EUROPEAN PARLIAMENT

2004 *2009*

Committee on Civil Liberties, Justice and Home Affairs

2007/0216(COD)

16.7.2008

COMPROMISE AMENDMENTS 1 - 4

Draft report
Carlos Coelho
(PE405.718v01-00)

on the proposal for a regulation of the European Parliament and of the Council amending Council Regulation (EC) No 2252/2004 on standards for security features and biometrics in passports and travel documents issued by Member States

Proposal for a regulation – amending act
(COM(2007)0619 – C6-0359/2007 – 2007/0216(COD))

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Amendment 1
Carlos Coelho
Compromise amendment replacing Amendments 4 and 21

Proposal for a regulation – amending act
Article 1 – point 1
Regulation (EC) No 2252/2004
Article 1 – paragraph 1

Text proposed by the Commission	*Amendment*
(1) paragraph 1 ***is*** replaced by the following:	(1) ***In Article 1,*** paragraph 1 ***shall be*** replaced by the following:
"1. Passports and travel documents issued by Member States shall comply with the minimum security standards set out in the Annex.	"1. Passports and travel documents issued by Member States shall comply with the minimum security standards set out in the Annex.
They shall be issued as individual documents."	They shall be issued as individual documents.
	Passports issued for minors shall include a special field containing the name of the person(s) who has (have) parental responsibility for the child.
	In order for a child to travel outside the EU with a person not entered in his/her passport, that person shall provide a written authorisation given by the holder of parental responsibility for the child authorising that person to travel with the child on a particular journey."

Or. en

Amendment 2
Carlos Coelho
Compromise amendment replacing Amendments 9 and 26

Proposal for a regulation – amending act
Article 1 – point 2 c (new)
Regulation (EC) No 2252/2004
Article 1 b (new)

Text proposed by the Commission	*Amendment*
	(2c) Article 1b shall be inserted:
	"Article 1b
	1. Access to the biometric data collected for the purpose of issuing passports or travel documents shall be limited to:
	(a) the national authorities responsible for issuing passports or travel documents; and
	(b) the national services responsible for border control as notified under Article 15(2) of Regulation (EC) No 562/2006 (Schengen Borders Code).
	2. The storage medium may be used only:
	(a) by the national authorities responsible for issuing passports or travel documents for the purpose of reading, storing, modifying and erasing data; and
	(b) by the national services responsible for border control as notified under Article 15(2) of Regulation (EC) No 562/2006 (Schengen Borders Code) for the purpose of reading the data.
	3. Biometric data shall not subsequently be transferred to authorities other than the competent authorities or to third countries."

Or. en

Amendment 3
Carlos Coelho
Compromise amendment replacing Amendments 14 and 26

Proposal for a regulation – amending act
Article 1 – point 2 h (new)
Regulation (EC) No 2252/2004
Article 4 – paragraph 3

Text proposed by the Commission	*Amendment*
	(2h) Article 4(3) shall be replaced by the following:
	***"3. Once the passports or travel documents have been issued, the biometric data collected for that purpose* shall be used *exclusively for the purpose of border control and only* for verifying:**
	(a) the authenticity of the document;
	(b) the identity of the holder by means of directly available comparable features when the passport or other travel documents are required to be produced *in accordance with the provisions of Regulation (EC) No 562/2006 (Schengen Borders Code).*
	Biometric data shall be stored only on the storage medium and shall not be kept in a central database."

Or. en

Amendment 4
Carlos Coelho
Compromise amendment replacing Amendments 17 and 27

Proposal for a regulation – amending act
Article 1 – point 2 k (new)
Regulation (EC) No 2252/2004
Article 5 a (new)

Text proposed by the Commission	*Amendment*
	(2k) Article 5a shall be inserted:
	"Article 5a
	Within three years of the entry into force of the amending Regulation, the Commission shall submit to the European Parliament and the Council a report on the application of this Regulation. The report shall include:

(i) a large scale and in-depth study carried out by an independent authority, which shall examine the reliability and technical feasibility, including through an evaluation of the accuracy of the systems in operation, of using the fingerprints of children under the age of 14 for identification and verification purposes;

(ii) an analysis of the need for common rules regarding the way in which documents that need to be presented in order to obtain a passport or travel document (the so-called "breeder" documents) are produced and which of them are required for a passport or travel document;

(iii) a study comparing the false rejection rates occurring in each Member State and - based on the results of that study - an analysis of the need for common rules regarding the matching process.

If necessary, the report shall be accompanied by proposals to adapt this Regulation."

Or. en