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2009 - 2014

Committee on Foreign Affairs

PE452.895v02-00

6.12.2010

AMENDMENTS

1 - 61

Draft proposal for a recommendation
Ana Gomes
(PE452.883v01-00)

on the ongoing negotiations on the EU-Libya Framework Agreement

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PE452.895v02-00

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Amendment 1
Elena Băsescu

Draft proposal for a recommendation
Citation 2 a (new)

Draft proposal for a recommendation

Amendment

- having regard to the Memorandum of Understanding jointly signed by Commissioner Ferrero-Waldner and European Affairs Secretary El Obeidi on the 23rd of July 2007,

Or. en

Amendment 2
Ana Gomes

Draft proposal for a recommendation
Citation 5

Draft proposal for a recommendation

Amendment

- having regard to the current EU-Libya practical cooperation on migration and to the Migration Cooperation Agenda signed by the Commission and Libya on 5 October 2010,

- having regard to the current EU-Libya practical cooperation on migration and to the Migration Cooperation Agenda signed by the Commission and Libya on 4 October 2010,

Or. en

Amendment 3
Kristiina Ojuland

Draft proposal for a recommendation
Citation 8 a (new)

Draft proposal for a recommendation

Amendment

- having regard to United Nations General Assembly (UNGA) Resolution 62/149 of 18 December 2007 calling for a moratorium on the use of the death

penalty, and the UNGA Resolution 63/168 calling on the implementation of the 2007 General Assembly resolution 62/149 adopted by the UNGA on 18 December 2008,

Or. en

Amendment 4
Franziska Katharina Brantner, Hélène Flautre

Draft proposal for a recommendation
Citation 8 a (new)

Draft proposal for a recommendation

Amendment

- having regard to the African Charter on human and Peoples' Rights and its protocol on the establishment of an African Court on Human and Peoples' Rights respectively ratified by Libya on 26 March 1987 and on 19 November 2003,

Or. en

Amendment 5
Franziska Katharina Brantner, Hélène Flautre

Draft proposal for a recommendation
Citation 9

Draft proposal for a recommendation

Amendment

- having regard to the African Union Convention governing the specific aspects of refugees in Africa of September 1969,

- having regard to the African Union Convention governing the specific aspects of refugees in Africa of September 1969 *to which Libya is a party since the 17th of July 1981,*

Or. en

Amendment 6

Ioannis Kasoulides, Simon Busuttil, Mario Mauro

Draft proposal for a recommendation

Recital A

Draft proposal for a recommendation

A. whereas ***despite the persisting dictatorial rule***, Libya has expanding commercial and political relations with EU Member States and plays a role as a partner for the EU in the Mediterranean region and in Africa, across a wide range of issues with an impact on security and stability, notably migration, public health, development, trade and economic relations, climate change, energy and cultural heritage,

Amendment

A. whereas Libya has expanding commercial and political relations with EU Member States and plays a role as a partner for the EU in the Mediterranean region and in Africa, across a wide range of issues with an impact on security and stability, notably migration, public health, development, trade and economic relations, climate change, energy and cultural heritage,

Or. en

Amendment 7

Kristiina Ojuland

Draft proposal for a recommendation

Recital A

Draft proposal for a recommendation

A. whereas despite the persisting ***dictatorial*** rule, Libya has expanding commercial and political relations with EU Member States and plays a role as a partner for the EU in the Mediterranean region and in Africa, across a wide range of issues with an impact on security and stability, notably migration, public health, development, trade and economic relations, climate change, energy and cultural heritage,

Amendment

A. whereas despite the persisting ***authoritarian*** rule, Libya has expanding commercial and political relations with EU Member States and plays a role as a partner for the EU in the Mediterranean region and in Africa, across a wide range of issues with an impact on security and stability, notably migration, public health, development, trade and economic relations, climate change, energy and cultural heritage,

Or. en

Amendment 8
Maria Eleni Koppa

Draft proposal for a recommendation
Recital A

Draft proposal for a recommendation

A. whereas despite the persisting **dictatorial** rule, Libya has expanding commercial and political relations with EU Member States and plays a role as a partner for the EU in the Mediterranean region and in Africa, across a wide range of issues with an impact on security and stability, notably migration, public health, development, trade and economic relations, climate change, energy and cultural heritage,

Amendment

A. whereas despite the persisting **authoritarian** rule, Libya has expanding commercial and political relations with EU Member States and plays a role as a partner for the EU in the Mediterranean region and in Africa, across a wide range of issues with an impact on security and stability, notably migration, public health, development, trade and economic relations, climate change, energy and cultural heritage,

