EUROPEAN PARLIAMENT

2004 *2009*

Committee on Civil Liberties, Justice and Home Affairs

6.4.2005 PE 355.795v01-00

AMENDMENTS 1-114

Draft report **(PE 355.475v01-00)**
Claude Moraes
Protection of minorities and anti-discrimination policies in an enlarged Europe
2005/2008(INI))

Motion for a resolution

Amendment by Edit Bauer

Amendment 1
Recital A (new)

A ***recalling that national minorities contribute to the richness of Europe,***

Or. en

Amendment by Sophia in 't Veld

Amendment 2
Recital B (new)

B ***whereas equal treatment is a basic right, not a privilege, of all citizens, and tolerance should be a general attitude in life, not a favour granted to some and not to others; whereas, therefore, all forms of discrimination must be fought with equal intensity;***

Or. en

Amendment by Edit Bauer

Amendment 3
Visa 4 a (new)

- ***having regard to Article I-14 of the Constitutional Treaty referring to the areas of shared competences, which gives the EU responsibilities for the area of freedom security and justice, including human rights, bearing in mind that minority rights are a key element in general human rights,***

Or. en

Amendment by Mario Borghezio

Amendment 4
Paragraph 1, first indent

- to reinforce the links between the Union's peoples and the project that it represents, while at the same time strengthening the sense of belonging to the European Union and the recognition of each ***people***'s own history, culture, ***traditions,*** identity and distinctiveness*;*

Or. it

Amendment by Maria Matsouka

Amendment 5
Paragraph 1, first indent

- to reinforce the links between the Union's peoples and the project that it represents, while at the same time strengthening ***both*** the sense ***of continuity with the EU's tradition of setting up and developing the welfare state*** and the recognition of each person's own history, culture, identity and distinctiveness

Or. el

Amendment by Patrick Gaubert

Amendment 6
Paragraph 1, indent 3

- to implement in good time existing legislation ***and hence transpose the directives*** in the area;

Or. fr

Amendment by Frederika Brepoels

Amendment 7
Paragraph 1, indent 3 a (new)

- ***to respect the principle of confidence as referred to in the European Parliament's resolution of 20 April 2004;***

Or. nl

Amendment by Maria Matsouka

Amendment 8
Paragraph 1, indent 3a (new)

- ***to promote dialogue, information, awareness and social mobilisation in every corner of the Union concerning the prospects and benefits of multicultural action with particular regard to the economic and social opportunities arising from cooperation, consensus, acceptance and integration,***

Or. el

Amendment by Henrik Lax

Amendment 9
Paragraph 1, indent 3 a (new)

- ***points out that recent and future enlargements have led and will lead to a greater number of Member States characterised by cultural and linguistic diversity; believes therefore that the EU has a particular responsibility in safeguarding the rights of minorities***

Or. en

Amendment by Henrik Lax

Amendment 10
Paragraph 1 a (new)

1a. Stresses that the fundamental prerequisites for an inclusive minority policy are:
- the need for adequate representation in political decision making,
- the need to safeguard equal treatment of minorities with regard to education, healthcare, social services, justice and other public services;

Or. en

Amendment by Henrik Lax

Amendment 11
Paragraph 1 b (new)

1b. Insists that the composition of the European Parliament must reflect the cultural and linguistic diversity of the EU and its Member States as the seats per Member State will decrease with every subsequent enlargement;

Or. en

Amendment by Tatjana Ždanoka

Amendment 12
Paragraph 2

2. Recalls that there is still no Community ***understanding of*** who can be considered a member of a minority and that ***there is no definition of minorities in the United Nations Declaration on the Rights of Persons Belonging to National or Ethnic, Religious and Linguistic Minorities, nor in the European Framework Convention for the Protection of National Minorities (FCNM);***

Or. en

Amendment by Edit Bauer

Amendment 13
Paragraph 2

2. Recalls that there is still no Community definition of who can be considered a member of a minority and that this concept is far from being harmonised, even at United Nations or Council of Europe level; ***recommends that such a definition should be based on the definition, included in Rec. 1201 of COE, of "national minority" as groups of persons in a state who:***
- reside on territory of that state and are citizens thereof,
- maintain longstanding, firm and lasting ties with that state,
- display distinctive ethnic, cultural, religious or linguistic characteristics,
- are sufficiently representative, although smaller in number than the rest of the population of the state or of the region of the state,
- are motivated by concern to preserve together that which constitutes their common identity, including their culture, their tradition, their religion or their language;

Or. en

Amendment by Maria Matsouka

Amendment 14
Paragraph 3

3. Takes note of the fact that, in general, minority issues in the Union have not been high enough on the agenda of the Union and now need to be given greater attention, in order to strengthen the effectiveness of the measures taken by the public authorities in this domain; considers that, in this context, the future Agency for Fundamental Rights must play a key role ***in combination with social information, awareness and mobilisation;***

Or. el

Amendment by Michael Cashman, Martine Roure

Amendment 15
Paragraph 3 a (new)

