



2023/2087(INI)

6.7.2023

AMENDMENTS

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Draft opinion
Jan-Christoph Oetjen
(PE749.910v01-00)

Report on the ongoing negotiations on a status agreement on operational activities carried out by the European Border and Coast Guard Agency (Frontex) in Mauritania
((2023/2087(INI))

Amendment 1
Marisa Matias

Draft opinion
Paragraph 1

Draft opinion

1. ***Supports*** the ongoing negotiations between the EU and Mauritania ***on the establishment of a status agreement that provides for Frontex deployment in Mauritania***; notes, ***however***, that a status agreement can only be established under the condition that it enshrines and adheres to strict fundamental human rights guarantees;

Amendment

1. ***Opposes*** the ongoing negotiations between the EU and Mauritania ***for the deployment of Frontex means to that third country***; Notes that a status agreement ***between the EU and Mauritania*** can only be established under the condition that it enshrines and adheres to strict fundamental human rights ***conditions, including a clear human rights clause and guarantees of accountability concerning human rights violations of Mauritanian authorities and Frontex in all their activities related to migration and asylum in Mauritania and in the EU***;

Or. en

Amendment 2
Tineke Strik
on behalf of the Verts/ALE Group

Draft opinion
Paragraph 1

Draft opinion

1. ***Supports the ongoing negotiations between the EU and Mauritania on the establishment of a status agreement that provides for Frontex deployment in Mauritania***; notes, ***however***, that a status agreement can only be established under the condition that it ***enshrines and*** adheres to ***strict*** fundamental ***human*** rights ***guarantees***;

Amendment

1. Notes that a status agreement can only be established under the condition that it ***strictly*** adheres to ***the protection of fundamental rights and personal data, the principle of non-refoulement, the prohibition of arbitrary detention and the prohibition of torture and inhuman or degrading treatment or punishment, as enshrined in Article 73(2) of Regulation (EU) 2019/1896***;

Or. en

Amendment 3

Maria Arena

Draft opinion

Paragraph 1

Draft opinion

1. ***Supports the ongoing negotiations between the EU and Mauritania on the establishment of a status agreement that provides for Frontex deployment in Mauritania; notes, however, that a status agreement can only be established under the condition that it enshrines and adheres to strict fundamental human rights guarantees;***

Amendment

1. Notes that a status agreement can only be established under the condition that it ***strictly*** adheres to ***the protection of fundamental rights and personal data, the principle of non-refoulement, the prohibition of arbitrary detention and the prohibition of torture and inhuman or degrading treatment or punishment, as enshrined in Article 73(2) of Regulation (EU) 2019/1896;***

Or. en

Amendment 4

Thierry Mariani, Jean-Lin Lacapelle

Draft opinion

Paragraph 1

Draft opinion

1. Supports the ongoing negotiations between the EU and Mauritania on the establishment of a status agreement that provides for Frontex deployment in Mauritania; ***notes, however, that a status agreement can only be established under the condition that it enshrines and adheres to strict fundamental human rights guarantees;***

Amendment

1. Supports the ongoing negotiations between the EU and Mauritania on the establishment of a status agreement that provides for Frontex deployment in Mauritania;

Or. en

Amendment 5

Bernhard Zimniok

Draft opinion
Paragraph 1

Draft opinion

1. Supports the ongoing negotiations between the EU and Mauritania on the establishment of a status agreement that provides for Frontex deployment in Mauritania; notes, ***however, that a status agreement can only be established under the condition that it enshrines and adheres to strict fundamental human rights guarantees;***

Amendment

1. Supports the ongoing negotiations between the EU and Mauritania on the establishment of a status agreement that provides for Frontex deployment in Mauritania; notes ***that the agreement must respect the local legal framework;***

Or. en

Amendment 6
Theresa Bielowski

Draft opinion
Paragraph 1

Draft opinion

1. ***Supports*** the ongoing negotiations between the EU and Mauritania on the establishment of a status agreement that provides for Frontex deployment in Mauritania; ***notes, however,*** that a status agreement can only be established under the condition that it enshrines and adheres to strict fundamental human rights guarantees;

Amendment

1. ***Acknowledges*** the ongoing negotiations between the EU and Mauritania on the establishment of a status agreement that provides for Frontex deployment in Mauritania; ***insists*** that a status agreement can only be established under the condition that it enshrines and adheres to strict fundamental human rights guarantees;

Or. en

Amendment 7
Fabio Massimo Castaldo

Draft opinion
Paragraph 1

Draft opinion

1. Supports the ongoing negotiations

Amendment

1. Supports the ongoing negotiations

between the EU and Mauritania on the establishment of a status agreement that provides for Frontex deployment in Mauritania; notes, however, that a status agreement can only be established under the condition that it enshrines and adheres to strict fundamental human rights guarantees;

between the EU and Mauritania on the establishment of a status agreement that provides for Frontex deployment in Mauritania; notes, however, that a status agreement can only be established under the condition that it enshrines and adheres to strict fundamental human rights guarantees; ***calls on the European Commission to respect the right to leave a country, whether it is one's country of citizenship or current presence, guaranteed in Article 2 of Protocol No. 4 to the European Convention on Human Rights, which is a prerequisite to the enjoyment of numerous other fundamental rights, such as the right to seek and enjoy asylum and the prohibition of torture, inhuman or degrading treatment or punishment; to refrain from making development aid and assistance to Mauritania contingent upon its ability to control its borders and its willingness to prevent people from emigrating; and to open legal pathways for people to reach Europe in a safe and sustainable way;***

