an important reason of substantial public interest.***

*Amendment*

***deleted***

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*<sup>23</sup> Directive 2008/115/EC of the European Parliament and of the Council of 16 December 2008 on common standards and procedures in Member States for returning illegally staying third-country nationals (OJ L 348, 24.12.2008, p. 98).*

Or. fr

*Justification*

*The duties of an immigration liaison officer do not include returns.*

**Amendment 95**  
**Ska Keller**

**Proposal for a regulation**  
**Recital 22**

*Text proposed by the Commission*

*Amendment*

*(22) The return of third-country nationals who do not fulfil or no longer fulfil the conditions for entry, stay or residence in the Member States, in accordance with Directive 2008/115/EC of the European Parliament and of the Council<sup>23</sup>, is an essential component of the comprehensive efforts to tackle illegal immigration and represents an important reason of substantial public interest.*

*deleted*

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*<sup>23</sup> Directive 2008/115/EC of the European Parliament and of the Council of 16 December 2008 on common standards and procedures in Member States for returning illegally staying third-country nationals (OJ L 348, 24.12.2008, p. 98).*

Or. en

**Amendment 96**  
**Nathalie Griesbeck**

**Proposal for a regulation**  
PE630.656v01-00

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## Recital 22

### *Text proposed by the Commission*

(22) The return of third-country nationals who do not fulfil or no longer fulfil the conditions for entry, stay or residence in the Member States, in accordance with Directive 2008/115/EC of the European Parliament and of the Council<sup>23</sup>, is an essential component of the comprehensive efforts to **tackle illegal immigration and represents an important reason of substantial public interest.**

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<sup>23</sup> Directive 2008/115/EC of the European Parliament and of the Council of 16 December 2008 on common standards and procedures in Member States for returning illegally staying third-country nationals (OJ L 348, 24.12.2008, p. 98).

### *Amendment*

(22) The return of third-country nationals who do not fulfil or no longer fulfil the conditions for entry, stay or residence in the Member States, in accordance with Directive 2008/115/EC of the European Parliament and of the Council<sup>23</sup>, is an essential component of the comprehensive efforts to **prevent irregular** immigration.

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<sup>23</sup> Directive 2008/115/EC of the European Parliament and of the Council of 16 December 2008 on common standards and procedures in Member States for returning illegally staying third-country nationals, OJ L 348, 24.12.2008, p. 98.

Or. fr

## Amendment 97

Alessandra Mussolini

### Proposal for a regulation

#### Recital 22

### *Text proposed by the Commission*

(22) The return of third-country nationals who do not fulfil or no longer fulfil the conditions for entry, stay or residence in the Member States, in accordance with Directive 2008/115/EC of the European Parliament and of the Council<sup>23</sup>, is **an essential** component of the comprehensive efforts to tackle illegal immigration and represents an important reason of substantial public interest.

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<sup>23</sup> Directive 2008/115/EC of the European Parliament and of the Council of 16 December 2008 on common standards and procedures in Member States for returning

### *Amendment*

(22) The return of third-country nationals who do not fulfil or no longer fulfil the conditions for entry, stay or residence in the Member States, in accordance with Directive 2008/115/EC of the European Parliament and of the Council<sup>23</sup>, is **the main** component of the comprehensive efforts to tackle illegal immigration and represents an important reason of substantial public interest.

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<sup>23</sup> Directive 2008/115/EC of the European Parliament and of the Council of 16 December 2008 on common standards and procedures in Member States for returning

illegally staying third-country nationals  
(OJ L 348, 24.12.2008, p. 98).

illegally staying third-country nationals  
(OJ L 348, 24.12.2008, p. 98).

Or. en

*Justification*

*The shadow rapporteur believes that an effective return policy is the milestone of the EU migration policy as a whole. In fact, a successful reception of those migrants who deserve protection is deeply linked to the return of those who do not have the right to stay on the territory of the Union.*

**Amendment 98**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Recital 23**

*Text proposed by the Commission*

*Amendment*

**(23) Immigration liaison officers need to process personal data to facilitate return operations. The third countries of return are not often subject to adequacy decisions adopted by the Commission under Article 45 of Regulation (EU) 2016/679, or under Article 36 of Directive (EU) 2016/680, and have often not concluded or do not intend to conclude a readmission agreement with the Union or otherwise provide for appropriate safeguards within the meaning of Article 46 of Regulation (EU) 2016/679 or within the meaning of the national provisions transposing Article 37 of Directive (EU) 2016/680. Despite the extensive efforts of the Union in cooperating with the main countries of origin of illegally staying third-country nationals subject to an obligation to return, it is not always possible to ensure such third countries systematically fulfil the obligation established by international law to readmit their own nationals. Readmission agreements, concluded or being negotiated by the Union or the Member States and providing for appropriate safeguards for the transfer of data to third countries pursuant to Article 46 of**

**deleted**

**Regulation (EU) 2016/679 or pursuant to the national provisions transposing Article 36 of Directive (EU) 2016/680, cover a limited number of such third countries. In the situation where such agreements do not exist, personal data should be transferred by immigration liaison officers for the purposes of implementing the return operations of the Union, in line with the conditions laid down in Article 49(1)(d) of Regulation (EU) 2016/679 or in the national provisions transposing Article 38 of Directive (EU) 2016/680 are met.**

Or. fr

#### *Justification*

*The duties of an immigration liaison officer do not include readmission.*

#### **Amendment 99** **Ska Keller**

#### **Proposal for a regulation** **Recital 23**

##### *Text proposed by the Commission*

(23) Immigration liaison officers need to process personal data to facilitate **return operations**. The third countries of return are not often subject to adequacy decisions adopted by the Commission under Article 45 of Regulation (EU) 2016/679, or under Article 36 of Directive (EU) 2016/680, and have often not concluded **or do not intend to conclude** a readmission agreement with the Union or otherwise provide for appropriate safeguards within the meaning of Article 46 of Regulation (EU) 2016/679 or within the meaning of the national provisions transposing Article 37 of Directive (EU) 2016/680. **Despite the extensive efforts of the Union in cooperating with the main countries of origin of illegally staying third-country nationals subject to an obligation to return, it is not always possible to ensure**

##### *Amendment*

(23) Immigration liaison officers **may** need to process personal data to facilitate **reintegration of returning third-country nationals**. The third countries of return are not often subject to adequacy decisions adopted by the Commission under Article 45 of Regulation (EU) 2016/679, or under Article 36 of Directive (EU) 2016/680, and have often not concluded a readmission agreement with the Union or otherwise provide for appropriate safeguards within the meaning of Article 46 of Regulation (EU) 2016/679 or within the meaning of the national provisions transposing Article 37 of Directive (EU) 2016/680. Readmission agreements, concluded or being negotiated by the Union or the Member States and providing for appropriate safeguards for the transfer of data to third countries pursuant to Article

***such third countries systematically fulfil the obligation established by international law to readmit their own nationals.***

Readmission agreements, concluded or being negotiated by the Union or the Member States and providing for appropriate safeguards for the transfer of data to third countries pursuant to Article 46 of Regulation (EU) 2016/679 or pursuant to the national provisions transposing Article 36 of Directive (EU) 2016/680, cover a **limited** number of **such** third countries. In the situation where such agreements do not exist, personal data should be transferred by immigration liaison officers for the purposes of **implementing the return operations of the Union**, in line with the conditions laid down in Article 49(1)(d) of Regulation (EU) 2016/679 or in the national provisions transposing Article 38 of Directive (EU) 2016/680 are met.

46 of Regulation (EU) 2016/679 or pursuant to the national provisions transposing Article 36 of Directive (EU) 2016/680, cover a number of third countries. In the situation where such agreements do not exist, personal data should be transferred by immigration liaison officers for the purposes of **facilitating the reintegration of returning third-country nationals**, in line with the conditions laid down in Article 49(1)(d) of Regulation (EU) 2016/679 or in the national provisions transposing Article 38 of Directive (EU) 2016/680 are met.

Or. en

## **Amendment 100**

**Alessandra Mussolini**

### **Proposal for a regulation**

#### **Recital 23**

##### *Text proposed by the Commission*

(23) Immigration liaison officers need to process personal data to facilitate return operations. The third countries of return are not often subject to adequacy decisions adopted by the Commission under Article 45 of Regulation (EU) 2016/679, or under Article 36 of Directive (EU) 2016/680, and have often not concluded or do not intend to conclude a readmission agreement with the Union or otherwise provide for appropriate safeguards within the meaning of Article 46 of Regulation (EU) 2016/679 or within the meaning of the national provisions transposing Article 37 of Directive (EU) 2016/680. Despite the extensive efforts of the Union in

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##### *Amendment*

(23) Immigration liaison officers need to process personal data to facilitate **the success of** return operations. The third countries of return are not often subject to adequacy decisions adopted by the Commission under Article 45 of Regulation (EU) 2016/679, or under Article 36 of Directive (EU) 2016/680, and have often not concluded or do not intend to conclude a readmission agreement with the Union or otherwise provide for appropriate safeguards within the meaning of Article 46 of Regulation (EU) 2016/679 or within the meaning of the national provisions transposing Article 37 of Directive (EU) 2016/680. Despite the

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cooperating with the main countries of origin of illegally staying third-country nationals subject to an obligation to return, it is not always possible to ensure such third countries systematically fulfil the obligation established by international law to readmit their own nationals.