3a. Takes note of the continued prejudice and homophobia that continues to permeate public spheres and calls on the Union to maintain pressure on all Member States to comply with international and European human rights standards;

Or. en

Amendment by Tatjana Ždanoka

Amendment 16
Paragraph 4

4. Advocates an integrated approach to equality and non-discrimination and the mainstreaming of these concepts in relevant EU policies; considers that the objective is to ensure that Member States deal effectively and appropriately with the increasing diversity of their societies in terms of ethnic origin, ***native language***, religion, age, disability or sexual orientation;

Or. en

Amendment by Maria Matsouka

Amendment 17
Paragraph 4

4. Advocates an integrated approach to equality and non-discrimination***, the combating and***

erosion of unequal income distribution, and the mainstreaming of these concepts in relevant EU policies; considers that the objective is to ensure that Member States deal effectively and appropriately with the increasing diversity of their societies in terms of ethnic origin, religion, age, disability or sexual orientation;

Or. el

Amendment by Michael Cashman, Martine Roure

Amendment 18
Paragraph 4

4. Advocates an integrated approach to equality and non-discrimination and the mainstreaming of these concepts in relevant EU policies; considers that the objective is to ensure that Member States deal effectively and appropriately with the increasing diversity of their societies in terms of ethnic origin, religion, age, disability or sexual orientation ***and gender identity***; [1] The European Court of Justice states clearly in *P v S and Cornwall County Council* that discrimination against transgender persons on grounds of their gender identity is a form of sex discrimination. Case C-13/94 *P v S and Cornwall County Council* [1996] ECR I-2143.

Or. en

Amendment by Patrick Gaubert

Amendment 19
Paragraph 4

4. Advocates an integrated approach to equality and non-discrimination and the mainstreaming of these concepts in relevant EU policies; considers that the objective is to ensure that Member States deal effectively and appropriately with the increasing diversity of their societies ***(deletion);***

Or. fr

Amendment by Claude Moraes

Amendment 20
Paragraph 4 a (new)

4a. Notes that, as is stated in the Hague Programme, obstacles to integration of the third-country nationals need to be actively eliminated, and calls for greater coordination of national integration policies and EU initiatives in this field; common basic principles for a coherent European framework for integration should include the fact that integration: - is a continuous two-way process involving both legally resident third-country nationals and the host society

- includes, but goes beyond, anti-discrimination policy
- implies respect for the basic values of the European Union and fundamental human rights
- requires basic skills for participation in society
- relies on frequent interaction and intercultural dialogue between all members of society within common forums and activities in order to improve mutual understanding
- extends to a variety of policy areas, including employment and education;
agrees with the European Council that it is necessary to promote the structured exchange of experience and information on integration;

Or. en

Amendment by Edit Bauer

Amendment 21
Paragraph 4 a (new)

4a. Points out the inconsistency of policy toward minorities - while protection of minorities is a part of the Copenhagen criteria, there is no standard for minority rights in Community policy;

Or. en

Amendment by Edit Bauer

Amendment 22
Paragraph 4 b (new)

4b. Urges the Commission to establish a frame for policy-standard for protection of national minorities, with regard to Article 4(2) of the Framework Convention for the Protection of National Minorities:
„The Parties undertake to adopt, where necessary, adequate measures in order to promote, in all areas of economic, social, political and cultural life, full and effective equality between persons belonging to a national minority and those belonging to the majority. In this respect, they shall take due account of the specific conditions of the persons belonging to national minorities.“ (FCPNM, Art. 4(2))

Or. en

Amendment by Michael Cashman, Martine Roure

Amendment 23
Paragraph 4 c (new)

4c. Welcomes the proposed feasibility study as an important step towards common

standards of protection across the EU and advocates further EU legislation prohibiting discrimination and promoting equality in the provision of goods and services on the grounds of disability, religion, sexual orientation and age.

Or. en

Amendment by Tatjana Ždanoka

Amendment 24
Paragraph 5, indent 1

- no single solution exists for improving the situation for ***(deletion)*** minorities in all the Member States,

Or. en

Amendment by Tatjana Ždanoka

Amendment 25
Paragraph 5, indent 2

- some common and minimum objectives for public authorities in the EU could be developed, taking into account the experience of many Member States and on the basis of the implementation of the ***UN International Covenant on Civil and Political Rights, the UN International Convention on the Elimination of All Forms of Racial Discrimination and*** the Conventions of the Council of Europe, such as the FCNM and the European Charter for Regional or Minority Languages;

Or. en

Amendment by Frederika Brepoels

Amendment 26
Paragraph 5, indent 2

deleted

Or. nl

Amendment by Martine Roure

Amendment 27
Paragraph 5, indent 2

- some common and minimum objectives for public authorities in the EU could be developed, taking into account the ***best practice*** of many Member States and on the basis of the implementation of the Conventions of the Council of Europe, such as the FCNM and the European Charter for Regional or Minority Languages, ***as well as the implementation of the principles developed in the context of the OSCE, in particular the Lund recommendations on effective participation of national minorities in public life, the Hague recommendations on the rights of national minorities to education, and the Oslo Recommendations regarding the Linguistic Rights of National Minorities;***