Or. en

Amendment 8 **Jan-Christoph Oetjen, Katalin Cseh**

Draft opinion **Paragraph 1**

Draft opinion

1. Supports the ongoing negotiations between the EU and Mauritania on the establishment of a status agreement that provides for Frontex deployment in Mauritania; notes, however, that a status agreement can only be established under the condition that it enshrines and adheres to strict fundamental human rights guarantees;

Amendment

1. Supports the ongoing negotiations between the EU and Mauritania on the establishment of a status agreement that provides for Frontex deployment in Mauritania; notes, however, that a status agreement can only be established under the condition that it enshrines and adheres to strict fundamental human rights guarantees ***and with the inclusion of a clear human rights clause and guarantees of accountability in Mauritania and reporting of human rights violations by***

Amendment 9
Christian Sagartz

Draft opinion
Paragraph 1

Draft opinion

1. Supports the ongoing negotiations between the EU and Mauritania on the establishment of a status agreement that provides for Frontex deployment in Mauritania; notes, however, that *a* status agreement *can only be established under the condition that it enshrines and adheres to strict fundamental human rights guarantees*;

Amendment

1. Supports the ongoing negotiations between the EU and Mauritania on the establishment of a status agreement that provides for Frontex deployment in Mauritania; notes, however, that *the* status agreement *shall ensure that* fundamental rights *are fully respected during those operations*;

Amendment 10
Marisa Matias

Draft opinion
Paragraph 1 a (new)

Draft opinion

1a. Opposes the policy of externalising EU borders, points out that on the "West Euro-African" border between 2018 and 2022, 7 865 people from 31 different countries, including 1 273 women and 383 children, would have died trying to reach the Spanish coasts of the Canary Islands in wooden canoes and dented rubber dinghies – an average of 6 victims every day and that it is one of the most dangerous migratory routes and deadliest in the world, is indignant at the fact that Frontex is participating, with military

Amendment

means, in the construction of walls in Mauritania, by moving the European border towards the Mauritanian coast;

Or. en

Amendment 11
Theresa Bielowski

Draft opinion
Paragraph 1 a (new)

Draft opinion

Amendment

1a. Is very concerned about the human rights situation in Mauritania, especially for migrants and refugees; stresses in this context the importance of working with human rights organisations and NGOs to get a full picture of the human rights situation in the country;

Or. en

Amendment 12
Jan-Christoph Oetjen, Katalin Cseh

Draft opinion
Paragraph 1 a (new)

Draft opinion

Amendment

1a. Calls for the inclusion of an adequate human rights monitoring mechanism of Frontex activities in all Frontex missions through the deployment of Frontex's Fundamental Rights Monitors in third countries and clear commitments to transparency and information sharing of Frontex activities;

Or. en

Amendment 13

Marisa Matias

**Draft opinion
Paragraph 1 b (new)**

Draft opinion

Amendment

1b. Calls for the inclusion of an adequate human rights monitoring mechanism of Frontex activities in all Frontex missions through the deployment of Frontex's Fundamental Rights Monitors in third countries and clear commitments to accountability, transparency and information sharing of Frontex activities;

Or. en

**Amendment 14
Bernhard Zimniok**

**Draft opinion
Paragraph 2**

Draft opinion

Amendment

2. Calls on the Commission and the Fundamental Rights Officer to conduct an independent assessment of the human rights situation in Mauritania as regards the treatment of migrants and refugees;

deleted

Or. en

**Amendment 15
Thierry Mariani, Jean-Lin Lacapelle**

**Draft opinion
Paragraph 2**

Draft opinion

Amendment

2. Calls on the Commission and the Fundamental Rights Officer to conduct an independent assessment of the human

deleted

rights situation in Mauritania as regards the treatment of migrants and refugees;

Or. en

Amendment 16

Tineke Strik

on behalf of the Verts/ALE Group

Draft opinion

Paragraph 2

Draft opinion

2. Calls on the Commission *and the Fundamental Rights Officer* to conduct an independent assessment of the human rights situation in Mauritania as regards the treatment of migrants and refugees;

Amendment

2. Calls on the Commission to conduct an independent assessment of the human rights situation in Mauritania as regards the treatment of migrants and refugees *before advancing in the negotiations with Mauritania, in order to be able to fully consider the impact of potential cooperation and to negotiate the necessary safeguards;*

Or. en

Amendment 17

Maria Arena

Draft opinion

Paragraph 2

Draft opinion

2. Calls on the Commission *and the Fundamental Rights Officer* to conduct an independent assessment of the human rights situation in Mauritania as regards the treatment of migrants and refugees;

Amendment

2. Calls on the Commission to conduct an independent assessment of the human rights situation in Mauritania as regards the treatment of migrants and refugees *before advancing in the negotiations with Mauritania, in order to be able to fully consider the impact of potential cooperation and to negotiate the necessary safeguards;*

Or. en

Amendment 18
Theresa Bielowski

Draft opinion
Paragraph 2

Draft opinion

2. Calls on the Commission **and the Fundamental Rights Officer** to conduct an independent assessment of the human rights situation in Mauritania as regards the treatment of migrants and refugees;