Or. en

Amendment 9
Sonia Alfano

Draft proposal for a recommendation
Recital A

Draft proposal for a recommendation

A. whereas despite the persisting dictatorial rule, Libya has expanding commercial and political relations with EU Member States and plays a role as a partner for the EU in the Mediterranean region and in Africa, across a wide range of issues with an impact on security and stability, notably migration, public health, development, trade and economic relations, climate change, energy and cultural heritage,

Amendment

A. whereas despite the persisting dictatorial rule, **despite the systematic violation of international conventions on freedom and fundamental rights, despite its ambiguous support for international terrorism, despite its Libya's aggressive and unreliable attitude**, Libya has expanding commercial and political relations with EU Member States and plays a role as a partner for the EU in the Mediterranean region and in Africa, across a wide range of issues with an impact on security and stability, notably migration, public health, development, trade and economic relations, climate change, energy and cultural heritage,

Amendment 10
Elena Băsescu

Draft proposal for a recommendation
Recital A

Draft proposal for a recommendation

A. whereas despite the persisting dictatorial rule, Libya has expanding commercial and political relations with EU Member States and plays a role as a partner for the EU in the Mediterranean region and in Africa, across a wide range of issues with an impact on security and stability, notably migration, public health, development, trade and economic relations, climate change, energy and cultural heritage,

Amendment

A. whereas despite the persisting dictatorial rule, Libya has expanding commercial and political relations with EU Member States and plays a role as a partner for the EU in the Mediterranean region and in Africa, across a wide range of issues *of common interest*, with an impact on security and stability, notably migration, public health, development, trade and economic relations, climate change, energy and cultural heritage,

Amendment 11
Ioannis Kasoulides, Mario Mauro

Draft proposal for a recommendation
Recital B

Draft proposal for a recommendation

B. whereas several EU Member States have close relations with Libya, with national companies and banks serving as a vehicle for Libyan financial investment in Europe, and whereas on 30 August 2008 Italy signed a Friendship Agreement with Libya governing relations in various fields, including cooperation on managing migration and financial reparations for war and colonial rule; *whereas on 9 November 2010 the Italian Parliament asked the Government to revise this Treaty*,

Amendment

B. whereas several EU Member States have close relations with Libya, with national companies and banks serving as a vehicle for Libyan financial investment in Europe, and whereas on 30 August 2008 Italy signed a Friendship Agreement with Libya governing relations in various fields, including cooperation on managing migration and financial reparations for war and colonial rule,

Amendment 12
Sonia Alfano

Draft proposal for a recommendation
Recital B

Draft proposal for a recommendation

B. whereas several EU Member States have close relations with Libya, with national companies and banks serving as a vehicle for Libyan financial investment in Europe, and whereas on 30 August 2008 Italy signed a Friendship Agreement with Libya governing relations in various fields, including cooperation on managing migration and financial reparations for war and colonial rule; whereas on 9 November 2010 the Italian Parliament asked the Government to revise this Treaty,

Amendment

B. whereas several EU Member States have close relations with Libya, with national companies and banks serving as a vehicle for Libyan financial investment in Europe, and whereas on 30 August 2008 Italy signed a Friendship Agreement with Libya governing relations in various fields, including cooperation on managing migration and financial reparations for war and colonial rule; whereas on 9 November 2010 the Italian Parliament asked the Government to revise this Treaty *which due to the secret nature of some aspects of some its aspects resulted in an Italian fishing boat machine-gunned by Libyan patrol boat in September 2010 without strong reaction from Italian authority,*

Amendment 13
Marie-Christine Vergiat

Draft proposal for a recommendation
Recital B

Draft proposal for a recommendation

B. whereas several EU Member States have close relations with Libya, with national companies and banks serving as a vehicle for Libyan financial investment in Europe, and whereas on 30 August 2008 Italy signed a Friendship Agreement with Libya governing relations in various fields,

Amendment

B. whereas several EU Member States have close relations with Libya, with national companies and banks serving as a vehicle for Libyan financial investment in Europe, and whereas on 30 August 2008 Italy signed a Friendship Agreement with Libya governing relations in various fields,

including cooperation on managing migration and financial reparations for war and colonial rule; whereas on 9 November 2010 the Italian Parliament asked the Government to revise this Treaty,

including cooperation on managing migration - ***which the European institutions have no other option but to condemn*** - and financial reparations for war and colonial rule; whereas on 9 November 2010 the Italian Parliament asked the Government to revise this Treaty,

Or. en

Amendment 14
Maria Eleni Koppa

Draft proposal for a recommendation
Recital C

Draft proposal for a recommendation

C. whereas the EU-Libya Framework Agreement currently under negotiation covers a wide range of areas, from strengthening political dialogue to managing migration, developing trade and economic relations, energy security and improving cooperation in different sectors,