Readmission agreements, concluded or being negotiated by the Union or the Member States and providing for appropriate safeguards for the transfer of data to third countries pursuant to Article 46 of Regulation (EU) 2016/679 or pursuant to the national provisions transposing Article 36 of Directive (EU) 2016/680, cover a limited number of such third countries. In the situation where such agreements do not exist, personal data should be transferred by immigration liaison officers for the purposes of implementing the return operations of the Union, in line with the conditions laid down in Article 49(1)(d) of Regulation (EU) 2016/679 or in the national provisions transposing Article 38 of Directive (EU) 2016/680 are met.

extensive efforts of the Union in cooperating with the main countries of origin of illegally staying third-country nationals subject to an obligation to return, it is not always possible to ensure such third countries systematically fulfil the obligation established by international law to readmit their own nationals.

Readmission agreements, concluded or being negotiated by the Union or the Member States and providing for appropriate safeguards for the transfer of data to third countries pursuant to Article 46 of Regulation (EU) 2016/679 or pursuant to the national provisions transposing Article 36 of Directive (EU) 2016/680, cover a limited number of such third countries. In the situation where such agreements do not exist, personal data should be transferred by immigration liaison officers for the purposes of implementing the return operations of the Union, in line with the conditions laid down in Article 49(1)(d) of Regulation (EU) 2016/679 or in the national provisions transposing Article 38 of Directive (EU) 2016/680 are met.

Or. en

### *Justification*

*According to the shadow rapporteur ILOs could play a major role in establishing the conditions for increasing the number of successful returns.*

## **Amendment 101**

**Ska Keller**

### **Proposal for a regulation**

#### **Recital 24**

#### *Text proposed by the Commission*

(24) In the interest of the persons concerned, immigration liaison officers should be able to process personal data of persons *in need of* international protection *subject to* resettlement and of persons wishing to migrate legally in the Union in

#### *Amendment*

(24) In the interest of the persons concerned, immigration liaison officers should *only* be able to process personal data of persons *seeking* international *or humanitarian* protection, *of persons who have applied for* resettlement and of

order to *confirm their identity and nationality*.

persons wishing to migrate legally in the Union in order to *provide them with the adequate assistance in terms of pre-departure orientation and support*.

Or. en

**Amendment 102**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Recital 24**

*Text proposed by the Commission*

(24) In the interest of the persons concerned, immigration liaison officers should be able to process personal data of persons in need of international protection subject to resettlement and of persons wishing to migrate legally in the Union in order to confirm their identity and nationality.

*Amendment*

(24) In the interest of the persons concerned *and in particular in order to speed up procedures*, immigration liaison officers should be able to process personal data of persons in need of international protection subject to resettlement and of persons wishing to migrate legally in the Union in order to confirm their identity and nationality.

Or. fr

*Justification*

*Speeding up procedures should be one of the main objectives of the EU's policy on legal migration.*

**Amendment 103**  
**Ska Keller**

**Proposal for a regulation**  
**Recital 25**

*Text proposed by the Commission*

(25) Since the objectives of this Regulation, which are to optimise utilisation of immigration liaison officers deployed by Member States, Commission and EU Agencies to third countries in order to more effectively implement Union priorities *regarding* preventing and

*Amendment*

(25) Since the objectives of this Regulation, which are to optimise utilisation of immigration liaison officers deployed by Member States, Commission and EU Agencies to third countries in order to more effectively implement Union priorities *of promoting human rights-*

combatting *illegal immigration*, facilitating return, readmission and reintegration, contributing to integrated management of Union's external borders, *as well as supporting management of legal immigration or international protection schemes*, cannot be sufficiently achieved by the Member States alone but are better achieved through coordination at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve those objectives.

*based migration and asylum policies, ensuring a better management of migration, gradually substitute irregular migration with adequate regular channels for asylum and migration, ensuring access to international protection, resettlement, humanitarian visas and other channels for asylum seekers to seek protection in the Union, and supporting management of legal migration, including for migrant workers and their families, for students and for family reunification, preventing and combatting smuggling of migrants and trafficking in human beings, facilitating dignified and human rights-based return, readmission and reintegration activities*, contributing to integrated management of Union's external borders, *and pre-departure integration measures undertaken by Member States and the Union*, cannot be sufficiently achieved by the Member States alone but are better achieved through coordination at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve those objectives.

Or. en

#### **Amendment 104** **Marie-Christine Vergiat**

#### **Proposal for a regulation** **Recital 25**

##### *Text proposed by the Commission*

(25) Since the objectives of this Regulation, which are to optimise utilisation of *immigration* liaison officers deployed by Member States, Commission and *EU* Agencies to third countries in order to more effectively implement Union priorities *regarding preventing and*

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##### *Amendment*

(25) Since the objectives of this Regulation, which are to optimise utilisation of *migration* liaison officers deployed by Member States, Commission and *Union* agencies to third countries *and to set out obligations to enhance cooperation and the exchange of*

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*combatting illegal immigration, facilitating return, readmission and reintegration, contributing to integrated management of Union's external borders, as well as supporting management of legal immigration or international protection schemes, cannot be sufficiently achieved by the Member States alone but are better achieved through coordination at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary **in order** to achieve those objectives.*

*information through the creation of local and regional networks, in order to more effectively implement Union priorities **in the area of migration, voluntary return and reintegration, contributing to integrated management of the Union's external borders as well as supporting management of legal migration or international protection schemes, in full respect of humanitarian and human rights obligations, cannot be sufficiently achieved by the Member States alone but are better achieved through coordination at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality as set out in that Article, this Regulation does not go beyond what is necessary to achieve those objectives.***

Or. fr

#### *Justification*

*The Commission proposal aims to enhance cooperation and the exchange of information through local and regional networks in order to contribute to managing migration effectively.*

#### **Amendment 105** **Nathalie Griesbeck**

#### **Proposal for a regulation** **Recital 25**

##### *Text proposed by the Commission*

(25) Since the objectives of this Regulation, which are to optimise utilisation of immigration liaison officers deployed by Member States, Commission and EU Agencies to third countries in order to more effectively implement Union priorities regarding preventing **and combatting illegal** immigration, facilitating return, readmission and reintegration, contributing to integrated management of Union's external borders, **as well as** supporting management of legal

##### *Amendment*

(25) Since the objectives of this Regulation, which are to optimise utilisation of **the different skills of** immigration liaison officers deployed by Member States, Commission and EU Agencies to third countries in order to more effectively implement Union priorities regarding preventing **irregular** immigration, facilitating return, readmission and reintegration, contributing to integrated management of Union's external borders **and** supporting

immigration or international protection schemes, cannot be sufficiently achieved by the Member States alone but are better achieved through coordination at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary *in order* to achieve those objectives.

management of legal immigration or international protection schemes, cannot be sufficiently achieved by the Member States alone but are better achieved through coordination at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality as set out in that Article, this Regulation does not go beyond what is necessary to achieve those objectives.

Or. fr

**Amendment 106**  
**Alessandra Mussolini**

**Proposal for a regulation**  
**Recital 25**

*Text proposed by the Commission*

(25) Since the objectives of this Regulation, which are to optimise utilisation of immigration liaison officers deployed by Member States, Commission and *EU* Agencies to third countries in order to more effectively implement Union priorities regarding preventing and combatting illegal immigration, facilitating return, readmission and reintegration, contributing to integrated management of Union's external borders, as well as supporting management of legal immigration or international protection schemes, cannot be sufficiently achieved by the Member States alone but are better achieved through coordination at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve those objectives.

*Amendment*

(25) Since the objectives of this Regulation, which are to optimise utilisation of immigration liaison officers deployed by Member States, Commission and *Union* Agencies to third countries in order to more effectively implement Union priorities regarding preventing and combatting illegal immigration, facilitating return, readmission and reintegration, contributing to integrated management of Union's external borders, as well as supporting management of legal immigration or international protection schemes, cannot be sufficiently achieved by the Member States alone but are better achieved through coordination at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve those objectives.

*Justification**Technical amendment.***Amendment 107**  
**Marie-Christine Vergiat****Proposal for a regulation**  
**Article premier – paragraph 1***Text proposed by the Commission*

1. This Regulation lays down rules to improve the coordination of immigration liaison officers deployed to third countries by Member States, the Commission and the Union Agencies through the creation of a European network of immigration liaison officers.

*Amendment*

1. This Regulation lays down rules to improve the ***cooperation and enhance the*** coordination of immigration liaison officers deployed to third countries by Member States, the Commission and the Union Agencies, ***as well as to step up the exchange of information among them and promote at all levels the respect for human rights and international protection obligations***, through the creation of a European network of immigration liaison officers.

Or. fr

*Justification*

*The scope of the proposal should be based on respect for, and the promotion of, European and international human rights principles as well as on improving cooperation and the exchange of information among migration liaison officers working in third countries.*

**Amendment 108**  
**Maria Grapini****Proposal for a regulation**  
**Article 1 – paragraph 1***Text proposed by the Commission*

1. This Regulation lays down rules to improve the coordination of immigration liaison officers deployed to third countries by Member States, the Commission and the Union Agencies through the creation of a

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*Amendment*

1. This Regulation lays down rules to improve the ***cooperation and*** coordination of immigration liaison officers deployed to third countries by Member States, the Commission and the Union Agencies

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European network of immigration liaison officers.

through the creation of a European network of immigration liaison officers.

