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*Plenary sitting*

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**A9-0227/2021**

1.7.2021

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## **RECOMMENDATION**

on the proposal for a Council regulation amending Regulation (EC) No 168/2007 establishing a European Union Agency for Fundamental Rights (COM(2020)0225 – C9-0243/2021 – 2020/0112(APP))

Committee on Civil Liberties, Justice and Home Affairs

Rapporteur: Lukas Mandl

(Simplified procedure – Rule 52(1) of the Rules of Procedure)

***Symbols for procedures***

- \* Consultation procedure
- \*\*\* Consent procedure
- \*\*\*I Ordinary legislative procedure (first reading)
- \*\*\*II Ordinary legislative procedure (second reading)
- \*\*\*III Ordinary legislative procedure (third reading)

(The type of procedure depends on the legal basis proposed by the draft act.)

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## **DRAFT EUROPEAN PARLIAMENT LEGISLATIVE RESOLUTION**

**on the proposal for a Council regulation amending Regulation (EC) No 168/2007 establishing a European Union Agency for Fundamental Rights (COM(2020)0225 – C9-0243/2021 – 2020/0112(APP))**

**(Special legislative procedure – consent)**

*The European Parliament,*

- having regard to the proposal for a Council regulation (COM(2020)0225),
  - having regard to the request for consent submitted by the Council in accordance with Article 352 of the Treaty on the Functioning of the European Union (C9-0243/2021),
  - having regard to the European Parliament resolution of 20 May 2021 on the proposal for a Council regulation amending Regulation (EC) No 168/2007 establishing a European Union Agency for Fundamental Rights<sup>1</sup>.
  - having regard to Rule 105(1) and (4) and Rule 52(1) of its Rules of Procedure,
  - having regard to the opinion of the Committee on Women's Rights and Gender Equality,
  - having regard to the recommendation of the Committee on Civil Liberties, Justice and Home Affairs (A9-0227/2021),
1. Gives its consent to the proposal for a Council regulation;
  2. Instructs its President to forward its position to the Council, the Commission and the national parliaments.

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<sup>1</sup> P9-TA(2021)0258.

## **EXPLANATORY STATEMENT BY THE RAPPORTEUR**

In its Interim Report adopted on 20 May 2021, the Parliament recalled how much it values the outstanding role played by the Fundamental Rights Agency (FRA) in providing information, assistance and expertise on fundamental right issues and in defending and protecting of fundamental rights in the EU. The proposed completion of the revision of the Agency's mandate and operating rules is therefore most welcome, in line with EU's institutional changes since the adoption of the Lisbon Treaty.

The text on which the Parliament is asked to provide its consent is however less ambitious than what our institution would have expected. While it is proposed that the revised Agency's mandate cover acts and activities of police and justice authorities in the area of Freedom, Security and Justice, it is regrettable that such extension does not include possibilities of cooperation with third countries, such as EEA-/EFTA-countries, Post-Brexit-UK or countries that are covered by the European Neighbourhood Policy. The EU ambitions in developing a stronger external dimension should be reflected in the further involvement of FRA in the monitoring and scrutiny of acts and activities of the Union and its Member States in the Common Foreign and Security Policy.

While the proposed revised Regulation as agreed by the Council marks a positive step forward for the Agency, by including in the remit of the agency the area of police cooperation and judicial cooperation in criminal matters and providing for a more operational annual and multiannual programming and should therefore be supported by the Parliament, the movement towards full alignment with EU institutional developments should continue. Parliament's consent should therefore be understood as linked to a call on the Commission to consider a more comprehensive and ambitious revision of the FRA Regulation following a thorough impact assessment and consultations with the relevant stakeholders in order to strengthen the independence, efficiency and effectiveness of the FRA. Such a revision should go along the lines of the Parliament's Interim report.