Amendment

C. whereas the EU-Libya Framework Agreement currently under negotiation covers a wide range of areas, from strengthening political dialogue to managing migration, developing trade and economic relations, energy security and improving cooperation in different sectors; ***whereas the framework agreement is expected as an opportunity to step up political dialogue between Libya and the EU,***

Or. en

Amendment 15
Sonia Alfano

Draft proposal for a recommendation
Recital C

Draft proposal for a recommendation

C. whereas the EU-Libya Framework Agreement currently under negotiation covers a wide range of areas, from strengthening political dialogue to

Amendment

C. whereas the EU-Libya Framework Agreement currently under negotiation covers a wide range of areas, from strengthening political dialogue to

managing migration, developing trade and economic relations, energy security and improving cooperation in different sectors,

managing migrations, developing trade and economic relations, energy security and improving cooperation in different sectors;
whereas the association agreement has been allocated a National Indicative Programme of EUR 60 million for the period 2011-2013,

Or. en

Amendment 16

Franziska Katharina Brantner, H el ene Flautre

Draft proposal for a recommendation

Recital E

Draft proposal for a recommendation

E. whereas Libya ***has not ratified the 1951 UN Convention on Refugees, but*** has ratified the African Union Convention governing specific aspects of refugee problems in Africa, Article 8 of which underlines, that this Convention shall be ***a*** complement in Africa of the 1951 UN Convention on Refugees and that its Members should cooperate with the UNHCR,

Amendment

E. whereas Libya has ratified the African Union Convention governing specific aspects of refugee problems in Africa, Article 8 of which underlines, that this Convention shall be ***an effective*** complement in Africa of the 1951 UN Convention on Refugees and that its Members should cooperate with the UNHCR, ***stressing however that Libya has not ratified the 1951 UN Convention on Refugees which is the only International Convention which provides a comprehensive definition of refugees to be accompanied by binding protection measures and a specific monitoring mechanism by the Office of the United Nations High Commissioner for Refugees,***

Or. en

Amendment 17

Franziska Katharina Brantner, H el ene Flautre

Draft proposal for a recommendation

Recital E a (new)

Draft proposal for a recommendation

Amendment

Ea. whereas there is substantial evidence of Libya's practice of widespread discrimination against migrants workers on the basis of their national or ethnic origin, particularly its racial persecution of African migrants workers and expressing deep concern about reported acts of sexual violence against women,

Or. en

Amendment 18
Elena Băsescu

Draft proposal for a recommendation
Recital E a (new)

Draft proposal for a recommendation

Amendment

Ea. whereas the migratory pressure on Libya's southern borders is increasing, stemming from the fact that migrants from Western and Eastern African countries realise that Libya is the most suitable transit country on the way to the European Union,

Or. en

Amendment 19
Elena Băsescu

Draft proposal for a recommendation
Recital E b (new)

Draft proposal for a recommendation

Amendment

Eb. whereas the political dialogue and engagement of the EU with Libya is very recent and remains fragile, calling for strengthening the mutual knowledge and

trust as necessary preconditions to develop ambitious programmes of cooperation,

Or. en

Amendment 20

Ioannis Kasoulides, Simon Busuttil, Mario Mauro

Draft proposal for a recommendation

Recital F

Draft proposal for a recommendation

F. whereas Article 19(2) of the Charter of Fundamental Rights of the EU bans any removal, expulsion or extradition to a state ***where there is*** a serious risk of ***people*** being subjected to the death penalty, torture or other inhuman or degrading treatment or punishment,

Amendment

F. whereas Article 19(2) of the Charter of Fundamental Rights of the EU bans any removal, expulsion or extradition to a state ***of persons who are at*** a serious risk of being subjected to the death penalty, torture or other inhuman or degrading treatment or punishment,

Or. en

Amendment 21

Kristiina Ojuland

Draft proposal for a recommendation

Recital G

Draft proposal for a recommendation

G. whereas Libya was elected to the UN Human Rights Council and has ratified several human rights instruments and whereas, as a consequence, Libya has specific international legal obligations to respect human rights, but, despite enjoyment of some economic and welfare benefits due to the State's distribution of the national income, Libyans and foreigners in Libya do not enjoy most civil and political rights, namely freedom of expression,