Amendment

2. Calls on the Commission to conduct an independent assessment of the human rights situation in Mauritania as regards the treatment of migrants and refugees **before the status agreement can be approved**;

Or. en

Amendment 19
Christian Sagartz

Draft opinion
Paragraph 2

Draft opinion

2. Calls on the Commission and the Fundamental Rights Officer to conduct an independent assessment of the **human** rights situation in Mauritania **as regards the treatment of migrants and refugees**;

Amendment

2. Calls on the Commission and the Fundamental Rights Officer to conduct an independent assessment of the **fundamental** rights situation in Mauritania **relevant to the areas covered by the status agreement**;

Or. en

Amendment 20
Fabio Massimo Castaldo

Draft opinion
Paragraph 2

Draft opinion

2. Calls on the Commission and the Fundamental Rights Officer to conduct **an** independent assessment of the human

Amendment

2. Calls on the Commission and the Fundamental Rights Officer to conduct **a thorough and** independent assessment of

rights situation in Mauritania as regards the treatment of migrants and refugees;

the human rights situation in Mauritania as regards the treatment of migrants and refugees;

Or. en

Amendment 21
Jan-Christoph Oetjen, Katalin Cseh

Draft opinion
Paragraph 2

Draft opinion

2. Calls on the Commission and the Fundamental Rights Officer to conduct an independent assessment of the human rights situation in Mauritania as regards the treatment of migrants and refugees;

Amendment

2. Calls on the Commission and the Fundamental Rights Officer to conduct an independent assessment of the human rights situation in Mauritania as regards the treatment of migrants and refugees ***and inform the European Parliament without delay;***

Or. en

Amendment 22
Bernhard Zimniok

Draft opinion
Paragraph 3

Draft opinion

3. ***Maintains that the launch of Frontex operational activities under a status agreement should promote fundamental human rights and EU values;***

Amendment

deleted

Or. en

Amendment 23
Thierry Mariani, Jean-Lin Lacapelle

Draft opinion

Paragraph 3

Draft opinion

3. Maintains that the launch of Frontex operational activities under a status agreement should ***promote fundamental human rights and EU values***;

Amendment

3. Maintains that the launch of Frontex operational activities under a status agreement should ***aim to ensure Europe's security against mass immigration, criminality, trafficking and terrorism***;

Or. en

Amendment 24 Marisa Matias

Draft opinion Paragraph 3

Draft opinion

3. ***Maintains*** that the launch of Frontex operational activities under a status agreement ***should*** promote fundamental human rights and EU values;

Amendment

3. ***Underlines the fact*** that the launch of Frontex operational activities under a status agreement ***does not*** promote fundamental human rights and EU values; ***further underlines that the Frontex agency and several of its members are still under investigation by OLAF and ask therefore for the dissolution of this agency***;

Or. en

Amendment 25 Tineke Strik on behalf of the Verts/ALE Group

Draft opinion Paragraph 3

Draft opinion

3. ***Maintains*** that the launch of Frontex operational activities under a status agreement should promote ***fundamental*** human rights ***and EU values***;

Amendment

3. ***Reiterates*** that the launch of Frontex operational activities under a status agreement should ***fully respect and*** promote human rights, ***including with regard to the protection of personal data***,

the principle of non-refoulement, the prohibition of arbitrary detention and the prohibition of torture and inhumane or degrading treatment or punishment;

Or. en

Amendment 26
Theresa Bielowski

Draft opinion
Paragraph 3

Draft opinion

3. Maintains that the launch of Frontex operational activities under a status agreement *should* promote fundamental human rights and EU values;

Amendment

3. Maintains that the launch of Frontex operational activities under a status agreement *shall respect, promote and strengthen* fundamental human rights and EU values;

Or. en

Amendment 27
Christian Sagartz

Draft opinion
Paragraph 3

Draft opinion

3. Maintains that the launch of Frontex operational activities under a status agreement should *promote* fundamental *human* rights *and EU values*;

Amendment

3. Maintains that the launch of Frontex operational activities under a status agreement should *ensure the respect of* fundamental rights *during these operations*;

Or. en

Amendment 28
Jan-Christoph Oetjen, Katalin Cseh

Draft opinion
Paragraph 3

Draft opinion

3. Maintains that the launch of Frontex operational activities under a status agreement should promote fundamental human rights and EU values;

Amendment

3. Maintains that the launch of Frontex operational activities under a status agreement should promote fundamental human rights and EU values; ***considers that any status agreement providing for Frontex operations in third countries should integrate this aspect into their mission;***

Or. en

Amendment 29

Fabio Massimo Castaldo

Draft opinion

Paragraph 4

Draft opinion

4. Considers that Frontex staff who are granted immunity for their activities in Mauritania must continue to be held accountable under EU or Member State law;

Amendment

4. ***Is concerned that the immunity granted to Frontex staff members for their activities in Mauritania may exacerbate the agency's lack of accountability, as Frontex is still under charge both for its lack of transparency, including workplace harassment, mismanagement, and financial irregularities, and for its involvement in illegal pushbacks of asylum seekers and migrants at the EU's external borders;*** considers ***necessary*** that Frontex staff who are granted immunity for their activities in Mauritania must continue to be held accountable under EU or Member State law;

