

22.10.2019

B9-0154/14

**Amendment 14**

**Annalisa Tardino**

on behalf of the ID Group

**Motion for a resolution**

**B9-0154/2019**

**Juan Fernando López Aguilar**

on behalf of the Committee on Civil Liberties, Justice and Home Affairs  
Search and rescue in the Mediterranean

**Motion for a resolution**

**Recital S**

*Motion for a resolution*

*Amendment*

S. whereas following the closure of some Mediterranean ports, the Commission has been coordinating an ad hoc disembarkation and voluntary relocation model; whereas since the beginning of 2019, 620 people have been disembarked in Malta, and 718 in Italy; whereas European Asylum Support Office (EASO) has supported 12 disembarkation and subsequent relocation operations in Italy and Malta; ***whereas the great majority of those disembarked apply for international protection and many of them are vulnerable people such as women and unaccompanied minors in need of immediate protection;***

S. whereas following the closure of some Mediterranean ports, the Commission has been coordinating an ad hoc disembarkation and voluntary relocation model; whereas since the beginning of 2019, 620 people have been disembarked in Malta, and 718 in Italy; whereas European Asylum Support Office (EASO) has supported 12 disembarkation and subsequent relocation operations in Italy and Malta;

Or. en

B9-0154/15

**Annalisa Tardino**

### Motion for a resolution

**B9-0154/2019**

on behalf of the Committee on Civil Liberties, Justice and Home Affairs  
Search and rescue in the Mediterranean

## Motion for a resolution

## Recital T

*Motion for a resolution*

*Amendment*

*T. whereas around 100 cities and municipalities across Europe have expressed their willingness to receive refugees beyond the established national relocation quotas;*

Or. en

22.10.2019

B9-0154/16

**Amendment 16**

**Annalisa Tardino**

on behalf of the ID Group

**Motion for a resolution**

**B9-0154/2019**

**Juan Fernando López Aguilar**

on behalf of the Committee on Civil Liberties, Justice and Home Affairs  
Search and rescue in the Mediterranean

**Motion for a resolution**

**Recital W**

*Motion for a resolution*

*Amendment*

***W. whereas in its resolution of 18 April 2018 on progress on the UN Global Compacts for Safe, Orderly and Regular Migration and on Refugees, Parliament called for greater search and rescue capacities for people in distress, for greater capacities to be deployed by all states, and for the support provided by private actors and NGOs in carrying out rescue operations at sea and on land to be acknowledged;***

***deleted***

Or. en

22.10.2019

B9-0154/17

**Amendment 17**

**Annalisa Tardino**

on behalf of the ID Group

**Motion for a resolution**

**B9-0154/2019**

**Juan Fernando López Aguilar**

on behalf of the Committee on Civil Liberties, Justice and Home Affairs

Search and rescue in the Mediterranean

**Motion for a resolution**

**Paragraph 2**

*Motion for a resolution*

*Amendment*

2. Calls on the EU Member States to *enhance proactive search and rescue operations by providing sufficient vessels and equipment specifically dedicated to search and rescue operations and personnel, along the routes where they can make an effective contribution to the preservation of lives, whether under the umbrella of a Frontex-coordinated operation, or under international or separate national or regional operations, preferably civil operations; calls on the Commission to support such initiatives politically and financially; calls on Member States to make full use of all vessels able to assist in search and rescue operations, including vessels operated by NGOs; believes that NGO vessels and merchant shipping should not be a substitute for the due fulfilment by the Member States and the Union of their search and rescue obligations as part of a more long-term, structural and coordinated approach;*

2. Calls on the EU Member States to *balance the rights of migrants with the rights of EU citizens and to protect the European way of life when deciding whether or not to grant residence or asylum rights to migrants from third countries; calls on Member States to reaffirm the limited protection granted to persecuted persons under international law and to reiterate that economic migrants do not qualify for this protection;*

Or. en

22.10.2019

B9-0154/18

**Amendment 18**

**Annalisa Tardino**

on behalf of the ID Group

**Motion for a resolution**

**B9-0154/2019**

**Juan Fernando López Aguilar**

on behalf of the Committee on Civil Liberties, Justice and Home Affairs

Search and rescue in the Mediterranean

**Motion for a resolution**

**Paragraph 4**

*Motion for a resolution*

*Amendment*

4. Calls on all actors in the Mediterranean to proactively transmit information related to persons in distress at sea to the competent authorities for search and rescue operations and *to, where appropriate, any potential vessels in the vicinity that could imminently engage in search and rescue;*

4. Calls on all actors in the Mediterranean to proactively transmit information related to persons in distress at sea to the competent authorities for search and rescue operations *in line with international and EU law; stresses that rescuing persons in distress does not give captains the automatic right to dock at a port of their choice;*