Amendment

G. whereas Libya was elected to the UN Human Rights Council on ***13 May 2010*** and has ratified several human rights instruments and whereas, as a consequence, Libya has specific international legal obligations to respect human rights, but ***has failed so far to take concrete measures to improve its human rights records and to launch a genuine cooperation with the UN Special Procedures and Treaty Bodies; Recalling that human rights are indivisible when***

assembly and association, the right to a fair trial, labour rights, women's rights and free elections, and whereas cases of arbitrary detention, torture, involuntary disappearances and discrimination *against migrants* often occur,

noting that despite enjoyment of some economic and welfare benefits due to the State's distribution of the national income, Libyans and foreigners in Libya do not enjoy most civil and political rights, namely freedom of expression, assembly and association, the right to a fair trial, labour rights, women's rights and free elections, and whereas cases of arbitrary detention, torture, involuntary disappearances and discrimination often occur, *notably against migrants*,

Or. en

Amendment 22

Franziska Katharina Brantner, Hélène Flautre

Draft proposal for a recommendation Recital G

Draft proposal for a recommendation

G. whereas Libya was elected to the UN Human Rights Council and has ratified several human rights instruments and whereas, as a consequence, Libya has specific international legal obligations to respect human rights, but, despite enjoyment of some economic and welfare benefits due to the State's distribution of the national income, Libyans and foreigners in Libya do not enjoy most civil and political rights, namely freedom of expression, assembly and association, the right to a fair trial, labour rights, women's rights and free elections, and whereas cases of arbitrary detention, torture, involuntary disappearances and discrimination *against migrants* often occur,

Amendment

G. whereas Libya was elected to the UN Human Rights Council *on 13 May 2010* and has ratified several human rights instruments and whereas, as a consequence, Libya has specific international legal obligations to respect human rights, but *has failed so far to take concrete measures to improve its human rights records and to launch a genuine cooperation with the UN Special Procedures and Treaty Bodies; recalling that human rights are indivisible when noting that* despite enjoyment of some economic and welfare benefits due to the State's distribution of the national income, Libyans and foreigners in Libya do not enjoy most civil and political rights, namely freedom of expression, assembly and association, the right to a fair trial, labour rights, women's rights and free elections, and whereas cases of arbitrary detention, torture, involuntary disappearances and discrimination often

occur, *notably against migrants*,

Or. en

Amendment 23
Ana Gomes

Draft proposal for a recommendation
Recital H

Draft proposal for a recommendation

H. whereas the exercise of State power in Libya is not anchored in the rule of the law or in democratic accountability and has led to arbitrary and unpredictable behaviour regarding foreign persons and interests, such as recently occurred with *a* Swiss *businessman* and foreigners executed for common criminality, whose identity was not disclosed,

Amendment

whereas the exercise of State power in Libya is not anchored in the rule of the law or in democratic accountability and has led to arbitrary and unpredictable behaviour regarding foreign persons and interests, such as recently occurred with Swiss *businessmen*, and foreigners executed for common criminality, whose identity was not disclosed,

Or. en

Amendment 24
Barry Madlener

Draft proposal for a recommendation
Recital H

Draft proposal for a recommendation

H. whereas the exercise of State power in Libya is not anchored in the rule of the law or in democratic accountability and has led to arbitrary and unpredictable behaviour regarding foreign persons and interests, such as recently occurred with a Swiss businessman and foreigners executed for common criminality, whose identity was not disclosed,

Amendment

H. whereas the exercise of State power in Libya is not anchored in the rule of the law or in democratic accountability and has led to arbitrary and unpredictable behaviour regarding foreign persons and interests, such as recently occurred with a Swiss businessman and foreigners executed for common criminality, whose identity was not disclosed, *also takes note that Libyan dictator Muammar al-Gaddafi called for a*

Amendment 25

Fiorello Provera, Lorenzo Fontana

Draft proposal for a recommendation

Paragraph 1

Draft proposal for a recommendation

1. Addresses, in the context of the ongoing Framework Agreement negotiations, the following recommendations to the Council:

Amendment

1. Addresses, in the context of the ongoing Framework Agreement negotiations, the following recommendations to the Council *and the Commission*:

Amendment 26

Fiorello Provera, Lorenzo Fontana

Draft proposal for a recommendation

Paragraph 1 (a) a (new)

Draft proposal for a recommendation

Amendment

(a)a. Welcomes the opening of negotiations between the EU and Libya, as a step to develop a new relationship for the EU in the Mediterranean region and in Africa; considers cooperation with Libya useful in addressing issues such as security and stability, migration, public health, development, trade, climate change, energy and culture;

Amendment 27

Franziska Katharina Brantner, H el ene Flautre

Draft proposal for a recommendation

Paragraph 1 b

Draft proposal for a recommendation

(b) *Urges* the Council and the Commission to *persuade Libya to ratify the Geneva Convention on Refugees of 1951 and its 1967 Protocol and to adopt* asylum legislation that recognises refugees' status and rights accordingly; also recommends offering assistance to Libya to implement this Convention;