Or. en

Amendment 30

Tineke Strik

on behalf of the Verts/ALE Group

Draft opinion

Paragraph 4

Draft opinion

4. Considers that Frontex staff *who are granted immunity for their activities* in Mauritania *must continue to be held* accountable under EU or Member State law;

Amendment

4. Considers that *sound mechanisms must be established in order to hold* Frontex staff *deployed* in Mauritania accountable under EU or Member State law; *calls in this regard for a review of the current provisions on immunity in the Model Status Agreement; calls on the Executive Director to adopt guidelines on the mandatory waiving of immunity for deployed staff, specifying how requests from the third-country authorities will be dealt with, as well as enshrining a strong role for the Fundamental Rights Officer; calls for the deployment of standing corps officers to be conditional on these guidelines;*

Or. en

Amendment 31 Christian Sagartz

Draft opinion Paragraph 4

Draft opinion

4. Considers that *Frontex staff who are granted immunity for their activities in* Mauritania *must continue to be held accountable under EU or Member State law;*

Amendment

4. Considers that *the immunity of members of Frontex from the jurisdiction of* Mauritania *shall not exempt them from the jurisdictions of the respective home Member States;*

Or. en

Amendment 32 Bernhard Zimniok

Draft opinion Paragraph 4

Draft opinion

4. Considers that Frontex staff **who are** granted immunity for their activities in Mauritania **must continue to be held accountable under EU or Member State law**;

Amendment

4. Considers that Frontex staff **shall be** granted immunity for their activities in Mauritania;

Or. en

Amendment 33
Marisa Matias

Draft opinion
Paragraph 4

Draft opinion

4. Considers that Frontex staff who are granted immunity for their activities in Mauritania **must** continue to be held accountable under EU or Member **State law**;

Amendment

4. Considers that Frontex staff who are granted immunity for their activities in Mauritania, **will** continue to be held accountable under EU or Member **States' law; calls for clear, swift and efficient mechanisms to ensure that Frontex staff are held accountable for any participation, including by neglect, in violations of human rights of migrants and refugees of Mauritania and crossing Mauritania**;

Or. en

Amendment 34
Jan-Christoph Oetjen, Katalin Cseh

Draft opinion
Paragraph 4

Draft opinion

4. Considers that Frontex staff who are granted immunity for their activities in Mauritania must continue to be held accountable under EU or Member State law;

Amendment

4. Considers that Frontex staff who are granted immunity for their activities in Mauritania must continue to be held accountable under EU or Member State law; **considers that Frontex staff should not only avoid complicity in human rights**

violations by Mauritanian security forces, but should actively denounce such actions;

Or. en

Amendment 35
Theresa Bielowski

Draft opinion
Paragraph 4

Draft opinion

4. Considers that Frontex staff who are granted immunity for their activities in Mauritania must continue to be held accountable under EU or Member State law;

Amendment

4. Considers that Frontex staff who are granted immunity for their activities in Mauritania must continue to be held accountable under EU or Member State law; ***recalls the legal responsibility of Frontex to respect and to guarantee human rights;***

Or. en

Amendment 36
Fabio Massimo Castaldo

Draft opinion
Paragraph 5

Draft opinion

5. Calls for clear guidelines and training to be provided to Frontex staff deployed in Mauritania;

Amendment

5. Calls for clear guidelines, ***prepared in consultation with experts and civil society organisations,*** and training, ***including human rights training,*** to be provided to Frontex staff deployed in Mauritania;

Or. en

Amendment 37
Tineke Strik
on behalf of the Verts/ALE Group

Draft opinion
Paragraph 5

Draft opinion

5. Calls for clear guidelines *and* training to be provided to Frontex staff deployed in Mauritania;

Amendment

5. Calls for clear **human rights** guidelines **to be established and for** training to be provided to Frontex staff deployed in Mauritania **as well as to the Mauritanian border guards**;

Or. en

Amendment 38
Theresa Bielowski

Draft opinion
Paragraph 5

Draft opinion

5. Calls for clear guidelines and training to be provided to Frontex staff deployed in Mauritania;

Amendment

5. Calls for clear guidelines and **human rights** training to be provided to Frontex staff deployed in Mauritania;

Or. en

Amendment 39
Jan-Christoph Oetjen, Katalin Cseh

Draft opinion
Paragraph 5

Draft opinion

5. Calls for clear guidelines and training to be provided to Frontex staff deployed in Mauritania;

Amendment

5. Calls for clear guidelines and training to be provided to Frontex staff deployed in Mauritania **including the establishment of a better understanding of and sensibility for the regional and Mauritanian human rights situation and legal framework as well as of international human rights and humanitarian laws and standards**;

Amendment 40
Jan-Christoph Oetjen, Katalin Cseh

Draft opinion
Paragraph 5 a (new)

Draft opinion

Amendment

5a. Calls on the Commission to provide training to Mauritanian authorities on fundamental rights and the rights and obligations of Mauritanian staff in search and rescue operations, asylum processing and management;

Or. en

Amendment 41
Bernhard Zimniok

Draft opinion
Paragraph 6

Draft opinion

Amendment

6. Calls for the establishment of a robust complaint mechanism that is publicly accessible and for an incident reporting mechanism for Frontex activities;

deleted

Or. en

Amendment 42
Christian Sagartz

Draft opinion
Paragraph 6

Draft opinion

Amendment

6. Calls for the establishment of a robust complaint mechanism *that is*

6. Calls for the establishment of *an*

publicly accessible and for an incident reporting mechanism for Frontex activities;

efficient complaint mechanism;