Or. ro

**Amendment 109**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article premier – paragraph 2**

*Text proposed by the Commission*

2. This Regulation is without prejudice to the tasks of immigration liaison officers within the framework of their responsibilities under ***Union and national*** law, policies ***or*** procedures ***or*** under special agreements concluded with ***the host country or*** international organisations.

*Amendment*

2. This Regulation is without prejudice to the tasks of immigration liaison officers within the framework of their responsibilities under ***the*** law, policies ***and*** procedures ***of the Union and the Member States or of*** international organisations.

Or. fr

*Justification*

*The legal framework of ILO tasks should be clearly defined.*

**Amendment 110**  
**Heinz K. Becker**

**Proposal for a regulation**  
**Article 1 – paragraph 2**

*Text proposed by the Commission*

2. This Regulation is without prejudice to the tasks ***of*** immigration liaison officers ***within the framework of their responsibilities under Union and national law, policies or procedures or under special agreements concluded with the host country or international organisations.***

*Amendment*

2. This Regulation is without prejudice to the ***responsibility of Member State authorities, the Commission and the Union Agencies for defining the scope and assignment of*** tasks ***and reporting of their respective*** immigration liaison officers.

Or. en

### *Justification*

*The responsibilities of the deploying authority as regards the definition of immigration liaison officers' tasks and line of command should not be changed*

#### **Amendment 111**

**Alessandra Mussolini**

#### **Proposal for a regulation**

#### **Article 2 – paragraph 1 – point 1 – introductory part**

##### *Text proposed by the Commission*

1. immigration liaison officer' means:

##### *Amendment*

1. immigration liaison officer' means ***a liaison officer designated, and deployed abroad, by the competent authorities of one of the Member States, or the Commission or a Union Agency, as provided for in the relevant legal act of the Union applicable to the agency in question, in order to establish and maintain contacts with the authorities of a third country with a view to contributing to the prevention and combating of illegal immigration, the return of illegally staying third-country nationals and the management of legal immigration.***

Or. en

### *Justification*

*The shadow rapporteur proposes to have just one definition of immigration liaison officer which applies to all liaison officers deployed in third countries by Member States, the Commission and the Union Agencies. At the same time, she believes that mentioning the ILOs' main tasks already within the definition is likewise relevant.*

#### **Amendment 112**

**Heinz K. Becker**

#### **Proposal for a regulation**

#### **Article 2 – paragraph 1 – point 1 – introductory part**

##### *Text proposed by the Commission*

1. immigration liaison officer' means:

##### *Amendment*

1. 'immigration liaison officer' means ***a liaison officer designated and deployed abroad by competent authorities of one of***



*the Member States or the Commission or the Union Agencies, as referred to in their respective legal basis, and dealing with immigration-related issues, also when only a part of their duties. An immigration liaison officer can be:*

Or. en

*Justification*

*The definition of all immigration liaison officers should be as consistent as possible.*

**Amendment 113**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Article 2 – paragraph 1 – point 1 – point a**

*Text proposed by the Commission*

*Amendment*

*(a) a representative of one of the Member States, deployed abroad by the immigration service , law enforcement or other competent authorities in order to establish and maintain contacts with the authorities of a third country with a view to contributing to the prevention and combating of illegal immigration, the return of illegally staying third-country nationals and the management of legal immigration ;*

*deleted*

Or. fr

*Justification*

*It is important to have one definition of migration liaison agents which applies to all liaison agents deployed in third countries*

**Amendment 114**

**Alessandra Mussolini**

**Proposal for a regulation**

**Article 2 – paragraph 1 – point 1 – point a**

*Text proposed by the Commission*

*Amendment*

**(a) a representative of one of the Member States, deployed abroad by the immigration service , law enforcement or other competent authorities in order to establish and maintain contacts with the authorities of a third country with a view to contributing to the prevention and combating of illegal immigration, the return of illegally staying third-country nationals and the management of legal immigration ;** *deleted*

Or. en

*Justification*

*This deletion is coherent with the proposal to have just one definition of immigration liaison officer which applies to all liaison officers deployed in third countries by Member States, the Commission and the Union Agencies.*

**Amendment 115  
Nathalie Griesbeck**

**Proposal for a regulation  
Article 2 – paragraph 1 – point 1 – point a**

*Text proposed by the Commission*

*Amendment*

**(a) a representative of one of the Member States, deployed abroad by the immigration service , law enforcement or other competent authorities in order to establish and maintain contacts with the authorities of a third country with a view to contributing to the prevention and combating of illegal immigration, the return of illegally staying third-country nationals and the management of legal immigration ;** **(a) deleted**

Or. fr

*Justification*

*This amendment is inextricably linked to other amendments in the 'recast' part of the regulation.*

**Amendment 116**  
**Ska Keller**

**Proposal for a regulation**  
**Article 2 – paragraph 1 – point 1 – point a**

*Text proposed by the Commission*

(a) a representative of one of the Member States, deployed abroad by the immigration service, **law enforcement** or other competent authorities in order to establish and maintain contacts with the authorities of a third country with a view to contributing to the prevention and combating of **illegal immigration**, the return of **illegally** staying third-country nationals and the management of legal **immigration** ;

*Amendment*

(a) a representative of one of the Member States, deployed abroad by the immigration service or other competent authorities in order to establish and maintain contacts with the authorities of a third country with a view to contributing to the prevention and combating of **irregular migration**, the return of **irregularly** staying third-country nationals and the management of legal **migration**;

Or. en

*Justification*

*This amendment is needed as inextricably linked to amendments tabled to recital 8, recital 16 and recital 25 relating to the deletion of obsolete terminology, replaced by “irregular”.*

**Amendment 117**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 2 – paragraph 1 – point 1 – point a a (new)**

*Text proposed by the Commission*

*(aa) a liaison officer designated, and deployed abroad, by the competent authorities of one of the Member States, or the Commission or a Union agency, as provided for in the relevant legal act of the Union applicable to the agency in question, to deal with migration-related issues.*

*Amendment*

Or. fr

*Justification*

*It is important to have one definition of migration liaison agents which applies to all liaison agents deployed in third countries*

**Amendment 118**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Article 2 – paragraph 1 – point 1 – point b**

*Text proposed by the Commission*

*Amendment*

**(b) *the liaison officers deployed abroad by the Commission in order to establish and maintain contacts with the authorities of the third country on immigration-related issues;*** *deleted*

Or. fr

*Justification*

*It is important to have one definition of migration liaison agents which applies to all liaison agents deployed in third countries*

**Amendment 119**

**Alessandra Mussolini**

**Proposal for a regulation**

**Article 2 – paragraph 1 – point 1 – point b**

*Text proposed by the Commission*

*Amendment*

**(b) *the liaison officers deployed abroad by the Commission in order to establish and maintain contacts with the authorities of the third country on immigration-related issues;*** *deleted*

Or. en

*Justification*

*This deletion is coherent with the proposal to have just one definition of immigration liaison officer which applies to all liaison officers deployed in third countries by Member States, the Commission and the Union Agencies.*

**Amendment 120**

**Ska Keller**

**Proposal for a regulation**

**Article 2 – paragraph 1 – point 1 – point b**

*Text proposed by the Commission*

(b) the liaison officers deployed abroad by the Commission in order to establish and maintain contacts with the authorities of the third country on *immigration-related* issues;

*Amendment*

(b) the liaison officers deployed abroad by the Commission in order to establish and maintain contacts with the authorities of the third country on *migration-related* issues;

Or. en

**Amendment 121**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Article 2 – paragraph 1 – point 1 – point c**

*Text proposed by the Commission*

(c) *the liaison officers deployed abroad by the Union Agencies as referred to in their respective legal basis and dealing with immigration-related issues;*

*Amendment*

*deleted*

Or. fr

*Justification*

*It is important to have one definition of migration liaison agents which applies to all liaison agents deployed in third countries*

**Amendment 122**

**Alessandra Mussolini**

**Proposal for a regulation**

**Article 2 – paragraph 1 – point 1 – point c**

*Text proposed by the Commission*

(c) *the liaison officers deployed abroad by the Union Agencies as referred*

*Amendment*

*deleted*

*to in their respective legal basis and dealing with immigration-related issues;*

Or. en

*Justification*

*This deletion is coherent with the proposal to have just one definition of immigration liaison officer which applies to all liaison officers deployed in third countries by Member States, the Commission and the Union Agencies.*

**Amendment 123**

**Ska Keller**

**Proposal for a regulation**

**Article 2 – paragraph 1 – point 1 – point c**

*Text proposed by the Commission*

(c) the liaison officers deployed abroad by the Union Agencies as referred to in their respective legal basis and dealing with *immigration-related* issues;

*Amendment*

(c) the liaison officers deployed abroad by the Union Agencies as referred to in their respective legal basis and dealing with *migration-related* issues;

Or. en

**Amendment 124**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Article 2 – paragraph 1 – point 2 a (new)**

*Text proposed by the Commission*

*Amendment*

***2a. Immigration liaison officers shall perform their tasks in full respect of fundamental rights and paying particular attention to vulnerable people, people at risk of violence or persecution and especially children, unaccompanied minors, women, the elderly and victims of human trafficking. Immigration liaison officers shall adopt a gender-sensitive approach when undertaking the tasks conferred to them. They shall respect the Charter of Fundamental Rights of the European Union, in particular the right to***

*human dignity, the right to liberty and security, the respect for private and family life, the protection of personal data, the right to asylum and protection of the principle of non-refoulement and protection in the event of removal, expulsion or extradition, the right to non-discrimination, the rights of the child and the right to an effective remedy.*

Or. fr

*Justification*

*In performing their duties, immigration liaison officers must fully respect the fundamental rights of migrants.*

**Amendment 125**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 2 – paragraph 1 – point 4**

*Text proposed by the Commission*

*Amendment*

**4. “return” means return as defined in point (3) of Article 3 of Directive 2008/115/EC;** **deleted**

Or. fr

*Justification*

*The duties of an immigration liaison officer do not include returns.*

**Amendment 126**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 3 – paragraph 1**

*Text proposed by the Commission*

*Amendment*

1. Immigration liaison officers shall establish and maintain direct contacts with the competent authorities *of the* third country *and any* appropriate organisations operating within the third country, with a

1. Immigration liaison officers shall establish and maintain direct contacts with the competent authorities *of the* third country, *including local authorities and in particular the* appropriate organisations

view to implementing this Regulation .

operating within the third country,  
**including civil society organisations**, with  
a view to implementing this Regulation.