Or. fr

Amendment by Michael Cashman, Martine Roure

Amendment 28
Paragraph 5, indent 2

- some common and minimum objectives for public authorities in the EU could be developed, taking into account the experience of many Member States and on the basis of the implementation of the Conventions of the Council of Europe, such as the FCNM, the European Charter for Regional or Minority Languages ***and Protocol 12 of the European Convention of Human Rights*;**

Or. en

Amendment by Stavros Lambrinidis

Amendment 29
Paragraph 5, indent 2

- some common and minimum objectives for public authorities in the EU could be developed, taking into account ***the experience and the social dialogue underway in*** many Member States and on the basis of the implementation of the Conventions of the Council of Europe, such as the FCNM and the European Charter for Regional or Minority Languages;

Or. en

Amendment by Patrick Gaubert

Amendment 30
Paragraph 5, indent 2

- some common and minimum objectives for public authorities in the EU could be developed, taking into account the experience of many Member States and on the basis of the implementation of the Conventions of the Council of Europe ***(deletion);***

Or. fr

Amendment by Maria Matsouka

Amendment 31
Paragraph 8

8. Considers, therefore, that, as a priority, the Union should, in agreement with its Member States and using existing legal bases, favour a coherent policy of integration through the adoption of legislative measures and the provision of financial support, with the aim of eliminating barriers and enhancing the protection of cultural diversity; ***calls in this context for social mobilisation and, in particular, the assistance of non-governmental organisations, citizens' associations etc.;***

Or. el

Amendment by Mario Borghezio

Amendment 32
Paragraph 8

8. Considers, therefore, that, as a priority, the Union should, in agreement with its Member States and using existing legal bases, favour a coherent policy of integration through the adoption of legislative measures and the provision of financial support, with the aim of eliminating barriers and enhancing the protection of cultural diversity***, whilst respecting the culture, traditions and laws of the host country;***

Or. it

Amendment by Frederika Brepoels

Amendment 33
Paragraph 8

8. Considers, therefore, that, as a priority, the Union should, in agreement with its Member States and using existing legal bases, favour a coherent policy of integration through the

adoption of legislative measures and the provision of financial support ***(deletion)***;

Or. nl

Amendment by Patrick Gaubert

Amendment 34
Paragraph 8

8. Considers, therefore, that, as a priority, the Union should, in agreement with its Member States and using existing legal bases, favour a coherent policy of ***individual*** integration through the adoption of legislative measures and the provision of financial support, with the aim of eliminating barriers and enhancing the protection of cultural diversity;

Or. fr

Amendment by Sophia in 't Veld

Amendment 35
Paragraph 9

9. ***Notes with concern the unsatisfactory state of implementation of anti-discrimination policies, urges all Member States to step up implementation of anti-discrimination policies, particularly with regard to*** Directive 2000/43/EC (the Race Directive) ***and Directive 2000/78EC (the Employment Directive),*** and urges the Commission to retain amongst the objectives of the 2007 European Year of Equal Opportunities for All the need to find an adequate solution to avoid the problems relating to***:***

Or. en

Amendment by Michael Cashman, Martine Roure

Amendment 36
Paragraph 9

9. Regrets the lack of progress made by the Member States ***(deletion)*** in transposing Directive 2000/43/EC (the Race Directive) ***and Directive 2000/78/EC*** and urges the Commission to retain amongst the objectives of the 2007 European Year of Equal Opportunities for All the need to find an adequate solution to avoid the problems relating to:

Or. en

Amendment by Michael Cashman, Martine Roure

Amendment 37
Paragraph 9, indent 2a (new)

- ***the failure to secure adequate provisions on legal standing for NGOs,***

Or. en

Amendment by Patrick Gaubert

Amendment 38
Paragraph 9, indent 3

- training and capacity-building, which are of the utmost importance in order for anti-discrimination legislation to be effective (there is a clear need to provide training ***- free of charge for NGOs -*** to judges, ***magistrates,*** lawyers, NGO advocates, ***the NGOs themselves,*** etc. on the key provisions and concepts, such as the definitions of direct and indirect discrimination, burden of proof, etc.),

Or. fr

Amendment by Lívia Járóka

Amendment 39
Paragraph 9, indent 3 a (new)

- ***notes the importance of developing mechanisms to collect data on racial discrimination in line with data protection legislation as an effective means of identifying, monitoring and reviewing polices and practices to combat racial discrimination and promote racial equality;***

Or. en

Amendment by Patrick Gaubert

Amendment 40
Paragraph 9, indent 4

- dissemination of information ***and the launching of an awareness-raising campaign***, as the Directive requires Member States to inform people about the provisions of anti-discrimination law (the involvement of NGOs and the social partners is essential for greater awareness raising and in order to ensure that information about the opportunities offered by the Directive is disseminated to potential victims of discrimination);