Or. en

Amendment 43
Marisa Matias

Draft opinion
Paragraph 6

Draft opinion

6. Calls for the establishment of a robust complaint mechanism that is publicly accessible and *for an* incident reporting mechanism *for* Frontex activities;

Amendment

6. Calls for the establishment of a robust *and efficient* complaint mechanism that is publicly accessible and *a consequent* incident reporting mechanism *of* Frontex activities;

Or. en

Amendment 44
Fabio Massimo Castaldo

Draft opinion
Paragraph 6

Draft opinion

6. Calls for the establishment of a robust complaint mechanism that is publicly accessible and for an incident reporting mechanism for Frontex activities;

Amendment

6. Calls for the establishment of a robust complaint mechanism that is *independent and* publicly accessible and for an incident reporting mechanism for Frontex activities;

Or. en

Amendment 45
Theresa Bielowski

Draft opinion
Paragraph 6

Draft opinion

6. Calls for the establishment of a robust complaint mechanism that is publicly accessible and for an incident reporting mechanism for Frontex activities;

Amendment

6. Calls for the establishment of a robust complaint mechanism that is publicly accessible and for an incident reporting mechanism for Frontex activities ***to ensure an effective remedy for people impacted by Frontex actions;***

Or. en

Amendment 46

Jan-Christoph Oetjen, Katalin Cseh

Draft opinion

Paragraph 6

Draft opinion

6. Calls for the establishment of a robust complaint mechanism that is publicly accessible and for an incident reporting mechanism for Frontex activities;

Amendment

6. Calls for the establishment of a robust complaint mechanism that is publicly accessible and for an incident reporting mechanism for Frontex activities; ***considers that this incident reporting mechanism should guarantee the anonymity and confidentiality of individuals reporting on Frontex activities, that infringe on international humanitarian law or violate human rights;***

Or. en

Amendment 47

Tineke Strik

on behalf of the Verts/ALE Group

Draft opinion

Paragraph 6 a (new)

Draft opinion

Amendment

6a. Calls on the Commission and Frontex to establish mechanisms for persons potentially affected by the Agency's action on the territory of the

third country to effectively seek remedy through external bodies, such as the Court of Justice of the European Union and the Ombudsman;

Or. en

Amendment 48
Jan-Christoph Oetjen, Katalin Cseh

Draft opinion
Paragraph 6 a (new)

Draft opinion

Amendment

6a. Calls on the EU to provide additional capacity building support to Mauritanian national and civil society human rights organisations; calls on Mauritania to ensure the independence of its judicial and human rights institutions;

Or. en

Amendment 49
Thierry Mariani, Jean-Lin Lacapelle

Draft opinion
Paragraph 7

Draft opinion

Amendment

7. Calls for the inclusion of an adequate human rights monitoring mechanism for Frontex activities carried out under all Frontex missions in third countries;

deleted

Or. en

Amendment 50
Bernhard Zimniok

Draft opinion

Paragraph 7

Draft opinion

Amendment

7. ***Calls for the inclusion of an adequate human rights monitoring mechanism for Frontex activities carried out under all Frontex missions in third countries;***

deleted

Or. en

Amendment 51 Christian Sagartz

Draft opinion Paragraph 7

Draft opinion

Amendment

7. Calls for the inclusion of an adequate ***human*** rights monitoring mechanism for Frontex activities carried out under ***all Frontex missions in third countries;***

7. Calls for the inclusion of an adequate ***fundamental*** rights monitoring mechanism for Frontex activities carried out under ***the status agreement;***

Or. en

Amendment 52 Theresa Bielowski

Draft opinion Paragraph 7

Draft opinion

Amendment

7. Calls for the inclusion of ***an adequate*** human rights monitoring mechanism for Frontex activities carried out under all Frontex missions in third countries;

7. Calls for the inclusion of ***a strong independent*** human rights monitoring mechanism for Frontex activities carried out under all Frontex missions in third countries;

Or. en

Amendment 53
Tineke Strik
on behalf of the Verts/ALE Group

Draft opinion
Paragraph 7

Draft opinion

7. Calls for the inclusion of an adequate human rights monitoring mechanism for Frontex activities carried out under all Frontex missions in third countries;

Amendment

7. Calls for the inclusion of an adequate human rights monitoring mechanism for Frontex activities carried out under all Frontex missions in third countries ***with a strong role of the Fundamental Rights Officer***;

Or. en

Amendment 54
Jan-Christoph Oetjen, Katalin Cseh

Draft opinion
Paragraph 7 a (new)

Draft opinion

Amendment

7a. Is of the opinion that any Frontex deployment of personnel to Mauritania and the conduct of operational activities with Mauritanian security forces can only take place where guarantees for adequate human rights protection can be ensured for migrants and asylum seekers throughout the entire process of their application or return;

Or. en

Amendment 55
Jan-Christoph Oetjen, Katalin Cseh

Draft opinion
Paragraph 7 b (new)

Draft opinion

Amendment

7b. Deplores and strongly condemns the repeated practice by Mauritanian border guards and security staff of pushbacks and refoulement of migrants and asylum seekers;