Or. fr

*Justification*

*The cooperation with third countries also necessitates a dialogue with local authorities and civil society.*

**Amendment 127**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Article 3 – paragraph 2 – introductory part**

*Text proposed by the Commission*

2. Immigration liaison officers shall collect information for use either at the operational level, or at a strategic level, or both. Such information shall not contain personal data. Such information shall **in particular concern** the following issues :

*Amendment*

2. Immigration liaison officers shall collect information for use either at the operational level, or at a strategic level, or both. Such information shall not contain personal data. Such information shall **concern** the following issues **only**:

Or. fr

*Justification*

*The information the immigration liaison officers gather must be clearly defined.*

**Amendment 128**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Article 3 – paragraph 2 – point a**

*Text proposed by the Commission*

(a) migratory flows originating from or transiting through the country;

*Amendment*

(a) migratory flows originating from or transiting through the country **and measures taken by the EU and its Member States, in particular those aimed at facilitating the mobility of persons in need of international protection, in particular with regard to resettlement, as well as measures taken to benefit vulnerable**



*persons;*

Or. fr

*Justification*

*Information on the respect and promotion of the human rights of migrants, in particular in terms of international protection, and the resettlement and vulnerability assessment, should be a key element of the information collected by immigration liaison officers.*

**Amendment 129**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Article 3 – paragraph 2 – point b**

*Text proposed by the Commission*

(b) *routes used by these migratory flows in order to reach the territories of the Member States;*

*Amendment*

(b) *implementation of measures taken by the Union and the Member States concerning all legislation pertaining to the mobility of third-country nationals;*

Or. fr

*Justification*

*Information on the reality of the legal framework for migration for third-country nationals in the EU and the way in which it is implemented should be better documented, with a view to better managing migration.*

**Amendment 130**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Article 3 – paragraph 2 – point b – point i (new)**

*Text proposed by the Commission*

(i) *third-country nationals' access to short- and long-stay visa issuance procedures*

*Amendment*

Or. fr

*Justification*

*The EU's visa policy and the Member States' visa policies should be better documented with a view to better managing migration*

**Amendment 131**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Article 3 – paragraph 2 – point b – point ii (new)**

*Text proposed by the Commission*

*Amendment*

**(ii) *third-country nationals' access to procedures for the issuance of residence permits of all kinds***

Or. fr

*Justification*

*Information on procedures for access to family reunification should be documented more extensively with a view to better managing migration*

**Amendment 132**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Article 3 – paragraph 2 – point b – point iii (new)**

*Text proposed by the Commission*

*Amendment*

**(iii) *access to family-reunification procedures***

Or. fr

*Justification*

*Information on the reality of the human rights situation in third countries and ongoing developments in it are a key factor in recognising the reality of migration flows*

**Amendment 133**

**Marie-Christine Vergiat**

**Proposal for a regulation**

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### Article 3 – paragraph 2 – point d

*Text proposed by the Commission*

(d) incidents and events that may be or become the cause for ***new developments with respect to migratory flows*** ;

*Amendment*

(d) incidents and events that may be or become the cause for ***a reconfiguration of migratory movements and human rights violations***

Or. fr

*Justification*

*Information on respect for fundamental rights in third countries and the resources available to improve the situation are a key factor in recognising the reality of migration flows and in managing migration.*

### Amendment 134

Ska Keller

#### Proposal for a regulation

### Article 3 – paragraph 2 – point f

*Text proposed by the Commission*

(f) ways and means to assist the authorities in third countries in ***preventing illegal immigration flows originating from or transiting through their territories***;

*Amendment*

(f) ways and means to assist the authorities in third countries in ***providing the adequate orientation and support to persons being resettled or admitted for humanitarian reasons to the Union or for persons migrating to the European Union for work, studies or family reunification***;

Or. en

*Justification*

*This amendment is needed as inextricably linked to amendments tabled to Articles 3(4)(b) and 3(4)(c) and Recital 8, 16, 23, 24 and 25 relating to the specification, as part of ILOs' tasks, of the provision of adequate orientation and support to persons being resettled or admitted for humanitarian reasons to the European Union or for persons migrating to the European Union for work, studies or family reunification.*

### Amendment 135

Nathalie Griesbeck

#### Proposal for a regulation

### Article 3 – paragraph 2 – point f

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*Text proposed by the Commission*

*Amendment*

(f) ways and means to assist the authorities in third countries in preventing ***illegal*** immigration flows originating from or transiting through their territories;

(f) ways and means to assist the authorities in third countries in preventing ***irregular*** immigration flows originating from or transiting through their territories;

Or. fr

*Justification*

*This amendment is inextricably linked to other amendments in the 'recast' part of the regulation.*

**Amendment 136**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Article 3 – paragraph 2 – point f**

*Text proposed by the Commission*

*Amendment*

(f) ways and means to assist the authorities in third countries in preventing ***illegal immigration flows originating from or transiting through their territories;***

(f) ***respect for fundamental rights by third countries and*** ways and means to assist the authorities in ***host*** third countries in preventing ***any violations***

Or. fr

*Justification*

*Information on access to international protection procedures is useful in reporting their shortcomings and weaknesses.*

**Amendment 137**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Article 3 – paragraph 2 – point g**

*Text proposed by the Commission*

*Amendment*

(g) ways and means to facilitate return, ***readmission*** and reintegration ;

(g) ways and means to facilitate ***voluntary*** return ***with full respect for the dignity of persons and fundamental***

*rights, repatriation and reintegration and incidents occurring after such returns, including arrests, threats or persecution of the persons concerned upon their return;*

Or. fr

*Justification*

*Information on access to international protection procedures is useful in reporting their shortcomings and weaknesses.*

**Amendment 138**  
**Ska Keller**

**Proposal for a regulation**  
**Article 3 – paragraph 2 – point g**

*Text proposed by the Commission*

(g) ways and means to facilitate return, readmission and reintegration ;

*Amendment*

(g) ways and means to facilitate *the dignified and human-rights compliant* return, readmission and *effective* reintegration;

Or. en

*Justification*

*This amendment is needed as inextricably linked to amendments tabled to recital 8,16, 23, 24 and 25 relating to the need for the work of ILOs to promote dignified and human rights-compliant return operations.*

**Amendment 139**  
**Ska Keller**

**Proposal for a regulation**  
**Article 3 – paragraph 2 – point h**

*Text proposed by the Commission*

(h) asylum seekers' access to protection in the third country;

*Amendment*

(h) asylum seekers' access to *effective* protection in the third country *and conditions of reception, including information on detention of asylum seekers and conditions of such detention;*

**Amendment 140**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 3 – paragraph 2 – point h**

*Text proposed by the Commission*

(h) asylum seekers' access to protection in the third country;

*Amendment*

(h) asylum seekers' access to ***the following forms of*** protection in the third country;

Or. fr

*Justification*

*Information on access to international protection procedures is useful in reporting their shortcomings and weaknesses.*

**Amendment 141**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 3 – paragraph 2 – point h – point i (new)**

*Text proposed by the Commission*

*Amendment*

***(i) international protection, including structural and systemic weaknesses or risks of persecution that could hinder or make access to the internal procedures of third countries relating to international protection difficult for those wishing to make use of them; If there is a risk of persecution, the Migration Liaison Office shall inform the authorities responsible for international protection as soon as possible so as to ensure the application for international protection is not rejected on the grounds that the applicant may receive protection within his country of origin***

Or. fr

*Justification*

*Information on access to international protection procedures is useful in reporting their shortcomings and weaknesses.*

**Amendment 142**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 3 – paragraph 2 – point h – point ii (new)**

*Text proposed by the Commission*

*Amendment*

**(ii) protection on humanitarian grounds;**

Or. fr

*Justification*

*Information on access to international protection procedures is useful in reporting their shortcomings and weaknesses.*

**Amendment 143**  
**Marie-Christine Vergiat**

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

*Text proposed by the Commission*

*Amendment*

**(ha) the general situation of fundamental rights in the third country on the basis of the obligations set out by Union law and international instruments in the field of human rights;**

Or. fr

*Justification*

*Information on the reality of the human rights situation in third countries and ongoing developments in it are a key factor in recognising the reality of migration flows*

**Amendment 144**  
**Ska Keller**

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

*Text proposed by the Commission*

*Amendment*

***(h a) the general human rights situation in the third country on the basis of the obligations set out by Union law and international instruments in the field of human rights;***

Or. en

*Justification*

*This amendments is needed as inextricably linked to amendments tabled to recital 15 on information to be collected by the ILOs.*