## PROCEDURE – COMMITTEE RESPONSIBLE

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|---|--|
| <b>Title</b>  | Amending Regulation (EC) No 168/2007 establishing a European Union Agency for Fundamental Rights   |
| <b>References</b>   | 09827/2021 – C9-0243/2021 – 2020/0112(APP)   |
| <b>Date of consultation / request for consent</b>                 | 28.6.2021  |
| <b>Committee responsible</b><br>Date announced in plenary         | LIBE   |
| <b>Committees asked for opinions</b><br>Date announced in plenary | AFET FEMM  |
| <b>Not delivering opinions</b><br>Date of decision                | AFET<br>7.7.2020   |
| <b>Rapporteurs</b><br>Date appointed                              | Lukas Mandl<br>10.9.2020   |
| <b>Discussed in committee</b>                                     | 22.6.2021  |
| <b>Date adopted</b>   | 1.7.2021   |
| <b>Result of final vote</b>                                       | +: 53<br>–: 7<br>0: 2  |
| <b>Members present for the final vote</b>                         | Magdalena Adamowicz, Konstantinos Arvanitis, Katarina Barley, Pietro Bartolo, Nicolas Bay, Vladimír Bilčík, Vasile Blaga, Ioan-Rareș Bogdan, Patrick Breyer, Saskia Bricmont, Joachim Stanisław Brudziński, Jorge Buxadé Villalba, Damien Carême, Caterina Chinnici, Clare Daly, Marcel de Graaff, Anna Júlia Donáth, Lena Düpont, Laura Ferrara, Nicolaus Fest, Jean-Paul Garraud, Maria Grapini, Andrzej Halicki, Evin Incir, Sophia in 't Veld, Marina Kaljurand, Assita Kanko, Fabienne Keller, Peter Kofod, Łukasz Kohut, Moritz Körner, Alice Kuhnke, Jeroen Lenaers, Juan Fernando López Aguilar, Lukas Mandl, Nuno Melo, Nadine Morano, Javier Moreno Sánchez, Maite Pagazaurtundúa, Emil Radev, Paulo Rangel, Terry Reintke, Diana Riba i Giner, Ralf Seekatz, Michal Šimečka, Birgit Sippel, Sara Skyttedal, Martin Sonneborn, Tineke Strik, Ramona Strugariu, Annalisa Tardino, Tom Vandendriessche, Bettina Vollath, Elena Yoncheva, Javier Zarzalejos |
| <b>Substitutes present for the final vote</b>                     | Anne-Sophie Pelletier, Morten Petersen, Domènec Ruiz Devesa, Hilde Vautmans, Loránt Vincze, Petar Vitanov, Tomáš Zdechovský  |
| <b>Date tabled</b>  | 2.7.2021   |

## FINAL VOTE BY ROLL CALL IN COMMITTEE RESPONSIBLE

| <b>53</b> | <b>+</b>   |
|-----------|--|
| ECR       | Assita Kanko   |
| NI        | Laura Ferrara, Martin Sonneborn  |
| PPE       | Magdalena Adamowicz, Vladimír Bilčík, Vasile Blaga, Ioan-Rareș Bogdan, Lena Düpont, Andrzej Halicki, Jeroen Lenaers, Lukas Mandl, Nuno Melo, Nadine Morano, Emil Radev, Paulo Rangel, Ralf Seekatz, Sara Skyttedal, Loránt Vincze, Javier Zarzalejos, Tomáš Zdechovský |
| Renew     | Anna Júlia Donáth, Sophia in 't Veld, Fabienne Keller, Moritz Körner, Maite Pagazaurtundúa, Morten Petersen, Michal Šimečka, Ramona Strugariu, Hilde Vautmans  |
| S&D       | Katarina Barley, Pietro Bartolo, Caterina Chinnici, Maria Grapini, Evin Incir, Marina Kaljurand, Łukasz Kohut, Juan Fernando López Aguilar, Javier Moreno Sánchez, Domènec Ruiz Devesa, Birgit Sippel, Petar Vitanov, Bettina Vollath, Elena Yoncheva                  |
| The Left  | Konstantinos Arvanitis, Clare Daly, Anne-Sophie Pelletier  |
| Verts/ALE | Patrick Breyer, Saskia Bricmont, Damien Carême, Alice Kuhnke, Terry Reintke, Diana Riba i Giner, Tineke Strik  |

| <b>7</b> | <b>-</b>  |
|----------|---|
| ECR      | Jorge Buxadé Villalba   |
| ID       | Nicolas Bay, Nicolaus Fest, Jean-Paul Garraud, Marcel de Graaff, Peter Kofod, Tom Vandendriessche |

| <b>2</b> | <b>0</b>                     |
|----------|------------------------------|
| ECR      | Joachim Stanisław Brudziński |
| ID       | Annalisa Tardino             |

Key to symbols:

+ : in favour

- : against

0 : abstention