Or. fr

Amendment by Sophia in 't Veld

Amendment 41
Paragraph 9a (new)

9a. Considers that equal treatment is a basic right, not a privilege, of all citizens, and tolerance should be a general attitude in life, not a favour granted to some and not to others; is of the opinion, therefore, that all forms of discrimination must be fought with equal intensity;

Or. en

Amendment by Sophia in 't Veld

Amendment 42
Paragraph 9 b (new)

9b. Is concerned at the growing public acceptance of these phenomena, and at profoundly racist, anti-semitic, islamophobic and homophobic statements and actions by prominent politicians and Members of government; calls on all political parties to renew their commitment to the Charter on European political parties for a non-racist society" adopted on 5 December 1997;

Or. en

Amendment by Sophia in 't Veld

Amendment 43
Paragraph 9 c (new)

9c. Warns against possible discriminatory side-effects of measures against crime and terrorism, as there is evidence that ethnic minorities are five to six times more likely to be the target of police action, identity checks, etc;

Or. en

Amendment by Maria Matsouka

Amendment 44
Paragraph 10

10. Calls on the institutions of the European Union, the Member States***, (deletion)*** all European democratic political parties, ***the social structures and their associations*** to:

Or. el

Amendment by Patrick Gaubert

Amendment 45
Paragraph 10, indent 2

- condemn all acts and expressions of anti-Semitism and ***(deletion***) ***the re-emergence of denial theories***,

Or. fr

Amendment by Johannes Blokland

Amendment 46
Paragraph 10, indent 2

- condemn all acts and expressions of anti-semitism ***(deletion)***;

Or. nl

Amendment by Patrick Gaubert

Amendment 47
Paragraph 10, indent 2 a (new)

- ***condemn the public defence, denial and minimisation of genocide, crimes against humanity and war crimes;***

Or. fr

Amendment by Patrick Gaubert

Amendment 48
Paragraph 10, indent 2 b (new)

- ***condemn all acts and demonstrations of anti-Islamic racism;***

Or. fr

Amendment by Sophia in 't Veld

Amendment 49
Paragraph 10, indent 3

- condemn all acts of violence motivated by religious or racial hatred or intolerance, including attacks on ***all*** religious places, sites and shrines,

Or. en

Amendment by Michael Cashman, Martine Roure

Amendment 50
Paragraph 10, indent 3 a (new)

- ***condemns all acts of homophobic or transphobic violence, including harassment, humiliation and verbal or physical abuse, by both the state and private individuals;*** *(1 Examples of homophobic hate crimes include the nail bomb in London (1999), the attacks on LGBT Pride Marches in Poland and Bosnia (2004), the fierce attack on Sebastien Nouchet who was burnt alive in his hometown in France (2004))*

Or. en

Amendment by Sophia in 't Veld

Amendment 51
Paragraph 10, indent 4

- condemn the fact that discrimination on religious and ethnic grounds continues at various levels, notwithstanding the important measures adopted by the European Union in application of Article 13 of the EC Treaty; ***draws particular attention in this respect to discrimination by the judiciary of people from minorities;***

Or. en

Amendment by Martine Roure

Amendment 52
Paragraph 10, indent 4 a (new)

- ***condemn the public defence, denial, and crude minimisation of cases of genocide, crimes against humanity and war crimes;***

Or. fr

Amendment by Lívia Járóka

Amendment 53
Paragraphs 10 a and 10 b (new)

10a. Urges the establishment of specific units within the law enforcement agencies of the Member States to counter incidents of racially motivated offences and the activities of racist groups; these units should set up systems to monitor, classify, record and follow up racist incidents brought to their attention;

10b. Recommends the further development of guidelines for the collection of data on racist incidents by the European Monitoring Centre on Racism and Xenophobia (EUMC) in accordance with data protection safeguards and in tandem with law enforcement agencies such as the police and public prosecution services; encourages the development of alternative mechanisms to collect data such as racist crime/victim surveys;

Or. en

Amendment by Sophia in 't Veld

Amendment 54
Paragraph 10 b (new)

10b. Urges the Member States and candidate countries to step up their efforts to eliminate discrimination of minorities;

Or. en

Amendment by Sophia in 't Veld

Amendment 55
Paragraph 10 c (new)

10c. Feels that there is a need for action against growing homophobia; notes with concern

increasing violence against homosexuals, as well as bullying in schools and at the work place, the making of hate-filled comments by religious and political leaders, reduced access to health care (for example exclusion from insurance, reduced availability of organs for transplantation) and reduced access to the labour market; calls on the Commission to come forward with a communication on obstacles to free movement in the EU for married or legally recognised gay couples;

Or. en

Amendment by Sophia in 't Veld

Amendment 56
Paragraph 10 d (new)