**Amendment 145**  
**Ska Keller**

**Proposal for a regulation**  
**Article 3 – paragraph 2 – point i**

*Text proposed by the Commission*

*Amendment*

(i) ***possible*** legal immigration strategies ***and*** channels between the Union and third countries, including resettlement and other protection tools as well as ***skills and*** labour ***market needs***;

(i) legal immigration strategies ***to be promoted and existing*** channels ***or channels to be developed*** between the Union and third countries, including resettlement, ***humanitarian visas*** and other protection tools as well as ***mobility partnerships, labour migration, visas for students and family reunification***;

Or. en

**Amendment 146**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 3 – paragraph 2 – point i**

*Text proposed by the Commission*

*Amendment*

(i) possible legal immigration strategies and channels between the Union  
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(i) possible legal immigration strategies and channels between the Union  
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and third countries, including resettlement and other protection tools *as well as skills and labour market needs*;

and third countries, including resettlement and other protection tools;

Or. fr

*Justification*

*Migration policy should not be based on the EU's skills requirements and the needs of its labour market;*

**Amendment 147**

**Ska Keller**

**Proposal for a regulation**

**Article 3 – paragraph 2 – point j**

*Text proposed by the Commission*

(j) pre-departure measures available to *immigrants* in countries of origin or host third countries that support successful integration upon legal arrival in Member States;

*Amendment*

(j) pre-departure measures available to *migrants* in countries of origin or host third countries that support successful integration upon legal arrival in Member States;

Or. en

**Amendment 148**

**Ska Keller**

**Proposal for a regulation**

**Article 3 – paragraph 2 – point k**

*Text proposed by the Commission*

(k) *capacity, capability, political strategies*, legislation and legal practices of third countries relevant to the issues referred to in points (a) to (j) .

*Amendment*

(k) *practices*, legislation and legal practices of third countries relevant to the issues referred to in points (a) to (j) .

Or. en

**Amendment 149**

**Heinz K. Becker**

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

*Text proposed by the Commission*

*Amendment*

***(k a) the integrated European border management at the external borders with a view to managing migration effectively and ensuring a high level of internal security within the Union, while safeguarding the free movement of persons therein.***

Or. en

*Justification*

*Taking account of the European integrated border management as an important task*

**Amendment 150**  
**Ska Keller**

**Proposal for a regulation**  
**Article 3 – paragraph 3**

*Text proposed by the Commission*

*Amendment*

3. Immigration liaison officers shall coordinate among themselves and with relevant stakeholders the provision of their capacity building activities to authorities and other stakeholders in third countries.

3. Immigration liaison officers shall coordinate among themselves and with relevant stakeholders the provision of their capacity building activities, ***in particular on fundamental rights***, to authorities and other stakeholders in third countries.

Or. en

**Amendment 151**  
**Nathalie Griesbeck**

**Proposal for a regulation**  
**Article 3 – paragraph 4 – introductory part**

*Text proposed by the Commission*

*Amendment*

4. Immigration liaison officers ***may*** render assistance in:

4. Immigration liaison officers ***may*** render assistance, ***within the limits of their expertise and training***, in:

*Justification*

*Any expansion of immigration liaison officers' duties and widening of the criteria for persons eligible to claim this status must be accompanied by better matching the liaison officer's specific expertise with the missions for which they are responsible.*

**Amendment 152**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 3 – paragraph 4 – point a**

*Text proposed by the Commission*

*Amendment*

*(a) establishing the identity of illegally staying third-country nationals and facilitating their return in accordance with the Directive 2008/115/EC ;*

*deleted*

*Justification*

*The duties of an immigration liaison officer do not include returns.*

**Amendment 153**  
**Ska Keller**

**Proposal for a regulation**  
**Article 3 – paragraph 4 – point a**

*Text proposed by the Commission*

*Amendment*

*(a) establishing the identity of illegally staying third-country nationals and facilitating their return in accordance with the Directive 2008/115/EC ;*

*(a) ensuring the effective reintegration of returning third-country nationals;*

*Justification*

*This amendment is needed as inextricably linked to amendments tabled to recital 8, 16, 23, 24 and 25 relating to the need for the work of ILOs to focus on ensuring the effective reintegration of returning third-country nationals.*

**Amendment 154**

**Ska Keller**

**Proposal for a regulation**

**Article 3 – paragraph 4 – point b**

*Text proposed by the Commission*

(b) ***confirming identity and*** facilitating the resettlement of persons in need of international protection in the Union;

*Amendment*

(b) facilitating the resettlement of persons in need of international protection in the Union ***or the admission of persons seeking humanitarian protection in the Union by providing them with adequate pre-departure orientation, information and support;***

Or. en

**Amendment 155**

**Nathalie Griesbeck**

**Proposal for a regulation**

**Article 3 – paragraph 4 – point b**

*Text proposed by the Commission*

(b) confirming identity and facilitating the resettlement of persons in need of international protection in the Union;

*Amendment*

(b) confirming identity and facilitating the resettlement of persons in need of international protection, ***particularly vulnerable groups such as non-accompanied children,*** in the Union;

Or. fr

**Amendment 156**

**Ska Keller**

**Proposal for a regulation**

**Article 3 – paragraph 4 – point c**

*Text proposed by the Commission*

(c) ***confirming identity and*** facilitating ***implemation*** of Union measures ***in respect of the admission of*** legal

*Amendment*

(c) facilitating ***the establishment and implementation*** of Union measures ***providing for adequate channels for*** legal

*immigrants.*

*migration, including provision of information, pre-departure orientation and support for migrant workers, students and family members being admitted to the Union.*

Or. en

**Amendment 157**  
**Heinz K. Becker**

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

*Text proposed by the Commission*

*Amendment*

*(c a) preventing and detecting illegal immigration as well as fighting smuggling of migrants and trafficking in human beings by sharing information obtained in the course of their duties within networks of immigration liaison officers and with competent authorities of the Member States, including law enforcement authorities.*

Or. en

*Justification*

*Strengthening the prevention and combatting of illegal migration, smuggling of migrants and trafficking in human beings; enshrine exchange of information on illegal immigration, smuggling of migrants and human trafficking as part of the duties of immigration liaison officers*

**Amendment 158**  
**Marie-Christine Vergiat**

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

*Text proposed by the Commission*

*Amendment*

*(ca) confirming the identities of persons entitled to family reunification in the Union and facilitating the corresponding procedures;*

*Justification*

*Speeding up lawful immigration procedures should form part of immigration liaison officers' duties.*

**Amendment 159**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Article 3 – paragraph 4 – point c b (new)**

*Text proposed by the Commission*

*Amendment*

*(cb) confirming the identities of, and facilitating safe and legal pathways to the Union for, the most vulnerable persons, who need immediate protection, including humanitarian visas, humanitarian corridors and other protection tools.*

Or. fr

*Justification*

*Speeding up the international protection procedure should form part of immigration liaison officers' duties.*

**Amendment 160**

**Heinz K. Becker**

**Proposal for a regulation**

**Article 3 – paragraph 5**

*Text proposed by the Commission*

*Amendment*

5. Immigration liaison officers shall carry out their tasks within the framework of their responsibilities and in compliance with the provisions, including those on the protection of personal data, laid down in Union and national laws and in any agreements or arrangements concluded with third countries or international organisations.

5. Immigration liaison officers shall carry out their tasks within the framework of their responsibilities ***determined by the deploying authorities*** and in compliance with the provisions, including those on the protection of personal data, laid down in Union and national laws and in any agreements or arrangements concluded with third countries or international organisations.

*Justification*

*The definition of duties of immigration liaison officers should lie within the competence of the deploying authority*

**Amendment 161**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 3 – paragraph 5**

*Text proposed by the Commission*

5. Immigration liaison officers shall carry out their tasks within the framework of their responsibilities *and* in compliance with the provisions, *including* those on the protection of personal data, laid down in Union and national laws and in any agreements or arrangements concluded with third countries or international organisations.

*Amendment*

5. Immigration liaison officers shall carry out their tasks within the framework of their responsibilities – *in full respect for the dignity of individuals and their fundamental rights, including the protection of personal data* – in compliance with the provisions, *such as* those on the protection of personal data, laid down in Union and national laws and in any agreements or arrangements concluded with third countries or international organisations.