Amendment

(b) *Is of the opinion that only the ratification and the implementation of the Geneva Convention on Refugees of 1951 and its 1967 protocol can guarantee adequate protection and rights to migrants and urges therefore* the Council and the Commission to *make these ratifications and full cooperation with UNHCR prerequisites for the conclusion of the EU-Libya framework agreement and for any cooperation on migration-control schemes; urges in the same sense the Council and the Commission to ensure that Libya adopts and implements* asylum legislation that recognises refugees' status and rights accordingly *notably the interdiction of collective expulsion and the principle of "non-refoulement"*; also recommends offering assistance to Libya to implement this Convention;

Or. en

Amendment 28

Franziska Katharina Brantner, H el ene Flautre, H el ene Flautre

Draft proposal for a recommendation

Paragraph 1 (b) a (new)

Draft proposal for a recommendation

Amendment

(b)a. Reminds the Council and the Commission their obligations to ensure full compliance of the EU external policy with the Charter of Fundamental Rights, namely its Article 19 which prohibits collective expulsion and grants the

principle of "non-refoulement";

Or. en

Amendment 29
Charles Tannock

Draft proposal for a recommendation
Paragraph 1 (d)

Draft proposal for a recommendation

Amendment

(d) Urges the Council to cease pursuing a readmission agreement with Libya, as sending individuals back to a country with a record of continuous human rights violations and the use of the death penalty would be in breach of EU legal obligations;

Deleted

Or. en

Amendment 30
Ioannis Kasoulides, Simon Busuttil, Ernst Strasser, Mario Mauro

Draft proposal for a recommendation
Paragraph 1 d

Draft proposal for a recommendation

Amendment

(d) Urges the Council *to cease pursuing* a readmission agreement with Libya, *as sending individuals back to a country with a record of continuous human rights violations and the use of the death penalty would be in breach of EU legal obligations;*

(d) Urges the Council ***and the Commission to pursue negotiations for*** a readmission agreement with Libya ***for illegal immigrants other than those appearing spontaneously to a Member State and declare themselves asylum seekers, refugees or persons in need of protection. The principle of "non-refoulement" will apply to persons proven to be belonging to any of the above three categories or for others that there is suspicion that they are at risk for death penalty, inhumane treatment or torture;***

Or. en

Amendment 31
Kristiina Ojuland

Draft proposal for a recommendation
Paragraph 1 (d) a (new)

Draft proposal for a recommendation

Amendment

(d)a. Urges the Council and the Commission to study the impact of Member States' bilateral readmission agreements with Libya on the human rights situation in Libya, especially keeping in mind the respect of the rights of refugees;

Or. en

Amendment 32
Fiorello Provera, Lorenzo Fontana

Draft proposal for a recommendation
Paragraph 1 (e)

Draft proposal for a recommendation

Amendment

(e) Calls on the Council to offer refugees identified through UNHCR in Libya a programme of resettlement in EU Member States;

Deleted

Or. en

Amendment 33
Ioannis Kasoulides, Simon Busuttil, Mario Mauro

Draft proposal for a recommendation
Paragraph 1 (e)

Draft proposal for a recommendation

Amendment

(e) Calls on the Council to offer refugees identified **through** UNHCR in Libya a

(e) Calls on the Council to offer **resettlement to some of the recognised**

*programme of resettlement in EU
Member States;*

refugees identified *by* UNHCR in Libya
*according to the agreed Migration
Cooperation Agenda of 5 October 2010;*

Or. en

Amendment 34
Franziska Katharina Brantner, H el ene Flautre

Draft proposal for a recommendation
Paragraph 1 (e) a (new)

Draft proposal for a recommendation

Amendment

*(e)a. Calls on the Council and the
Commission to strengthen its support to
the UNHCR activities while promoting
towards Libyan authorities respect for
international humanitarian standards for
undocumented migrants in the country,
including the systematic access of the
UNHCR to detention centres;*

Or. en

Amendment 35
Franziska Katharina Brantner, H el ene Flautre

Draft proposal for a recommendation
Paragraph 1 (f)

Draft proposal for a recommendation

Amendment

(f) Calls on the Council and the
Commission to propose assistance to Libya
and UNHCR aimed at addressing
the problem of trafficking of human beings
in the region, with special attention to the
protection of women and
children, *including assistance to integrate
legal migrants and to improve
conditions for migrants found illegally in
the country;*

(f) Calls on the Council and the
Commission to propose assistance to Libya
and UNHCR aimed at addressing
the problem of trafficking of human beings
in the region, with special attention to the
protection of women and children;

Amendment 36
Ana Gomes

Draft proposal for a recommendation
Paragraph 1 (f)