10d. Reiterates that discrimination on grounds of religion is prohibited; calls on the Member States and candidate countries to ensure full religious freedom and equal rights for all religions; reiterates, however, that freedom of religion does not justify discrimination, for example in the field of education;

Or. en

Amendment by Johannes Blokland

Amendment 57
Paragraph 11

11. ***Calls on*** the Council and the Commission ***(deletion)*** to coordinate their measures to combat anti-semitism and attacks on minority groups, ***(deletion)*** in order to uphold the principles of tolerance and non-discrimination and to promote social, economic and political integration;

Or. nl

Amendment by Tatjana Ždanoka

Amendment 58
Paragraph 11

11. Urges the Council and the Commission, and the various levels of local, regional and national government in the Member States, to coordinate their measures to combat all forms of discrimination including anti-semitism and attacks on minority groups, including Roma, third-country nationals ***and stateless persons***, in order to uphold the principles of tolerance and non-discrimination and to promote social, economic and political integration ***of all residents regardless of their race, gender, religion, sexual orientation or age***;

Or. en

Amendment by Mario Borghezio

Amendment 59
Paragraph 11

11. Urges the Council and the Commission, and the various levels of local, regional and national government in the Member States, to coordinate their measures to combat anti-Semitism and attacks on minority groups, including Roma and third-country nationals, in order to uphold the principles of tolerance and non-discrimination and to promote social ***and*** economic ***(deletion)*** integration;

Or. it

Amendment by Giusto Catania, Ole Krarup, Miguel Portas

Amendment 60
Paragraph 11

11. Urges the Council and the Commission, and the various levels of local, regional and national government in the Member States, to coordinate their measures to combat anti-Semitism***, Islamophobia*** and attacks on minority groups, including Roma and third-country nationals, in order to uphold the principles of tolerance and non-discrimination and to promote social, economic and political integration;

Or. it

Amendment by Viktória Mohácsi

Amendment 61
Paragraph 11

11. Urges the Council and the Commission, as well as the various levels of local, regional and national government in the Member States, to coordinate their measures to combat anti-Semitism, ***anti-Gypsyism/Romaphobia and Islamophobia,*** attacks on minority groups and third-country nationals in the Member States, in order to uphold the principles of tolerance and non-discrimination and to promote social, economic and political integration;

Or. en

Amendment by Sophia in 't Veld

Amendment 62
Paragraph 12

12. Is convinced that these efforts should also include the promotion of dialogue and cooperation between the different segments of society at the local and national levels, including dialogue and cooperation between different cultural, ethnic and religious communities; ***urges Member States to involve and consult stakeholders when drawing up anti-discrimination laws;***

Or. en

Amendment by Tatjana Ždanoka

Amendment 63
Paragraph 12

12. Is convinced that these efforts should also include the promotion of dialogue and cooperation between the different segments of society at the local, regional and national levels, including dialogue and cooperation between different ***(deletion)*** ethnic, ***linguistic*** and religious communities;

Or. en

Amendment by Patrick Gaubert

Amendment 64
Paragraph 12

12. Is convinced that these efforts should also include the promotion of dialogue and cooperation between the different segments of society at the local and national levels, including dialogue and cooperation between different cultural, ethnic and religious ***constituents***;

Or. fr

Amendment by Sophia in 't Veld

Amendment 65
Paragraph 12 a (new)

12a. Calls on the social partners to make a substantial effort to eliminate discrimination on grounds of disability or age, and ensure radically improved access to the labour market;

Or. en

Amendment by Sophia in 't Veld

Amendment 66
Paragraph 12 b (new)

12b. Is deeply disappointed to note that after a quarter of a century of equal treatment policies, the gender pay gap has hardly closed; calls on the Commission to report on the state of play of the pay gap in each Member State before the end of 2005;

Or. en

Amendment by Michael Cashman, Martine Roure

Amendment 67
Paragraph 13, introductory part

13. Reaffirms its conviction that remembrance and education are vital components of the effort to make intolerance, discrimination and racism a thing of the past, and urges the Council, Commission and Member States to strengthen the fight against ***all forms of discrimination*** through promoting awareness and by:

Or. en

Amendment by Giusto Catania, Ole Krarup, Miguel Portas

Amendment 68
Paragraph 13, introductory phrase

13. Reaffirms its conviction that remembrance and ***civic*** education are vital components of the effort to make intolerance, discrimination and racism a thing of the past, and urges the Council, Commission and Member States to strengthen the fight against anti-Semitism***,*** ***Islamophobia*** and racism through promoting awareness and by:

Or. it

Amendment by Patrick Gaubert

Amendment 69
Paragraph 13, indent 2

- promoting and disseminating the values and practices underlying the fight against discrimination, including through the use of ***and support for*** awareness-raising

campaigns, since it considers that preventing discrimination is as important as combating it;

Or. fr

Amendment by Patrick Gaubert

Amendment 70
Paragraph 13, indent 2 a (new)

- ***encouraging the training of teachers in such a way as to make it easier for them to teach in school both the need to combat racism, anti-Semitism and intolerance, and recognise the benefits of cultural diversity, in particular those resulting from immigration;***