Or. en

Amendment 56
Jan-Christoph Oetjen, Katalin Cseh

Draft opinion
Paragraph 7 c (new)

Draft opinion

Amendment

7c. Reiterates and underlines that Frontex should not take part in any form of pushbacks and should publicly denounce such practices when observed or made aware;

Or. en

Amendment 57
Thierry Mariani, Jean-Lin Lacapelle

Draft opinion
Paragraph 8

Draft opinion

Amendment

8. Considers that the *EU and Frontex should suspend their activities on migration and asylum carried out in cooperation with the Mauritanian authorities in the event of persistent human rights violations;*

8. Considers that the cooperation *between the EU and Mauritania is of key importance to secure the Union's borders and should be strengthened;*

Or. en

Amendment 58
Bernhard Zimniok

Draft opinion
Paragraph 8

Draft opinion

8. ***Considers that the*** EU and Frontex ***should suspend their activities on migration and asylum carried out in cooperation with the Mauritanian authorities in the event of persistent human rights violations;***

Amendment

8. EU and Frontex ***shall step up the fight against illegal migration and asylum fraud with the Mauritanian authorities and ensure prompt and vigorous action;***

Or. en

Amendment 59
Christian Sagartz

Draft opinion
Paragraph 8

Draft opinion

8. Considers that ***the EU and*** Frontex should suspend their activities ***on migration and asylum*** carried out in cooperation with the Mauritanian authorities in the event of ***persistent*** human rights violations;

Amendment

8. Considers that Frontex should suspend their activities carried out in cooperation with the Mauritanian authorities ***under the status agreement*** in the event of ***confirmed severe and repeated*** human rights violations;

Or. en

Amendment 60
Gabriel Mato, Francisco José Millán Mon, Javier Zarzalejos, Leopoldo López Gil, Juan Ignacio Zoido Álvarez, Antonio López-Istúriz White

Draft opinion
Paragraph 8

Draft opinion

8. Considers that the EU and Frontex should ***suspend*** their activities on migration and asylum carried out in cooperation with the Mauritanian authorities in the event of persistent human rights violations;

Amendment

8. Considers that the EU and Frontex should ***only consider the suspension of*** their activities on migration and asylum carried out in cooperation with the Mauritanian authorities in the event of persistent ***serious*** human rights violations;

Amendment 61
Theresa Bielowski

Draft opinion
Paragraph 8

Draft opinion

8. **Considers** that the EU and Frontex should suspend their activities on migration and asylum carried out in cooperation with the Mauritanian authorities in the event of ***persistent*** human rights violations;

Amendment

8. ***Is convinced*** that the EU and Frontex should suspend their activities on migration and asylum carried out in cooperation with the Mauritanian authorities in the event of human rights violations; ***calls for clear benchmarks for suspending the status agreement or for suspending specific activities that contribute directly or indirectly to human rights abuse;***

Amendment 62
Tineke Strik
on behalf of the Verts/ALE Group

Draft opinion
Paragraph 8

Draft opinion

8. Considers that the EU and Frontex should suspend their activities on migration and asylum carried out in cooperation with the Mauritanian authorities in the event of ***persistent human rights*** violations;

Amendment

8. Considers that the EU and Frontex should suspend their activities on migration and asylum carried out in cooperation with the Mauritanian authorities in the event of violations ***of fundamental rights or international protection obligations that are of a serious nature or are likely to persist, in line with Article 46(4) of Regulation (EU) 2019/1896;***

Amendment 63
Jan-Christoph Oetjen, Katalin Cseh

Draft opinion
Paragraph 8

Draft opinion

8. Considers that the EU and Frontex should suspend their activities on migration and asylum carried out in cooperation with the Mauritanian authorities in the event of persistent human rights violations;

Amendment

8. Considers that the EU and Frontex should suspend their activities on migration and asylum carried out in cooperation with the Mauritanian authorities in the event of persistent human rights violations, ***as set out under ICC standards***;

Or. en

Amendment 64
Marisa Matias

Draft opinion
Paragraph 8 a (new)

Draft opinion

Amendment

8a. Condemns the fact that a large part of European development aid is now conditioned on the fight against irregular migration; regrets that the majority of EU Member States have not achieved the target of devoting 0.7 % of their GNI to official development aid and that some have even lowered their percentage of development aid; insists that the aid provided by the EU and its Member States be carried out in full transparency and under parliamentary scrutiny; firmly opposes any subordination of this aid to migration, security or structural adjustment policies;

Or. en

Amendment 65
Tineke Strik
on behalf of the Verts/ALE Group

Draft opinion
Paragraph 8 a (new)

Draft opinion

Amendment

8a. *Is concerned about the absence of asylum legislation in Mauritania, as well as the fact that same-sex activity is currently illegal in the country;*

Or. en

Amendment 66
Bernhard Zimniok

Draft opinion
Paragraph 9

Draft opinion

Amendment

9. *Is highly concerned about Mauritania's human rights track record, most notably its violations committed between 2020 and 2023;*

deleted

Or. en

Amendment 67
Thierry Mariani, Jean-Lin Lacapelle

Draft opinion
Paragraph 9

Draft opinion

Amendment

9. *Is highly concerned about Mauritania's human rights track record, most notably its violations committed between 2020 and 2023;*