Draft proposal for a recommendation

(f) Calls on the Council and the Commission to propose assistance to Libya **and** UNHCR aimed at addressing the problem of trafficking of human beings in the region, with special attention to the protection of women and children, including assistance to integrate legal migrants and to improve conditions for migrants found illegally in the country;

Amendment

(f) Calls on the Council and the Commission to propose assistance to Libya, ***involving UNHCR, IOM, ICMPD and other expert agencies***, aimed at addressing the problem of trafficking of human beings in the region, with special attention to the protection of women and children, including assistance to integrate legal migrants and to improve conditions for migrants found illegally in the country;

Amendment 37
Ioannis Kasoulides, Simon Busuttil, Mario Mauro

Draft proposal for a recommendation
Paragraph 1 (f)

Draft proposal for a recommendation

(f) Calls on the Council and the Commission to propose assistance to Libya and UNHCR aimed at addressing the problem of trafficking of human beings in the region, with special attention to the protection of women and children, including assistance to integrate legal migrants and to improve conditions for migrants found illegally in the country;

Amendment

(f) Calls on the Council and the Commission to propose assistance to Libya and UNHCR aimed at addressing the problem of trafficking of human beings in the region, with special attention to the protection of women and children, including assistance to integrate legal migrants and to improve conditions for migrants found illegally in the country; ***to this effect welcomes the agreement on a migration cooperation Agenda signed between Commissioners Malmstrom and Füle and the Libyan***

Amendment 38
Barry Madlener

Draft proposal for a recommendation
Paragraph 1 (f) a (new)

Draft proposal for a recommendation

Amendment

(f)a. Urges the Council not to be blackmailed and/or threatened by Libyan dictator Muammar al-Gaddafi who says that if he will not get more money Europe will become "black";

Or. en

Amendment 39
Franziska Katharina Brantner, H el ene Flautre

Draft proposal for a recommendation
Paragraph 1 (f) a (new)

Draft proposal for a recommendation

Amendment

(f)a. Urges the Commission to disclose to Parliament all detailed information related to the financial external instruments used for the EU-Libya Partnership Agreement;

Or. en

Amendment 40
Fiorello Provera, Lorenzo Fontana

Draft proposal for a recommendation
Paragraph 1 (g)

Draft proposal for a recommendation

(g) Urges the Council to persuade Libya to accept a moratorium on the death penalty ***and to call on the Libyan authorities to release statistics on all persons executed in Libya since 2008 and to divulge the identity of the persons concerned and the charges on which they were convicted;***

Amendment

(g) Urges the Council to persuade Libya to accept a moratorium on the death penalty ***in compliance with the UNGA resolution adopted on 18 December 2007;***

Or. en

Amendment 41

Franziska Katharina Brantner, H el ene Flautre

**Draft proposal for a recommendation
Paragraph 1 (g)**

Draft proposal for a recommendation

(g) Urges the Council to ***persuade*** Libya to ***accept*** a moratorium on the death penalty and to call on the Libyan authorities to release statistics on all persons executed in Libya since 2008 and to divulge the identity of the persons concerned and the charges on which they were convicted;

Amendment

(g) Urges the Council to ***strongly encourage*** Libya to ***immediately commit to*** a moratorium on the death penalty ***with a view to abolishing death penalty*** and to call on the Libyan authorities to release statistics on all persons executed in Libya since 2008 and to divulge the identity of the persons concerned and the charges on which they were convicted; ***calls on the HR/VP to demonstrate the EU political priority towards the abolition of death penalty by systematically raising this issue with Libyan authorities;***

Or. en

Amendment 42

Kristiina Ojula

**Draft proposal for a recommendation
Paragraph 1 (g)**

Draft proposal for a recommendation

(g) Urges the Council to persuade Libya to **accept** a moratorium on the death penalty and to call on the Libyan authorities to release statistics on all persons executed in Libya since 2008 and to divulge the identity of the persons concerned and the charges on which they were convicted;

Amendment

(g) Urges the Council to persuade Libya to **apply as soon as possible** a moratorium on the death penalty **pursuing the UN Resolution of 2007 and 2008** and to call on the Libyan authorities to release statistics on all persons executed in Libya since 2008 and to divulge the identity of the persons concerned and the charges on which they were convicted; **calls on the HR/VP to demonstrate the EU political priority towards the abolition of death penalty by systematically raising this issue with Libyan authorities;**

Or. en

Amendment 43
Vincent Peillon

Draft proposal for a recommendation
Paragraph 1 (i) a (new)

Draft proposal for a recommendation

Amendment 44
Kristiina Ojuland

Draft proposal for a recommendation
Paragraph 1 (i) a (new)

Amendment

(i)a. Calls on the Council to insist on the inclusion in the Framework Agreement of a clause on the Union for the Mediterranean (UfM), leading Libya to consider fully and constructively joining the process;