Or. en

22.10.2019

B9-0154/19

**Amendment 19**

**Annalisa Tardino**

on behalf of the ID Group

**Motion for a resolution**

**B9-0154/2019**

**Juan Fernando López Aguilar**

on behalf of the Committee on Civil Liberties, Justice and Home Affairs

Search and rescue in the Mediterranean

**Motion for a resolution**

**Paragraph 5**

*Motion for a resolution*

*Amendment*

5. Calls on Frontex to ***significantly enhance the information available about its operational activities at sea and to make accurate and comprehensive information publicly available as regards its activities at sea, while acknowledging its legal obligation not to reveal operational information which ‘would jeopardise attainment of the objective of operations’<sup>7</sup>; calls on Frontex to fulfil its specific reporting duties under the European Border and Coast Guard Regulation, including to regularly brief the Members of the Parliament to which it is accountable with detailed information, where necessary in a non-public setting; therefore stresses, in particular, the need for more detailed post operation information; calls on Frontex to publish information on its cooperation with the Maritime Rescue Coordination Centre in Tripoli and the Libyan coast guard; believes that a more proactive information policy about its sea operations is required to allow for public scrutiny and thereby protection of the Agency from unfounded accusations; in this context, takes note of the action brought in front of the Court of Justice of the European Union in Case T-31/18<sup>8</sup>; deplores, in particular, that the report that Frontex is required to produce under Regulation (EU) No 656/2014 ‘on***

5. Calls on Frontex to ***confirm that it can only carry out search and rescue operations if requested to do so by a Member State, as such operations are a Member State competence; notes that Frontex is not permitted to return migrants to Libya, but that the same does not apply to NGOs operating in the Mediterranean;***

*the practical application of this Regulation' and that is so far available for only 2014, 2015, 2016 and 2017 on its website provides hardly any tangible information which would enable a proper assessment of the Agency's activities at sea;*

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<sup>7</sup> Article 8(3) of Regulation (EU) No 2016/1624 of the European Parliament and of the Council of 14 September 2016 on the European Border and Coast Guard and amending Regulation (EU) No 2016/399 of the European Parliament and of the Council and repealing Regulation (EC) No 863/2007 of the European Parliament and of the Council, Council Regulation (EC) No 2007/2004 and Council Decision 2005/267/EC (OJ L 251, 16.9.2016, p. 1).

<sup>8</sup> [Action brought on 20 January 2018 – Izuzquiza and Semsrott v Frontex, in Case T-31/18.](#)

Or. en

22.10.2019

B9-0154/20

**Amendment 20**

**Annalisa Tardino**

on behalf of the ID Group

**Motion for a resolution**

**B9-0154/2019**

**Juan Fernando López Aguilar**

on behalf of the Committee on Civil Liberties, Justice and Home Affairs

Search and rescue in the Mediterranean

**Motion for a resolution**

**Paragraph 7**

*Motion for a resolution*

*Amendment*

7. Reiterates *its urge to the Commission to adopt guidelines for Member States by the end of this year specifying which forms of assistance should not be criminalised, in order to ensure greater consistency in the criminal regulation of facilitation across Member States and limit unwarranted criminalisation;*

7. Reiterates *that Europe* should not be *seen as a catchall for economic migrants from Africa or prospectors from other regions around the world; reaffirms that illegal migrants who have not been granted asylum should be returned to their country of origin as soon as reasonably possible; urges Member States and the EU to initiate programmes for acceptable conditions in reception centres in third countries and to make international development aid conditional on the existence of readmission agreements for third-country nationals illegally staying in Member States;*

Or. en



B9-0154/21

on behalf of the ID Group

**B9-0154/2019**

on behalf of the Committee on Civil Liberties, Justice and Home Affairs  
Search and rescue in the Mediterranean

## Paragraph 8

*Amendment*

**8. *Calls on the Commission to examine whether actions taken by some Member States in accordance with their national law to prevent rescue boats from entering its territorial waters without prior authorisation are in line with EU asylum law and Article 18 of the Charter of Fundamental Rights, read in the light of the European Convention on Human Rights and the Geneva Convention;*** *deleted*

Or. en

22.10.2019

B9-0154/22

**Amendment 22**

**Annalisa Tardino**

on behalf of the ID Group

**Motion for a resolution**

**B9-0154/2019**

**Juan Fernando López Aguilar**

on behalf of the Committee on Civil Liberties, Justice and Home Affairs

Search and rescue in the Mediterranean

**Motion for a resolution**

**Paragraph 9**

*Motion for a resolution*

*Amendment*

9. ***Calls on** Member States **to**  
**maintain their ports open to NGO vessels;***

9. ***Stresses that the captains and crew  
of NGO vessels should refrain from  
facilitating migrant smuggling under the  
guise of search and rescue activities, as it  
is a criminal offence; stresses, moreover,  
that they must follow the instructions  
issued by search and rescue coordination  
centres and respect the national law of  
Member States;***