Or. fr

Amendment by Lívia Járóka

Amendment 71
Paragraph 14

14. ***Considers that the Roma community, the largest and most vulnerable minority group in the Union, needs special attention, as it has been historically marginalised and prevented from developing in certain key areas: Roma culture, history and languages are often neglected or denigrated;***

Or. en

Amendment by Viktória Mohácsi

Amendment 72
Paragraph 14

14. Considers that this community needs special protection since, with the enlargement of the Union, it is one of the largest minorities in the EU ***and continues to be widely discriminated against,*** and as a community, it has been historically marginalised and prevented from developing in certain key areas; ***notes that Roma face racial segregation in education and are very often wrongly placed in schools for the mentally disabled, are discriminated against in the provision of housing, health care and public services, suffer high rates of unemployment, and often have their rights denied by public authorities***; Roma culture, history and languages are often neglected or denigrated,

Or. en

Amendment by Lívia Járóka

Amendment 73
Paragraph 14 a (new)

14a. Considers that the Roma suffer from very high rates of unemployment, are segregated in low-quality education, endure poor-quality housing conditions, have little access to health care, suffer widespread anti-gypsyism and are politically under-represented;

Or. en

Amendment by Lívia Járóka

Amendment 74
Paragraph 15, first part

15. Welcomes the publication of the above mentioned Green paper, which addresses the problems faced by the Roma in an enlarged EU ***and*** the launch of a specific Commission internship scheme for members of the Roma community; considers, however, that the most evident disadvantages could be addressed by:

Or. en

Amendment by Lívia Járóka

Amendment 75
Paragraph 15, indent 1

- the implementation of joint ***positive action plan*** between the Member States where members of this community live, in order to solve, within ten years, the most evident disadvantages faced by the Roma,

Or. en

Amendment by Viktória Mohácsi

Amendment 76
Paragraph 15, indent 1

- the implementation of the joint integration projects between the Member States where members of this community lives in order to solve, within ten years, the most evident and acute disadvantages faced by the Roma, ***such as racial segregation in educational***

systems and the fact that they are very often wrongly placed in schools for the mentally disabled, on racial grounds;

Or. en

Amendment by Viktória Mohácsi

Amendment 77
Paragraph 15, indent 4

- improving access to employment, ***(deletion)*** social services, ***housing, health care*** and pension schemes,

Or. en

Amendment by Tatjana Ždanoka

Amendment 78
Paragraph 15, indent 3

- promoting knowledge of the language of the countries where members of this community live and the teaching of their ***(deletion)*** language, as a way of strengthening their own culture and social cohesion,

Or. en

Amendment by Lívia Járóka

Amendment 79
Paragraph 15, indent 4

- improving access to ***education***, employment, accommodation, ***health care***, social services and pension schemes,

Or. en

Amendment by Lívia Járóka

Amendment 80
Paragraph 15, indent 3

- promoting knowledge of the language of the countries where members of this community live ***and supporting the preservation of Roma languages and cultural heritage, as a way of strengthening their own culture and self-image,***

Or. en

Amendment by Kinga Gál

Amendment 81
After paragraph 15, subheading

New ***and settled*** immigrants

Or. en

Amendment by Johannes Blokland

Amendment 82
Paragraph 16

deleted

Or. nl

Amendment by Tatjana Ždanoka

Amendment 83
Paragraph 16 a (new)

16a. Considers it important to avoid making an absolute distinction between recent immigrants and settled generations of immigrants, or between "new" and "old" minorities, by excluding the former and including the latter, but to recognise that, in the application of protection mechanisms, the "old" minorities have a stronger entitlement than the "new";

Or. en

Amendment by Kinga Gál

Amendment 84
After paragraph 16, subheading

Settled ***ethnic-minority communities*** of ***ethnic*** origin

Or. en

Amendment by Mario Borghezio

Amendment 85
Paragraph 17

17. Considers it important to distinguish between newly-arrived immigrants and people belonging to settled ethnic minorities, who may experience different forms of discrimination; notes with concern that settled ethnic minorities continue to face discrimination, for example in the work place, despite having similar or better qualifications than those not belonging to a minority;***(deletion)***

Or. it

Amendment by Kinga Gál

Amendment 86
Paragraph 17

deleted

Or. en

Amendment by Patrick Gaubert

Amendment 87
Paragraph 17

17. Considers it important to distinguish between newly-arrived immigrants and people belonging to settled ethnic minorities, who may experience different forms of discrimination; notes with concern that settled ethnic minorities continue to face discrimination, ***as*** for example in the work place, despite having similar or better qualifications than those not belonging to a minority***, as well as in access to housing, which should be sanctioned as appropriate***; ***notes that a substantial proportion of the citizens of the Union come from ethnic minorities;***

Or. fr

Amendment by Tatjana Ždanoka

Amendment 88
After paragraph 17, subheading

Different ***national*** or ***ethnic, religious and linguistic*** minorities living on the territory of a Member State