Or. en

Draft proposal for a recommendation

Amendment

(i)a. Encourage the Libyan authorities to engage in participating activities of the Union for the Mediterranean;

Or. en

Amendment 45

Franziska Katharina Brantner, H el ene Flautre

Draft proposal for a recommendation Paragraph 1 (j)

Draft proposal for a recommendation

Amendment

(j) Calls on ***the Council and*** the Commission to fully ***inform*** Parliament on what is being sought by the EU on ‘nuclear cooperation’ with Libya under the ‘Energy’ chapter in the Framework Agreement negotiations, including all political and security implications;

(j) Calls on the Commission to fully ***respect its obligation under the article 218 TFEU by dully informing*** Parliament on what is being sought by the EU on ‘nuclear cooperation’ with Libya under the ‘Energy’ chapter in the Framework Agreement negotiations, including all political and security implications;

Or. en

Amendment 46

Ana Gomes

Draft proposal for a recommendation Paragraph 1 (j) a (new)

Draft proposal for a recommendation

Amendment

(j)a. Congratulates Libyan health authorities and professionals for the remarkable improvement in medical and scientific capacities to deal with HIV-AIDS, which was achieved through the Benghazi Action Plan, jointly operated by EU and Libya, and supports the requested extension of such cooperation to other

infectious diseases and other medical centres in Libya; calls on EU Member States to extend specialised healthcare to Libyan patients, including facilitating temporary treatment in specialised institutions in Europe;

Or. en

Amendment 47

Nirj Deva

Draft proposal for a recommendation Paragraph 1 (j) a (new)

Draft proposal for a recommendation

Amendment

(j)a. Suggests that the Framework Agreement should firstly consider the development of a transparent and accountable administrative capacity, competent in the management of EU funds; further calls on the Council and Commission to ensure the adequate monitoring of these funds through the General People's Congress, as well as other appropriate audit mechanisms;

Or. en

Amendment 48

Franziska Katharina Brantner, H el ene Flautre

Draft proposal for a recommendation Paragraph 1 (k)

Draft proposal for a recommendation

Amendment

(k) Considers that the Framework Agreement *should* include assistance on institutional capacity building, *as a means to strengthen* civil society, *support* modernisation, *encourage* democratic reforms, independent media and an

(k) Considers that the Framework Agreement *must* include assistance on institutional capacity building, *so as to set up a comprehensive legislative framework guarantying effective state of law by strengthening independent* civil society,

independent judiciary, and **support** other efforts to open up space for business, academia, NGOs and other Libyan stakeholders;

supporting modernisation, **encouraging** democratic reforms, independent media and an independent judiciary, and **supporting** other efforts to open up space for business, academia, NGOs and other Libyan stakeholders;

Or. en

Amendment 49
Elena Băsescu

Draft proposal for a recommendation
Paragraph 1 (k)

Draft proposal for a recommendation

(k) Considers that the Framework Agreement should include assistance on institutional capacity building, as a means to strengthen civil society, support modernisation, encourage democratic reforms, independent media and an independent judiciary, and support other efforts to open up space for business, academia, NGOs and other Libyan stakeholders;

Amendment

(k) Considers that the Framework Agreement should include assistance on institutional capacity building, as a means to **increase the sustainability of economic and social development**, strengthen civil society, support modernisation, encourage democratic reforms, independent media and an independent judiciary, and support other efforts to open up space for business, academia, NGOs and other Libyan stakeholders;

Or. en

Amendment 50
Nirj Deva

Draft proposal for a recommendation
Paragraph 1 (k)

Draft proposal for a recommendation

(k) Considers that the Framework Agreement should include assistance on institutional capacity building, as a means to strengthen civil society, support modernisation, encourage democratic

Amendment

(k) Considers that the Framework Agreement should include assistance on institutional capacity building, as a means to strengthen civil society, support modernisation, encourage democratic

reforms, independent media and judiciary, and **support** other efforts to open up space for business, academia, NGOs and other Libyan stakeholders;

reforms, independent media and judiciary, and **encourage** other efforts to open up space for business, academia, NGOs and other Libyan stakeholders;

Or. en

Amendment 51
Nirj Deva

Draft proposal for a recommendation
Paragraph 1 (k) a (new)

Draft proposal for a recommendation

Amendment

(k)a. Calls on the Council and Commission to ensure that the programmes designed for trade should focus on provision of actual support to enterprises, particularly small and medium sized businesses, in order to maximise their export potential;

Or. en

Amendment 52
Franziska Katharina Brantner, H el ene Flautre

Draft proposal for a recommendation
Paragraph 1 (l)