Or. en

22.10.2019

B9-0154/23

**Amendment 23**

**Annalisa Tardino**

on behalf of the ID Group

**Motion for a resolution**

**B9-0154/2019**

**Juan Fernando López Aguilar**

on behalf of the Committee on Civil Liberties, Justice and Home Affairs

Search and rescue in the Mediterranean

**Motion for a resolution**

**Paragraph 10**

*Motion for a resolution*

*Amendment*

10. Calls on the Commission to share comprehensive information and data on the level of support provided through funding from the EU and the Member States to border and coast guards in third countries, including Libya, Turkey, Egypt, Tunisia and Morocco, not only through direct transfers but also material, technical and training assistance, including as part of the EU agencies' activities; calls on the Commission and the Member States to *assess the allegations of serious fundamental rights violations by the Libyan coast guard and to end the cooperation in the event of serious fundamental rights violations faced by people intercepted at sea following transmission of information by EU assets to the Libyan coast guard; supports, in that regard, the recommendations of the Council of Europe Commissioner for Human Rights to 'urgently review all cooperation activities and practices with the Libyan Coast Guard, identify which of these impact, directly or indirectly, on the return of persons intercepted at sea to serious human rights violations, and suspend these until clear guarantees of human rights compliance are in place';*

10. Calls on the Commission to share comprehensive information and data on the level of support provided through funding from the EU and the Member States to border and coast guards in third countries, including Libya, Turkey, Egypt, Tunisia and Morocco, not only through direct transfers but also material, technical and training assistance, including as part of the EU agencies' activities; calls on the Commission and the Member States to *monitor and investigate the search and rescue activities of NGOs operational in the Mediterranean, specifically those funded by the EU; requests that Member States take measures to prevent NGOs from becoming a shuttle service for illegal migrants, as this creates a pull factor which puts more lives at risk;*

Or. en

22.10.2019

B9-0154/24

**Amendment 24**

**Annalisa Tardino**

on behalf of the ID Group

**Motion for a resolution**

**B9-0154/2019**

**Juan Fernando López Aguilar**

on behalf of the Committee on Civil Liberties, Justice and Home Affairs

Search and rescue in the Mediterranean

**Motion for a resolution**

**Paragraph 12**

*Motion for a resolution*

*Amendment*

12. Calls on Member States to *evacuate swiftly detention centres in Libya and move migrants, including to the EU*;

12. Calls on Member States to *effectively protect the external borders of the EU; recognises that Member States must be allowed to reintroduce internal borders if necessary to guarantee the internal security of the European Union and its Member States*;

Or. en

22.10.2019

B9-0154/25

**Amendment 25**

**Annalisa Tardino**

on behalf of the ID Group

**Motion for a resolution**

**B9-0154/2019**

**Juan Fernando López Aguilar**

on behalf of the Committee on Civil Liberties, Justice and Home Affairs

Search and rescue in the Mediterranean

**Motion for a resolution**

**Paragraph 14**

*Motion for a resolution*

*Amendment*

14. Calls on the Commission to start work immediately on a new, more sustainable, reliable and permanent approach to search and rescue, replacing existing ad hoc solutions, to develop a specific operational action plan to assess and respond to SAR needs and capacities and to provide material and financial support to Member States in order to enhance their capacity for ***saving lives at sea and*** coordinating search and rescue operations;

14. Calls on the Commission to start work immediately on a new, more sustainable, reliable and permanent approach to search and rescue, replacing existing ad hoc solutions, to develop a specific operational action plan to assess and respond to SAR needs and capacities and to provide material and financial support to Member States in order to enhance their capacity for coordinating search and rescue operations; ***notes the political failure of the temporary ‘Malta deal’ for the disembarkation and relocation of migrants rescued in the central Mediterranean; recalls the need for a long-term approach in close cooperation with third countries, especially the countries of origin of immigrants, that replaces the existing framework and ineffective ad hoc solutions;***

Or. en

B9-0154/26

**Annalisa Tardino**

### Motion for a resolution

**B9-0154/2019**

on behalf of the Committee on Civil Liberties, Justice and Home Affairs  
Search and rescue in the Mediterranean

### Paragraph 15

*Amendment*

*deleted*

Or. en

22.10.2019

B9-0154/27

**Amendment 27**

**Annalisa Tardino**

on behalf of the ID Group

**Motion for a resolution**

**B9-0154/2019**

**Juan Fernando López Aguilar**

on behalf of the Committee on Civil Liberties, Justice and Home Affairs  
Search and rescue in the Mediterranean

**Motion for a resolution**

**Paragraph 18**

*Motion for a resolution*

*Amendment*

18. Instructs its President to forward this resolution to the Commission, the Council, the Member States and their national parliaments, Frontex, the European Asylum Support Office (EASO), Europol, *the UN High Commissioner for Refugees (UNHCR), the International Organisation for Migration (IOM) and NGOs undertaking SAR activities.*

18. Instructs its President to forward this resolution to the Commission, the Council, the Member States and their national parliaments, Frontex, the European Asylum Support Office (EASO) *and* Europol.

Or. en