Or. en

Amendment by Kinga Gál, Tatjana Ždanoka

Amendment 89
After paragraph 17, subheading (new)

Traditional national or ethnic minorities living on the territory of a Member State

Or. en

Amendment by Frederika Brepoels

Amendment 90
Paragraph 18

18. Considers that the most urgent need of these minorities is to integrate into society as soon as possible ***(deletion)***; encourages the governments of those Member States that have yet to ratify the FCNM[1] to do so without further delay;

Or. nl

Amendment by Giusto Catania, Ole Krarup, Miguel Portas

Amendment 91
Paragraph 18

18. Considers that the more urgent need for these minorities is to get integrated into the society as soon as possible, including through further simplification of the naturalisation procedure ***and recognition of the right of every person who is born and lives in a Member State to access citizenship;*** encourages the governments of the Member States that have yet to ratify the Council of Europe's Framework Convention for the Protection of National Minorities (FCNM) to do so without further delay.

Or. en

Amendment by Edit Bauer

Amendment 92
Paragraph 18

18. Considers ***that*** these minorities ***urgently need a framework policy standard for their***

[1] This Convention has not been ratified by Belgium, France, Greece, Latvia and Luxembourg.

effective participation in decision-making process concerning their identity, and need to be protected by various forms of self-government or autonomy from forced assimilation; to

Or. en

Amendment by Martine Roure

Amendment 93
Paragraph 18

18. Considers that the most urgent need of these minorities is to integrate into society as soon as possible, including through further simplification of the naturalisation procedure; encourages the governments of those Member States that have yet to ratify the FCNM1 to do so without further delay ***and the Member States that have ratified the framework convention with reservations and restrictive declarations to withdraw them*****;**

Or. fr

Amendment by Tatjana Ždanoka

Amendment 94
Paragraph 18

18. Considers that the most urgent need of these minorities is to integrate into society as soon as possible, including through further simplification of the naturalisation procedure; encourages the governments of those Member States that have yet to ratify the FCNM to do so without ***reservations and restrictive declarations;***

Or. en

Amendment by Martine Roure

Amendment 95
Paragraph 18 a (new)

18a. Linguistic minorities

Considers that particular attention should be devoted to groups of people belonging to linguistic minorities, and calls on the Commission and the Member States to treat them in accordance with the principles laid down in the European Charter on Regional or

[1] This Convention has not been ratified by Belgium, France, Greece, Latvia and Luxembourg.

Minority Languages, the Framework Convention on protection of national minorities, the Hague recommendations concerning the rights of national minorities to education (OSCE), and the Oslo recommendations concerning the linguistic rights of national minorities (OSCE);

Or. fr

Amendment by Tatjana Ždanoka

Amendment 96
Paragraph 18 b (new)

18b. Considers that the protection of minorities is intended to ensure that integration does not become unwanted assimilation or undermine the group identity of persons living on the territory of the Member State; barriers to the acquisition of citizenship by members of minorities should be reduced;

Or. en

Amendment by Kinga Gál

Amendment 97
Paragraph 18 c (new)

18c. Considers it important to distinguish between minorities of immigrant origin and those traditional national and ethnic minorities who are indigenous to the territory in which they live;

Or. en

Amendment by Edit Bauer

Amendment 98
Paragraph 18 d (new)

18d. Calls for data to be collected on direct and indirect discrimination (i.e. the percentage of people belonging to national minorities among those living at risk of poverty and among the employed and unemployed, their level of education, etc.) so as to ensure proper feedback on the effectiveness of Member State anti-discrimination and minority-protection policies;

Or. en

Amendment by Kinga Gál

Amendment 99
Paragraph 18 e (new)

18e. Considers that these traditional national minority communities have specific needs different from other minority groups and the Union has to address these needs in a more appropriate way, as their number became significant upon enlargement;

Or. en

Amendment by Kinga Gál

Amendment 100
Paragraph 18 f (new)

18f. Considers that effective participation in decision-making based on the principles of subsidiarity and self governance is one of the most effective ways to handle the problems of traditional minority communities following the best practices existing within the Union;

Or. en

Amendment by Claude Moraes

Amendment 101
Before paragraph 18 g (new subheading)

Non-citizens permanently residing in Estonia and Latvia

Or. en

Amendment by Claude Moraes

Amendment 102
Paragraphs 18 g - 18 i (new)

18g. Considers that over 150 000 mostly Russophone non-citizens permanently residing in Estonia and over 450 000 mostly Russophone non-citizens permanently residing in Latvia who do not possess the citizenship of any other state, face a unique situation in the EU, and calls on the Member States and the Commission to take measures in order to harmonise their rights (in particular the right to vote in local elections and the right to free movement) with those of EU citizens;