9. *Welcomes Mauritania's initiative to cooperate with Frontex in order to secure Europe against mass immigration, trafficking, criminality and terrorism;*

Or. en

Amendment 68

Christian Sagartz

**Draft opinion
Paragraph 9**

Draft opinion

9. ***Is highly concerned*** about Mauritania's human rights track record, ***most notably its violations committed between 2020 and 2023;***

Amendment

9. ***Takes note*** about Mauritania's human rights track record;

Or. en

Amendment 69

Tineke Strik

on behalf of the Verts/ALE Group

**Draft opinion
Paragraph 9**

Draft opinion

9. Is highly concerned about Mauritania's human rights track record, ***most notably its violations committed between 2020 and 2023;***

Amendment

9. Is highly concerned about Mauritania's human rights track record, ***including systemic and serious human rights violations such as refoulement, arbitrary arrests and detention, (gender-based) violence, including cases of torture, exploitation, abusive detention conditions, extortion and theft, and abusive collective expulsions; is concerned about the existence of de facto slavery practices in the country;***

Or. en

Amendment 70

Jan-Christoph Oetjen, Katalin Cseh

**Draft opinion
Paragraph 9**

Draft opinion

9. Is highly concerned about

Amendment

9. Is highly concerned about

Mauritania's human rights track record, most notably its violations committed between 2020 and 2023;

Mauritania's ***and their security forces'*** human rights track record, most notably its violations committed between 2020 and 2023 ***while enforcing migration and border controls, including documented cases of violence and some of torture, arbitrary arrest and detention, prolonged pre-trial detention of people accused of migrant smuggling, abusive detention conditions, extortion and theft, abusive collective expulsions and trafficking into slavery;***

Or. en

Amendment 71
Jan-Christoph Oetjen, Katalin Cseh

Draft opinion
Paragraph 9 a (new)

Draft opinion

Amendment

9a. Is concerned by the reported misuse of EU material support by the Mauritanian security forces for migration control purposes; calls for the comprehensive monitoring of the use of material support to Mauritanian authorities and that Frontex funding or material support do not contribute to human rights violations in Mauritania;

Or. en

Amendment 72
Tineke Strik
on behalf of the Verts/ALE Group

Draft opinion
Paragraph 9 a (new)

Draft opinion

Amendment

9a. Considers that the deployment of Frontex officers with executive powers in

Mauritania entails a high risk of becoming complicit in serious and most likely persistent violations of fundamental rights or international protection obligations;

Or. en

Amendment 73
Tineke Strik
on behalf of the Verts/ALE Group

Draft opinion
Paragraph 9 b (new)

Draft opinion

Amendment

9b. Calls on the Commission to support local civil society organisations that protect and promote the rights of migrants, as well as to fund the civil society monitoring of the cooperation of the Mauritanian authorities with Frontex;

Or. en

Amendment 74
Tineke Strik
on behalf of the Verts/ALE Group

Draft opinion
Paragraph 10 – introductory part

Draft opinion

Amendment

10. Calls for the inclusion of the following points in the status agreement:

10. Calls for the inclusion of the following points in the status agreement, ***before seeking formal consent of the European Parliament:***

Or. en

Amendment 75

Bernhard Zimniok

Draft opinion

Paragraph 10 – point a

Draft opinion

(a) ***There will be no excessive*** detention of migrants and asylum seekers and detention centres will be up to standard;

Amendment

(a) Detention of migrants and asylum seekers ***must be mandatory for their safety and comfort*** and detention centres will be up to ***the local*** standard;

Or. en

Amendment 76

Christian Sagartz

Draft opinion

Paragraph 10 – point a

Draft opinion

(a) There will be no ***excessive*** detention of migrants and asylum seekers and detention centres will be up to standard;

Amendment

(a) ***Frontex will work with and support local authorities to ensure that*** there will be no ***arbitrary*** detention of migrants and asylum seekers and detention centres will be up to standard;

Or. en

Amendment 77

Theresa Bielowski

Draft opinion

Paragraph 10 – point a

Draft opinion

(a) There will be no ***excessive*** detention of migrants and asylum seekers and detention centres will ***be up to standard;***

Amendment

(a) There will be no detention of migrants and asylum seekers and detention centres will ***fulfil human rights standards;***

Or. en

Amendment 78
Tineke Strik
on behalf of the Verts/ALE Group

Draft opinion
Paragraph 10 – point a

Draft opinion

(a) There will be no excessive detention of migrants and asylum seekers and detention centres will be up to standard;

Amendment

(a) There will be no excessive ***or arbitrary*** detention of migrants and asylum seekers and detention centres will be up to standard;

Or. en

Amendment 79
Theresa Bielowski

Draft opinion
Paragraph 10 – point b

Draft opinion

(b) ***Interrogations will only occur where deemed necessary; torture under any form is actively prosecuted;***

deleted

Amendment

Or. en

Amendment 80
Christian Sagartz

Draft opinion
Paragraph 10 – point b

Draft opinion

(b) ***Interrogations will only occur where deemed necessary; torture under any form is actively prosecuted;***

deleted

Amendment

Or. en

Amendment 81
Bernhard Zimniok

Draft opinion
Paragraph 10 – point b

Draft opinion

(b) Interrogations will **only** occur **where deemed necessary**; torture under any form is actively prosecuted;