Draft proposal for a recommendation

Amendment

(l) Calls on the Council and Commission to encourage Libya to **facilitate the visits of** the UN Special Rapporteur on extrajudicial, summary or arbitrary executions, the Special Rapporteur on torture and the Special Rapporteur on freedom of expression, as well as the Working Group on enforced and involuntary disappearances and the Working Group on arbitrary detentions, as requested in the recent Universal Periodic

(l) Calls on the Council and Commission to encourage Libya to **fully respect its pledges undertaken when acceding to the UNHRC and thus urges Libya to issue standing invitations to UN Special procedures such as** the UN Special Rapporteur on extrajudicial, summary or arbitrary executions, the Special Rapporteur on torture and the Special Rapporteur on freedom of expression, **Special Rapporteur on**

Review on Libya;

Contemporary forms of racism, racial discrimination, xenophobia and related intolerance as well as the Working Group on enforced and involuntary disappearances and the Working Group on arbitrary detentions, as requested in the recent Universal Periodic Review on Libya; ***calls in the same spirit for unfettered access to the country for independent scrutiny of the overall human rights situation;***

Or. en

Amendment 53

Ioannis Kasoulides, Simon Busuttil, Mario Mauro

Draft proposal for a recommendation Paragraph 1 (m)

Draft proposal for a recommendation

(m) Calls on the Council to ensure that Schengen visas for Libyans are issued without unnecessary delays and to persuade Libyan authorities to facilitate visas for Europeans residing or conducting professional activities in Libya;

Amendment

(m) Calls on the Council to ensure that Schengen visas for Libyans are issued without unnecessary delays and ***to examine other facilitation procedures and*** to persuade Libyan authorities to facilitate visas for Europeans residing or conducting professional activities in Libya;

Or. en

Amendment 54

Kristiina Ojuland, Sonia Alfano

Draft proposal for a recommendation Paragraph 1 (m) a (new)

Draft proposal for a recommendation

Amendment

(m)a. Calls on the Commission and the Council to take action under the terms of Articles 265 and Article 218(10) TFEU, which provide that the Parliament shall

be "immediately and fully informed at all stages of the procedure" on the negotiations with Libya; reiterates its call to be fully informed regarding the negotiation mandate of the Commission in this regard;

Or. en

Amendment 55
Barry Madlener

Draft proposal for a recommendation
Paragraph 1 (n)

Draft proposal for a recommendation

Amendment

(n) Recommends the establishment of an EU Delegation in Tripoli as soon as possible.

deleted

Or. en

Amendment 56
Fiorello Provera, Lorenzo Fontana

Draft proposal for a recommendation
Paragraph 1 (n)

Draft proposal for a recommendation

Amendment

*(n) Recommends the establishment of an EU Delegation in Tripoli **as soon as possible**.*

(n) Recommends the establishment of an EU Delegation in Tripoli.

Or. en

Amendment 57
Kristiina Ojuland

Draft proposal for a recommendation
Paragraph 1 (n)

Draft proposal for a recommendation

(n) **Recommends** the establishment of an EU Delegation in Tripoli as soon as possible.

Amendment

(n) **Strongly recommends** the establishment of an EU Delegation in Tripoli as soon as possible **as a matter of priority**.

Or. en

Amendment 58
Barry Madlener

Draft proposal for a recommendation
Paragraph 1 (n) a (new)

Draft proposal for a recommendation

Amendment

(n)a. Urges the Council to monitor every migrant coming from Libya to the European Union to get a clear view on the migratory flows from Northern Africa.

Or. en

Amendment 59
Sonia Alfano

Draft proposal for a recommendation
Paragraph 1 (o) a (new)

Draft proposal for a recommendation

Amendment

(o)a. Invites the Members States, and especially Italy, to revise formal and informal agreements and cooperations that have been concluded with Libya in order to ensure the full respect of human and fundamental rights and a efficient democratic control; ensure that economic interests do not prevail on fundamental values of the EU.

Or. en

Amendment 60
Marie-Christine Vergiat

Draft proposal for a recommendation
Paragraph 1 (o) a (new)

Draft proposal for a recommendation

Amendment

(o)a. Believes that the Framework agreement with Libya may be signed only if the Libyan authorities accept all the recommendations stated above.

Or. en

Amendment 61
Fiorello Provera, Lorenzo Fontana

Draft proposal for a recommendation
Paragraph 2

Draft proposal for a recommendation

Amendment

2. Instructs its President to forward this recommendation to the Council and, ***for information, to*** the Commission and the Governments of the Member States of the European Union.

2. Instructs its President to forward this recommendation to the Council ***and*** to the Commission and the Governments of the Member States of the European Union.

Or. en