18h. Calls on the governments of Estonia and Latvia to apply the principle of effective participation of national minorities in public life as set out in Article 15 of the FCNM as well as in the OSCE Lund Recommendations with regard to their non-citizen communities as the key to their integration, and to simplify and speed up the naturalisation process in order to extend Estonian and Latvian citizenship to the majority of those who do not yet possess it as soon as possible;

18i. Calls on the Commission to extend the mandate of the working group on Roma and the Structural Funds to the Russian-speaking minorities in Estonia and Latvia, or to create a special working group to address their situation;

Or. en

Amendment by Edit Bauer

Amendment 103
Paragraph 19, point b

b) Article 18 TEC, which deals with freedom of movement and the right of residence, could serve as a strong basis for facilitating the movement of people belonging to minorities, thereby avoiding their isolation, ***(deletion)*** the creation of new "ghettos" ***or forced assimilation***,

Or. en

Amendment by Giusto Catania, Ole Krarup, Miguel Portas

Amendment 104
Paragraph 19, letter e)

e) Article 62 TEC, which deals with migration policy, which remains incomplete six years after the entry into force of the Treaty of Amsterdam (consideration must be given to the need for ***(deletion)*** legal migrants to be integrated into society, as stated in its resolution on the links between legal and illegal immigration (the Gaubert report)),

Or. it

Amendment by Lívia Járóka

Amendment 105
Paragraph 19 a (new)

19a. Calls upon the European Council to move towards agreement on the Commission's proposal for a Council Framework Decision on Combating Racism and Xenophobia

(COM (2001)664 final); considers the Framework Decision to be an important step towards establishing a framework for punishing racist/xenophobic violence as a criminal offence across the EU and recognising racist/xenophobic motivation as aggravating circumstances for enhanced sentencing; recalls a previous European Parliament resolution which was favourable to the proposal (OJ C271E of 12 November 2003, page 558); and welcomes the decision of the Justice and Home Affairs Council on 24 February 2005 to reconsider the previously stalled Framework Decision,

Or. en

Amendment by Johannes Blokland

Amendment 106
Paragraph 20, indent 1

- by making ***administrative procedures*** easier ***for those wishing*** to benefit from the Structural Funds, the Cohesion Fund, the European Social Fund and the Equal Community Initiative in particular,

Or. nl

Amendment by Tatjana Ždanoka

Amendment 107
Paragraph 20, indent 1

- by ***elaborating a comprehensive strategy to combat minority discrimination with the help of*** the Structural Funds, the Cohesion Fund, the European Social Fund and the Equal Community Initiative in particular,

Or. en

Amendment by Michael Cashman, Martine Roure

Amendment 108
Paragraph 20, indent 3 a (new)

- ***by incorporating a non-discrimination thread throughout the European Structural Funds and in particular the European Social Funds and by actively promoting the ESF as an instrument to implement Directives 2000/78/EC and 2000/43/EC,***

Or. en

Amendment by Michael Cashman, Martine Roure

Amendment 109
Paragraph 20, indent 3 b (new)

- ***by re-inserting funding for transnational initiatives in the field of non-discrimination and social inclusion into the programme proposal PROGRESS***

Or. en

Amendment by Michael Cashman, Martine Roure

Amendment 110
Paragraph 20, indent 3 c (new)

- ***by making it easier for non-government organisations representing the interests of all grounds covered by Article 13TEC to benefit from the European Structural Funds and in particular the European Social Fund***

Or. en

Amendment by Patrick Gaubert

Amendment 111
Paragraph 22, indent 2

- the open method of coordination, bringing together different Member States' authorities and representatives from the European institutions ***and exchanging good practice***;

Or. fr

Amendment by Claude Moraes

Amendment 112
Paragraph 22 a (new)

22a. Taking into account Articles 262 and 265 TEC, asks respectively the Committee of the Regions and European Economic and Social Committee to deliver their opinion on the issues of minority protection and anti-discrimination policies, raised by this resolution; encourages the two Committees to deliver such an opinion by mid 2006, and to focus on the specific role that could be played by the regional or local authorities and the various economic and social components of organised civil society;

Or. en

Amendment by Michael Cashman, Martine Roure

Amendment 113
Paragraph 23

23. Considers it of the utmost importance for the Fundamental Rights Agency ***to be given the resources and staff*** to become a useful tool of cooperation with the European Institutions, in close coordination with national ***and international*** institutions dealing with fundamental rights; believes that the Agency should also monitor the impact of the policies outlined in this resolution and should report regularly to the European Parliament and national parliaments;

Or. en

Amendment by Viktória Mohácsi

Amendment 114
Paragraph 23

23. Considers it of the utmost importance for the Fundamental Rights Agency to become a useful tool of cooperation with the European Institutions in closer co-ordination with the national institutions dealing with fundamental rights; ***is convinced that the Fundamental Rights Agency should concentrate its resources on the most urgent problems of racism and xenophobia and on issues affecting groups at high risk, such as the Roma, Jewish and Muslim communities***; believes that the Agency should also monitor the impact of the policies outlined in this resolution and should report regularly to the European Parliament and national parliaments;

Or. en