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MOTION FOR A RESOLUTION

to wind up the debate on the statement by the Commission

pursuant to Rule 103(2) of the Rules of Procedure, by

- Manfred Weber, on behalf of the EPP Group
- Roberta Angelilli and Roberts Zile on behalf of the UEN Group

on the PNR agreement with the United States

European Parliament resolution on the PNR agreement with the United States

The European Parliament,

- having regard to the previous PNR agreements between the European Community and the United States of America of 28 May 2004 and between the European Union and the United States of America of 19 October 2006,
 - having regard to the draft agreement of 28 June 2007 between the European Union and the United States of America on the processing and transfer of PNR data by air carriers to the United States Department of Homeland Security (DHS),
 - having regard to its resolutions on PNR of 7 September 2006 (P6_TA(2006)0354) and of 14 February 2007 (P6_TA(2007)0039),
 - having regard to the joint ruling of the European Court of Justice of 30 May 2006 in cases C-317/04 and C-318/04,
 - having regard to Rule 103(2) of its Rules of Procedure,
- A. whereas the PNR agreement is intended to help prevent and combat terrorism and international crime,
- B. whereas the PNR agreement provides the legal framework for the transfer of EU PNR data to the US,
- C. whereas adequate protection of the privacy and civil liberties of individual citizens and data quality controls is necessary if the sharing of data and information is to be a valuable and reliable tool in the fight against terrorism,
1. Welcomes the conclusion on 27 June between the EU and the US of an agreement on the transmission of PNR data to the US authorities, along with the exchange of letters between the two parties; wishes especially to congratulate the German Presidency on securing such a good and balanced agreement on so sensitive an issue in such good time;
 2. Expresses, in particular, its appreciation of the many positive steps taken by the US to accommodate the oft-repeated and legitimate concerns of the European Parliament, as expressed in its previous opinions; in particular, Parliament welcomes the following:
 - that the US has made a policy decision to extend the access and redress mechanisms to everyone irrespective of citizenship and country of residence, whereas hitherto such safeguards were available only to US citizens;

- that the agreement will last for seven years, providing a period of legal certainty for all concerned;
 - that the number of PNR elements covered has been reduced from 34 to 19;
 - that from 1 January 2008, the 'push' system of transfer will be required for those airlines meeting the technical requirements, instead of the 'pull' system currently in place;
 - that the data will only be used for the purpose of preventing and combating terrorism and related offences, and other serious offences that are transnational in nature;
 - that the implementation of the agreement and the assurances will be reviewed periodically;
3. Restates its willingness to consider the establishment of a European system for PNR;
 4. Instructs its President to forward this resolution to the Council and, for information, to the Commission and the US authorities.