Or. fr

*Justification*

*In performing their duties, immigration liaison officers must fully respect the fundamental rights of migrants.*

**Amendment 162**  
**Marie-Christine Vergiat**

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

*Text proposed by the Commission*

1. Member States, the Commission and the Union Agencies shall inform the Steering Board of their plans for deployment of immigration liaison officers, including a description of their

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*Amendment*

1. Member States, the Commission and the Union Agencies shall inform the Steering Board of their plans for deployment of immigration liaison officers, including a description of their duties and

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duties and the duration of their deployment .

the duration of their deployment. ***The European Parliament shall be notified of that information immediately.***

Or. fr

*Justification*

*Since the European Parliament is co-legislator in the area of migration policies, the Steering Board should notify it of this information.*

**Amendment 163**

**Ska Keller**

**Proposal for a regulation**

**Article 5 – paragraph 1 – point b**

*Text proposed by the Commission*

(b) exchange information and practical experience, in particular at meetings ***and via the secure web-based information exchange platform provided for in Article 9*** ;

*Amendment*

(b) exchange information and practical experience, in particular at meetings;

Or. en

**Amendment 164**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Article 5 – paragraph 1 – point c**

*Text proposed by the Commission*

(c) exchange information, where appropriate, on experience regarding ***asylum seekers***' access to protection;

*Amendment*

(c) exchange information, where appropriate, on experience regarding access to ***international*** protection;

Or. fr

*Justification*

*Information on access to international protection should help in migration management.*



**Amendment 165**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 5 – paragraph 1 – point d**

*Text proposed by the Commission*

*Amendment*

(d) *coordinate positions to be adopted in contacts with commercial carriers, when appropriate;* **deleted**

Or. fr

*Justification*

*Contact and coordination with commercial carriers should not be part of an ILO's remit.*

**Amendment 166**  
**Ska Keller**

**Proposal for a regulation**  
**Article 5 – paragraph 1 – point e**

*Text proposed by the Commission*

*Amendment*

(e) attend joint specialised training courses, *when appropriate*;

(e) attend joint specialised training courses, *in particular on fundamental rights*;

Or. en

*Justification*

*This amendment is needed as inextricably linked to amendments tabled to Article 3(3) and Recital 14 relating to the need for ILOs to be properly trained on fundamental rights-related issues.*

**Amendment 167**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 5 – paragraph 1 – point f**

*Text proposed by the Commission*

*Amendment*

(f) organise information sessions and training courses for members of the  
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(f) organise information sessions and training courses for members of the  
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diplomatic and consular staff of the missions of the Member States in the third country, when appropriate;

diplomatic and consular staff of the missions of the Member States in the third country, when appropriate, ***including special training on the right to asylum and the principle of non-refoulement, and on the protection of persons in vulnerable situations, especially minors, women, the elderly and victims of trafficking in human beings; that training shall provide a clear overview of the obligations laid down in EU law and international instruments in the field of human rights;***

Or. fr

*Justification*

*The ILOs should receive appropriate training on the protection of fundamental rights and on fundamental European and international human rights instruments and principles.*

**Amendment 168**  
**Nathalie Griesbeck**

**Proposal for a regulation**  
**Article 5 – paragraph 1 – point f**

*Text proposed by the Commission*

(f) organise information sessions and training courses for members of the diplomatic and consular staff of the missions of the Member States in the third country, when appropriate;

*Amendment*

(f) organise information sessions and training courses for members of the diplomatic and consular staff of the missions of the Member States in the third country, when appropriate, ***including awareness raising on the protection of persons in vulnerable situations, especially children and unaccompanied minors.***

Or. fr

*Justification*

*The protection of vulnerable migrants should be especially highlighted at information sessions and training courses provided by the Immigration Liaison Officers.*

**Amendment 169**  
**Ska Keller**

**Proposal for a regulation**  
**Article 5 – paragraph 1 – point f**

*Text proposed by the Commission*

(f) organise information sessions and training courses for members of the diplomatic and consular staff of the missions of the Member States in the third country, when appropriate;

*Amendment*

(f) organise information sessions and training courses for members of the diplomatic and consular staff of the missions of the Member States in the third country, ***in particular on fundamental rights***, when appropriate;

Or. en

*Justification*

*This amendment is needed as inextricably linked to amendments tabled to Article 3(3) and Recital 14 relating to the need for ILOs to be properly trained on fundamental rights-related issues.*

**Amendment 170**  
**Marie-Christine Vergiat**

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

*Text proposed by the Commission*

*Amendment*

***1a. The network of immigration liaison officers shall, where necessary and if possible, include immigration liaison officers with expertise in the fields of child protection, trafficking in human beings, gender equality and protection against discrimination, and notably socio-cultural and religious discrimination and gender-based violence.***

Or. fr

*Justification*

*The situation of vulnerable persons must be assessed by ILOs with the appropriate expertise in the field of fundamental rights.*

**Proposal for a regulation**  
**Article 5 – paragraph 2**

*Text proposed by the Commission*

2. Immigration liaison officers deployed by the Commission shall **coordinate** the networks provided for in paragraph 1. In locations where the Commission does not deploy immigration liaison officers, **the coordination of** the network shall be **carried out** by an immigration liaison officer, as agreed by members of the network.

*Amendment*

2. Immigration liaison officers deployed by the Commission shall **facilitate the coordination and support** the networks provided for in paragraph 1. In locations where the Commission does not deploy immigration liaison officers, **immigration liaison officers deployed by the Union Agencies shall facilitate and support the networks provided for in paragraph 1. In locations where neither the Commission nor the Union Agencies deploy immigration liaison officers** the network shall be **facilitated** by an immigration liaison officer, as agreed by members of the network.

Or. en

*Justification*

*Immigration liaison officers deployed by the Union Agencies shall facilitate the coordination and support the ILO-networks*

**Amendment 172**  
**Maria Grapini**

**Proposal for a regulation**  
**Article 5 – paragraph 3**

*Text proposed by the Commission*

3. The Steering Board shall be notified of the appointment of the network coordinators by the coordinator.

*Amendment*

3. The Steering Board shall be notified of the appointment of the network coordinators by the coordinator **at least 15 days before they assume their functions.**

Or. ro

**Amendment 173**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 6 – paragraph 1**

*Text proposed by the Commission*

1. Member States may bilaterally or multilaterally agree that immigration liaison officers who are deployed to a third country or international organisation by a Member State ***shall also look after the interests of one or more other Member States.***

*Amendment*

1. Member States may bilaterally or multilaterally agree that immigration liaison officers who are deployed to a third country or international organisation by a Member State

Or. fr

*Justification*

*An ILO's remit should centre solely on the EU interest rather than the interest of any Member State.*

**Amendment 174**  
**Nathalie Griesbeck**

**Proposal for a regulation**  
**Article 6 – paragraph 2**

*Text proposed by the Commission*

2. Member States may also agree that their immigration liaison officers shall share certain tasks among each other.

*Amendment*

2. Member States may also agree that their immigration liaison officers shall share certain tasks among each other, ***on the basis of their liaison officers' expertise and specialist training.***

Or. fr

*Justification*

*Broadening the scope of immigration liaison officers' remits must go hand in hand with the pairing of their expertise and specialist training with the tasks they are to fulfil.*

**Amendment 175**  
**Ska Keller**

**Proposal for a regulation**  
**Article 7 – paragraph 2**

*Text proposed by the Commission*

2. The Steering Board shall be composed of one representative of each Member State, two representatives of the Commission, one representative of the European Border and Coast Guard Agency, one representative of Europol **and** one representative of European Union Asylum Agency. The Steering Board members shall be appointed on the basis of their relevant experience and expertise in managing liaison officers networks.

*Amendment*

2. The Steering Board shall be composed of one representative of each Member State, two representatives of the Commission, one representative of the European Border and Coast Guard Agency, one representative of Europol, one representative of European Union Asylum Agency **and one representative of the European Union Agency for Fundamental Rights**. The Steering Board members shall be appointed on the basis of their relevant experience and expertise in managing liaison officers networks.

Or. en

**Amendment 176**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 7 – paragraph 2**

*Text proposed by the Commission*

2. The Steering Board shall be composed of one representative of each Member State, two representatives of the Commission, one representative of the European **Border and Coast Guard Agency**, **one** representative of **Europol and one** representative of European **Union Asylum Agency**. The Steering Board members shall be appointed on the basis of their relevant experience and expertise in **managing** liaison officers **networks**.

*Amendment*

2. The Steering Board shall be composed of one representative of each Member State, two representatives of the Commission, one representative of the European **Union Agency for Asylum**, **a** representative of **the European Agency for Fundamental Rights and a** representative of **the European Parliament as an observer**. The Steering Board members shall be appointed on the basis of their relevant experience and expertise in **respect of the tasks assigned to** liaison officers.

Or. fr

*Justification*

*As co-legislator in the field of migration policies, the European Parliament should be an observer on the Steering Committee. The FRA's expertise in the field of fundamental rights should be taken into account when establishing the tasks to be assigned to ILOs. The FRA should therefore sit on the Steering Committee.*

**Amendment 177**  
**Maria Grapini**

**Proposal for a regulation**  
**Article 7 – paragraph 2**

*Text proposed by the Commission*

2. The Steering Board shall be composed of one representative of each Member State, **two representatives** of the Commission, one representative of the European Border and Coast Guard Agency, **one representative** of Europol and one representative of European Union Asylum Agency. The Steering Board members shall be appointed on the basis of their relevant experience and expertise in managing liaison officers networks.

*Amendment*

2. The Steering Board shall be composed of one representative of each Member State, **one representative** of the Commission, one representative of the European Border and Coast Guard Agency, **two representatives** of Europol and one representative of European Union Asylum Agency. The Steering Board members shall be appointed on the basis of their relevant experience and expertise in managing liaison officers networks.

Or. ro

**Amendment 178**  
**Alessandra Mussolini**

**Proposal for a regulation**  
**Article 7 – paragraph 2 a (new)**

*Text proposed by the Commission*

*Amendment*

**2 a. A representative elected by the European Parliament shall participate as an observer in the meetings of the Steering Board.**

Or. en

*Justification*

*The shadow rapporteur believes that a representative elected by the European Parliament should be invited, as observer, to the meetings of the steering Board. In fact, the European Parliament is co-legislator in the field of asylum and migration.*

**Amendment 179**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 7 – paragraph 2 a (new)**

*Text proposed by the Commission*

*Amendment*

**2a.** *A representative of the European Parliament shall be appointed to act as observer at the meetings of the Steering Board.*

Or. fr

*Justification*

*As co-legislator in the field of migration policies, the European Parliament should sit on the Steering Committee as an observer.*

**Amendment 180**  
**Maria Grapini**

**Proposal for a regulation**  
**Article 8 – paragraph 1**

*Text proposed by the Commission*

*Amendment*

1. The Steering Board shall establish its own rules of procedures on the basis of a proposal by the Chair within three months of its first meeting. The rules of procedures shall set out voting arrangements.