Amendment

(b) Interrogations will occur **routinely**; torture under any form is actively prosecuted;

Or. en

Amendment 82
Jan-Christoph Oetjen, Katalin Cseh

Draft opinion
Paragraph 10 – point b

Draft opinion

(b) Interrogations will only occur where deemed necessary; torture under any form is actively prosecuted;

Amendment

(b) Interrogations will only occur where deemed necessary; torture under any form is actively prosecuted **and heavily punished**;

Or. en

Amendment 83
Christian Sagartz

Draft opinion
Paragraph 10 – point c

Draft opinion

(c) **Safeguards against corruption are established and consequently implemented by Frontex governance and by the Mauritanian authorities;**

Amendment

deleted

Or. en

Amendment 84
Bernhard Zimniok

Draft opinion
Paragraph 10 – point d

Draft opinion

(d) Frontex *will not engage in pushbacks and will not use violent measures to influence migration flows;*

Amendment

(d) Frontex *shall support the local institutions with upholding the integrity of the national border;*

Or. en

Amendment 85
Theresa Bielowski

Draft opinion
Paragraph 10 – point d

Draft opinion

(d) Frontex will *not* engage in pushbacks and will not use *violent* measures to influence migration flows;

Amendment

(d) Frontex will *under no circumstances* engage in pushbacks and *other fundamental rights violations and* will not use measures to influence migration flows *and to suspend EU funding or provision of any material support (equipment, vessels, etc.) to the Mauritanian security forces – police, gendarmes, navy, coast guard – for migration control purposes;*

Or. en

Amendment 86
Christian Sagartz

Draft opinion
Paragraph 10 – point d

Draft opinion

(d) Frontex will *not* engage in pushbacks and *will* not use violent measures to influence migration flows;

Amendment

(d) Frontex will *continue not to* engage in pushbacks and not *to* use violent measures to influence migration flows;

Amendment 87

Tineke Strik

on behalf of the Verts/ALE Group

Draft opinion

Paragraph 10 – point e

Draft opinion

(e) EU funding will be disbursed transparently.

Amendment

(e) EU funding will be disbursed transparently ***with human rights impact assessments to be conducted prior to disbursement and strong monitoring during implementation;***

Or. en

Amendment 88

Bernhard Zimniok

Draft opinion

Paragraph 10 – point e

Draft opinion

(e) *EU* funding will be disbursed transparently.

Amendment

(e) ***The Member States*** funding, ***administered by the EU***, will be disbursed transparently.

Or. en

Amendment 89

Tineke Strik

on behalf of the Verts/ALE Group

Draft opinion

Paragraph 10 – point e a (new)

Draft opinion

Amendment

(ea) Explicit safeguards are established in order to allow deployed officers to disregard orders issued by the third

country's authorities that contradict the Agency's fundamental rights obligations and/or that derive from EU and international law;

Or. en

Amendment 90
Jan-Christoph Oetjen, Katalin Cseh

Draft opinion
Paragraph 10 – point e a (new)

Draft opinion

Amendment

(ea) Frontex activities will be documented in a transparent manner;

Or. en

Amendment 91
Tineke Strik
on behalf of the Verts/ALE Group

Draft opinion
Paragraph 10 – point e b (new)

Draft opinion

Amendment

(eb) Provisions in the agreement will refer to the need for Mauritanian authorities to respect fundamental rights during operations, including robust measures that will ensure accountability in the event of violations;

Or. en

Amendment 92
Jan-Christoph Oetjen, Katalin Cseh

Draft opinion
Paragraph 10 a (new)

Draft opinion

Amendment

10a. Maintains that development cooperation and efforts to tackle the root causes of migration should remain a priority in EU-Mauritania cooperation on migration;

Or. en

**Amendment 93
Marisa Matias**

**Draft opinion
Paragraph 10 a (new)**

Draft opinion

Amendment

10a. Calls on the EU and its Member States to provide humanitarian visas to those at risk in Mauritania;

Or. en

**Amendment 94
Marisa Matias**

**Draft opinion
Paragraph 10 b (new)**

Draft opinion

Amendment

10b. Calls on the EU and its Member States to facilitate family reunification of Mauritanian families in the EU;

Or. en

**Amendment 95
Marisa Matias**

**Draft opinion
Paragraph 10 c (new)**

Draft opinion

Amendment

10c. *Calls on the EU and its Member States to ensure international protection for Mauritanian migrants and refugees in the EU, in accordance with international law;*

Or. en

**Amendment 96
Marisa Matias**

**Draft opinion
Paragraph 10 d (new)**

Draft opinion

Amendment

10d. *Calls on the EU and its Member States to ensure that Mauritanian migrants and refugees in their territories are protected, adequately assisted, and allowed to apply for asylum;*

Or. en

**Amendment 97
Marisa Matias**

**Draft opinion
Paragraph 10 e (new)**

Draft opinion

Amendment

10e. *Calls on the Member States to support the application of the Temporary Protection Directive for Mauritanians seeking international protection;*

Or. en

**Amendment 98
Marisa Matias**

Draft opinion
Paragraph 10 f (new)

Draft opinion

Amendment

10f. Calls on the EU and its Member States to ensure safe and legal pathways for migrants and refugees leaving or in transit across Mauritania and seeking a better life in the EU;

Or. en