1. The Steering Board shall establish its own rules of procedures on the basis of a proposal by the Chair within three months of its first meeting, ***following prior consultation of the Member States***. The rules of procedures shall set out voting arrangements ***and the procedures by which the Commission will cooperate with national authorities to ensure the proper circulation of strategic and operational analysis products***.

Or. ro

**Amendment 181**  
**Heinz K. Becker**

**Proposal for a regulation**  
**Article 8 – paragraph 2 – introductory part**

*Text proposed by the Commission*

*Amendment*



2. Considering the priorities of the Union in the area of immigration and within the scope of the tasks of immigration liaison officers as defined in this Regulation, the Steering Board shall carry out the following activities:

2. Considering the priorities of the Union in the area of immigration and within the scope of the tasks of immigration liaison officers as defined in this Regulation, the Steering Board shall carry out the following activities ***based on a comprehensive situational picture and analyses provided by the relevant Union Agencies***:

Or. en

**Amendment 182**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 8 – paragraph 2 – point a**

*Text proposed by the Commission*

*Amendment*

(a) establish priorities and activities by adopting a biennial work programme and indicating resources needed to support that work;

(a) establish priorities and activities by adopting a biennial work programme and indicating resources needed to support that work, ***all of which should be notified to the European Parliament at the earliest opportunity***;

Or. fr

*Justification*

*As co-legislator in the field of migration policies, the European Parliament should immediately be provided with all relevant information.*

**Amendment 183**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 8 – paragraph 2 – point b**

*Text proposed by the Commission*

*Amendment*

(b) review implementation of activities established in the biennial work programme, appointment of network coordinators and progress made by networks of immigration liaison officers in

(b) review implementation of activities established in the biennial work programme, appointment of network coordinators and progress made by networks of immigration liaison officers in

their cooperation with competent authorities in third countries;

their cooperation with competent authorities in third countries, ***all of which should be notified to the European Parliament at the earliest opportunity;***

Or. fr

*Justification*

*As co-legislator in the field of migration policies, the European Parliament should immediately be provided with all relevant information.*

**Amendment 184**

**Alessandra Mussolini**

**Proposal for a regulation**

**Article 8 – paragraph 2 – point b**

*Text proposed by the Commission*

(b) review implementation of activities established in the ***biennial*** work programme, appointment of network coordinators and progress made by networks of immigration liaison officers in their cooperation with competent authorities in third countries;

*Amendment*

(b) review implementation of activities established in the ***annual*** work programme, appointment of network coordinators and progress made by networks of immigration liaison officers in their cooperation with competent authorities in third countries;

Or. en

*Justification*

*The work programme adopted by the Steering board should be annual rather than biannual.*

**Amendment 185**

**Alessandra Mussolini**

**Proposal for a regulation**

**Article 8 – paragraph 2 – point c**

*Text proposed by the Commission*

(c) adopt the ***biennial*** activity report;

*Amendment*

(c) adopt the ***annual*** activity report ***which shall be forwarded to the European Parliament without undue delay;***

Or. en

*Justification*

*The activity report adopted by the Steering board should be annual rather than biannual. As co-legislator in the field of asylum and migration, the European parliament should receive it without delay.*

**Amendment 186**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Article 8 – paragraph 3 – point c**

*Text proposed by the Commission*

(c) support the development of capability of immigration liaison officers, including through developing common core curricula, pre-deployment training and the organisation of joint seminars on subjects as referred to in Article 3(2);

*Amendment*

(c) support the development of capability of immigration liaison officers, including through developing common core curricula, pre-deployment training and the organisation of joint seminars on subjects as referred to in Article 3 *on the basis of the special training tools available or newly-developed by the European Union Agency for Asylum, the European Union Agency for Fundamental Rights (FRA), or any other relevant international organisations in the field of international and EU law on fundamental rights;*

Or. fr

*Justification*

*The expertise of the FRA and of any other international fundamental rights organisation should be taken into account when developing training for ILOs so that issues relating to human rights can be dealt with effectively.*

**Amendment 187**

**Nathalie Griesbeck**

**Proposal for a regulation**

**Article 8 – paragraph 3 – point c**

*Text proposed by the Commission*

(c) support the development of capability of immigration liaison officers, including through developing common  
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*Amendment*

(c) support the development of capability of immigration liaison officers, including through developing common

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core curricula, *pre-deployment training* and the *organisation of* joint seminars on subjects as referred to in Article 3(2);

core curricula, *in cooperation with the European Union Agency for Asylum* and the *European Border and Coast Guard Agency so as to avoid any duplication with training provided by these agencies, providing pre-deployment training and organising* joint seminars on subjects as referred to in Article 3(2);

Or. fr

## **Amendment 188**

**Ska Keller**

### **Proposal for a regulation**

#### **Article 8 – paragraph 3 – point c**

*Text proposed by the Commission*

(c) support the development of capability of immigration liaison officers, including through developing common core curricula, pre-deployment training and the organisation of joint seminars on subjects as referred to in Article 3(2);

*Amendment*

(c) support the development of capability of immigration liaison officers, including through developing common core curricula, pre-deployment training, *in particular on fundamental rights*, and the organisation of joint seminars on subjects as referred to in Article 3(2);

Or. en

## **Amendment 189**

**Marie-Christine Vergiat**

### **Proposal for a regulation**

#### **Article 8 – paragraph 3 – point c a (new)**

*Text proposed by the Commission*

*Amendment*

(ca) *draw up and build upon, in cooperation with FRA, a code of conduct applicable to all immigration liaison officers that lays down procedures to ensure respect for fundamental rights, with a particular focus on vulnerable persons;*

Or. fr

*Justification*

*ILOs must comply with a specific code of conduct, drawn up by the Steering Committee.*

**Amendment 190**

**Ska Keller**

**Proposal for a regulation**

**Article 8 – paragraph 3 – point d**

*Text proposed by the Commission*

*Amendment*

*(d) ensure that information is exchanged through the web-based information exchange platform provided for in Article 9.*

*deleted*

Or. en

**Amendment 191**

**Maria Grapini**

**Proposal for a regulation**

**Article 8 – paragraph 4**

*Text proposed by the Commission*

*Amendment*

4. For the execution of the activities referred to paragraphs 2 and 3, Member States may receive the Union financial support in accordance with Regulation (EU) No 515/2014.

4. For the execution of the activities referred to paragraphs 2 and 3, Member States may receive the Union financial support in accordance with Regulation (EU) No 515/2014, *the Commission setting up operational procedures or channels of communication to enable Member States to coordinate requests for Union funding.*

Or. ro

**Amendment 192**

**Ska Keller**

**Proposal for a regulation**

**Article 9 – title**

Information *exchange platform*

**Publication of** information

Or. en

**Amendment 193**

**Heinz K. Becker**

**Proposal for a regulation**

**Article 9 – paragraph 1 – introductory part**

*Text proposed by the Commission*

*Amendment*

1. Immigration liaison officers and members of the Steering Board shall ensure that all relevant information and statistics are uploaded and exchanged via the secure web-based information exchange platform set up *and* maintained by the Commission. That information shall include at least the following elements:

1. Immigration liaison officers and members of the Steering Board shall ensure that all relevant information and statistics are uploaded and exchanged via the secure web-based information exchange platform set up **by the Commission in agreement with the Steering Board. The platform shall be maintained by the Commission. The facilitator of the network as referred to in Article 5(2) shall ensure that all relevant information and statistics are uploaded and exchanged via the secure web-based information exchange platform. Utmost care has to be taken when exchanging operational law enforcement information of a strictly confidential nature.**

That information shall include at least the following elements:

Or. en

*Justification*

*The secure web-based platform for the exchange of information shall not be set up by the Commission alone, but in agreement with the Steering Board. The facilitator of the network shall bear the main responsibility for the provision of relevant information*

**Amendment 194**

**Ska Keller**

**Proposal for a regulation**

## Article 9 – paragraph 1 – introductory part

*Text proposed by the Commission*

1. Immigration liaison officers and members of the Steering Board shall ensure that all relevant information and statistics are ***uploaded and exchanged via the secure web-based information exchange platform set up and maintained by the Commission***. That information shall include at least the following elements:

*Amendment*

1. Immigration liaison officers and members of the Steering Board shall ensure that all relevant ***anonymised*** information and statistics are ***made public***. That information shall include at least the following elements:

Or. en

### Amendment 195 Maria Grapini

#### Proposal for a regulation Article 9 – paragraph 1 – point a

*Text proposed by the Commission*

(a) relevant documents, reports and analytical products in the area of immigration, in particular factual information on countries or regions in which immigration liaison officers are deployed;

*Amendment*

(a) relevant documents, reports and analytical products in the area of immigration, in particular factual information on countries or regions in which immigration liaison officers are deployed, ***as well as evidence of events and processes confirming identified or newly emerging risks, in cooperation with other relevant Union entities, so that the necessary coordinated risk containment measures can be taken on submission of the scheduled report after four years;***

Or. ro

### Amendment 196 Marie-Christine Vergiat

#### Proposal for a regulation Article 9 – paragraph 1 – point a

*Text proposed by the Commission*

(a) relevant documents, reports and

*Amendment*

(a) relevant documents, reports and

analytical products in the area of ***immigration***, in particular factual information on countries or regions in which immigration liaison officers are deployed;

analytical products in the area of ***migration, mobility and respect for human rights***, in particular factual information on countries or regions in which immigration liaison officers are deployed;

Or. fr

*Justification*

*The scope of the ILOs' reports, analyses and documents should be broadened to align these with their human rights responsibilities in third countries.*

**Amendment 197**  
**Ska Keller**

**Proposal for a regulation**  
**Article 9 – paragraph 1 – point c**

*Text proposed by the Commission*

*Amendment*

**(c) an updated list of Steering Board members;**

**deleted**

Or. en

**Amendment 198**  
**Ska Keller**

**Proposal for a regulation**  
**Article 9 – paragraph 1 – point d**

*Text proposed by the Commission*

*Amendment*

**(d) an updated list of immigration liaison officers deployed to third countries, including their names, locations, telephone numbers and email addresses;**

**(d) an updated list of immigration liaison officers deployed to third countries;**

Or. en

**Amendment 199**  
**Ska Keller**



**Proposal for a regulation**  
**Article 9 – paragraph 1 – point e**

*Text proposed by the Commission*

*Amendment*

*(e) other relevant documents related to the activities and decisions of the Steering Board.* **deleted**

Or. en

**Amendment 200**  
**Ska Keller**

**Proposal for a regulation**  
**Article 9 – paragraph 2**

*Text proposed by the Commission*

*Amendment*

**2.** *With the exception of data referred to in points (c) and (d) of paragraph 1, the information exchanged through the platform shall not contain personal data or any links through which such personal data is directly or indirectly available. Access to data referred to in points (c) and (d) of paragraph 1 shall be restricted to immigration liaison officers and members of the Steering Board for the purpose of implementation of this Regulation.* **deleted**

Or. en

**Amendment 201**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 10 – paragraph 2**

*Text proposed by the Commission*

*Amendment*

**2.** Immigration liaison officers may process personal data for the purpose of the tasks referred to in Article 3(4). That personal data shall be erased after completion of the task.

**2.** Immigration liaison officers may process personal data for the purpose of the tasks referred to in Article 3(4). ***They may not under any circumstances have access to EU ad hoc databases.*** That personal data shall be erased after completion of the

task.

Or. fr

*Justification*

*ILOs should be strictly prohibited from accessing EU databases.*

**Amendment 202**

**Marie-Christine Vergiat**

**Proposal for a regulation**

**Article 10 – paragraph 3 – point a**

*Text proposed by the Commission*

*Amendment*

*(a) biometric or biographic data deleted  
where necessary to confirm the identity  
and nationality of third-country nationals  
for the purposes of return, including all  
types of documents which can be  
considered as proof or prima facie  
evidence of nationality;*

Or. fr

*Justification*

*The tasks of an immigration liaison officer do not include returns.*

**Amendment 203**

**Ska Keller**

**Proposal for a regulation**

**Article 10 – paragraph 3 – point a**

*Text proposed by the Commission*

*Amendment*

*(a) biometric or biographic data deleted  
where necessary to confirm the identity  
and nationality of third-country nationals  
for the purposes of return, including all  
types of documents which can be  
considered as proof or prima facie  
evidence of nationality;*

Or. en

**Amendment 204**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 10 – paragraph 3 – point b**

*Text proposed by the Commission*

*Amendment*

**(b) passenger lists for return flights to third countries;** **deleted**

Or. fr

*Justification*

*The tasks of an immigration liaison officer do not include returns.*

**Amendment 205**  
**Ska Keller**

**Proposal for a regulation**  
**Article 10 – paragraph 3 – point b**

*Text proposed by the Commission*

*Amendment*

**(b) passenger lists for return flights to third countries;**

**(b) passenger lists for return flights from the Union to a third country with a view of ensuring effective access to reintegration measures for returning third-country nationals;**

Or. en

**Amendment 206**  
**Ska Keller**

**Proposal for a regulation**  
**Article 10 – paragraph 3 – point c**

*Text proposed by the Commission*

*Amendment*

**(c) biometric or biographic data to confirm identity and nationality of third-country nationals for the purposes of legal migration admission and resettlement of third-country nationals in need of**

**(c) biographic data to provide support and orientation to third-country nationals for the purposes of legal migration admission and resettlement of third-country nationals in need of international**

international protection.

protection.

Or. en

## **Amendment 207**

**Heinz K. Becker**

### **Proposal for a regulation**

#### **Article 10 – paragraph 3 – point c a (new)**

*Text proposed by the Commission*

*Amendment*

*(c a) biometric or biographic data as well as other data necessary for establishing the identity of the individual and necessary for preventing and countering smuggling of migrants and trafficking in human beings, as well as personal data related to criminal networks' modi operandi, means of transports used, involvement of intermediaries and financial flows. Such data may be processed for the sole purpose of execution of task referred to under Article 3(4)(d).*

Or. en

#### *Justification*

*Processing of comprehensive data on illegal migration as part of the tasks of immigration liaison officers*

## **Amendment 208**

**Marie-Christine Vergiat**

### **Proposal for a regulation**

#### **Article 10 – paragraph 3 a (new)**

*Text proposed by the Commission*

*Amendment*

*3a. Any exchange of personal data shall be strictly limited to what is necessary for the purposes of this Regulation. Such data must be anonymised wherever possible.*

*Justification*

*Any exchange of personal data is strictly forbidden and such data must be anonymised.*

**Amendment 209**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 10 – paragraph 4**

*Text proposed by the Commission*

*Amendment*

**4. Transfers of personal data by Immigration liaison officers under this Article to third countries and international organisations shall be done in accordance with Chapter V of Regulation (EU) No 2016/679 or with national provisions transposing Chapter V of Directive (EU) 2016/680.** **deleted**

*Justification*

*Any transfer of personal data to third countries or international organisations is strictly prohibited.*

**Amendment 210**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 10 – paragraph 4 a (new)**

*Text proposed by the Commission*

*Amendment*

**4a. Any exchange of information which provides a third country with information that could be used to identify persons or groups of persons whose request for access to international protection is under examination or who are at serious risk of being subjected to torture, inhuman and degrading treatment or punishment or any other violation of fundamental rights shall be**

*prohibited.*

Or. fr

*Justification*

*Any transfer of personal data to third countries or international organisations is strictly prohibited.*

**Amendment 211**  
**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 12 – paragraph 1**

*Text proposed by the Commission*

1. *Five* years after the *date of* adoption of this Regulation, the Commission shall report to the European Parliament and the European Council on the application of the Regulation.

*Amendment*

1. *No later than three* years after the adoption of this Regulation *and every three years thereafter*, the Commission shall report to the European Parliament and the European Council on the application of the Regulation, *including on its impact on fundamental rights*.

Or. fr

**Amendment 212**  
**Alessandra Mussolini**

**Proposal for a regulation**  
**Article 12 – paragraph 1**

*Text proposed by the Commission*

1. *Five* years after the *date of* adoption of this Regulation, the Commission shall report to the European Parliament and the *European* Council on the application of the Regulation.

*Amendment*

1. *No later than two* years after the adoption of this Regulation *and every two years thereafter*, the Commission shall report to the European Parliament and *to* the Council on the application of the Regulation.

Or. en

### *Justification*

*The shadow rapporteur thinks that a five years - period do not comply with the necessity of clarifying the extent of this Regulation's effectiveness.*

#### **Amendment 213**

**Maria Grapini**

#### **Proposal for a regulation**

#### **Article 12 – paragraph 1**

##### *Text proposed by the Commission*

1. **Five** years after the date of adoption of this Regulation, the Commission shall report to the European Parliament and the European Council on the application of the Regulation.

##### *Amendment*

1. **Four** years after the date of adoption of this Regulation, the Commission shall report to the European Parliament and the European Council on the application of the Regulation.

Or. ro

#### **Amendment 214**

**Maria Grapini**

#### **Proposal for a regulation**

#### **Article 12 – paragraph 2**

##### *Text proposed by the Commission*

2. Member States shall provide the Commission with the necessary information for the preparation of the report on the application of the Regulation.

##### *Amendment*

2. Member States shall provide the Commission with the necessary information for the preparation of the report on the application of the Regulation ***after it has informed the Member States of the institutional cooperation mechanisms for the identification of internal security risks and threats likely to affect the functioning or security of the external borders and the obstacles and risks to common border management.***

Or. ro

#### **Amendment 215**

**Marie-Christine Vergiat**

**Proposal for a regulation**  
**Article 12 – paragraph 2**

*Text proposed by the Commission*

2. Member States shall provide the Commission with the necessary information for the preparation of the report on the application of the Regulation.

*Amendment*

2. Member States **and the relevant Union agencies** shall provide the Commission with the necessary information for the preparation of the report on the application of the Regulation.

Or. fr

**Amendment 216**  
**Alessandra Mussolini**

**Proposal for a regulation**  
**Article 12 – paragraph 2**

*Text proposed by the Commission*

2. Member States shall provide the Commission with the necessary information for the preparation of the report on the application of the Regulation.

*Amendment*

2. Member States **and Union Agencies** shall provide the Commission with the necessary information for the preparation of the report on the application of the Regulation.

Or. en

*Justification*

*Since also Union Agencies deploys ILOs, they should be invited to provide the European Commission with the relevant information for the drafting of the report on the application of this Regulation.*