EUROPEAN PARLIAMENT

2004 *2009*

Committee on Civil Liberties, Justice and Home Affairs

LIBE_PV(2009)0129_1v001

MINUTES
Meeting of 29 January 2009, from 09.00 to 12.30
BRUSSELS

The meeting opened at 09.00 on Thursday 29 January 2009, with Gérard Deprez (Chair) presiding.

1. Adoption of agenda LIBE_OJ (2009)0129_1v001

The agenda was adopted

2. Chair's announcements

Barbara Duhrkop Duhrkop appointed as the rapporteur for the 2010 Budget

3. Public access to European Parliament, Council and Commission documents

LIBE/6/62455
***I 2008/0090(COD) COM(2008)0229 – C6-0184/2008

Rapporteur:	Michael Cashman (PSE)		DT – PE414.046v01-00
			PR – PE415.164v02-00
			AM – PE418.177v01-00
			DT – PE415.013v01-00
Responsible:	LIBE* –		
Opinions:	INTA –	Rovana Plumb (PSE)	AD – PE414.949v03-00
	JURI –	Monica Frassoni	AD – PE416.458v02-00
		(Verts/ALE)	CM – PE415.358v01-00
	AFCO* –	Anneli Jäätteenmäki (ALDE)	PA – PE414.178v01-00
			AM – PE416.552v01-00
	PETI –	David Hammerstein	AD – PE415.159v02-00
		(Verts/ALE)	AM – PE418.017v01-00

- Consideration of amendments
- Deadline for tabling amendments : 12 January 2009, 12.00

The Chairman Gérard Deprez opened the session by informing the audience that the request from Charlotte Cederschiöld to postpone the exchange of view on amendments tabled to Michael Cashman's report on revision of regulation 1049/2001 had been communicated to him too late and therefore it could not be accepted. The chairman then gave the floor to the Rapporteur Michael Cashman in order to present his comments on the tabled amendments to his draft report.

The Chairman gave then the floor to the Czech presidency (Martin Priborsky) who confirmed that at this stage no overview of the Member States delegations' position in the Council could be given but it was clarified that the Czech presidency is willing to continue the discussion on the matter and provide a clear position once the European Parliament's position is adopted.

The Commission official (Marc Maes) stated as well that the position of the European Parliament will be examined once it is adopted. He referred to the recast procedure that had not been respected by looking at the amendments put forward by the rapporteur to the Commission proposal. He then concluded that a possible amended proposal from the Commission might be presented in autumn 2009.

The Chairman Gérard Deprez reminded the Commission and the Council that a letter on the impossibility for the European Parliament to accept the recast procedure on this dossier had been sent by the LIBE Committee Chairman immediately after the beginning of the legislative procedure. The rapporteur warned that in such case the issue of access to documents will become a key political problem during hearings of new Commissioners.

Calendar: discussion on possible compromise amendments: 9-10 February,
vote in Committee on 17 February 2009, plenary in March I.

Speakers: Henrik Lax, Marco Cappato, Edit Bauer, Armando França, Eva-Britt Svensson.

4. Parliament's new role and responsibilities implementing the Treaty of Lisbon

LIBE/6/60394
2008/2063(INI)

Draftsman:	Johannes Voggenhuber (Verts/ALE)	AD – PE406.164v02-00
		AM – PE407.857v01-00
Responsible:	AFCO* – Jo Leinen (PSE)	PR – PE407.780v02-00
		DT – PE404.656v01-00

The rapporteur Johannes Voggenhuber briefly presented his report. The link between this and Jo Leinen report (Constitutional affairs committee - AFCO) was stressed.

Speakers: Michael Cashman, Gérard Deprez

Calendar**:** LIBE points for AFCO report to be presented by 4 February 2009

**** Electronic vote ****

5. ***2007 discharge: EU general budget, Section III - Commission***
LIBE/6/65832
2008/2186(DEC) SEC(2008)2359[01] – C6-0415/2008

Draftswoman: Bárbara Dührkop Dührkop (PSE) PA – PE416.411v01-00
Responsible: CONT – Jean-Pierre Audy (EPP–ED)

- Adoption of draft opinion
- Deadline for tabling amendments : 9 January 2009, 12.00

Results of the vote: 27 in favour, 3 against, 0 abstentions.

6. **2007 discharge: European Union Fundamental Rights Agency**
LIBE/6/67265
2008/2257(DEC) SEC(2008)2359[13] – C6-0430/2008

Draftswoman: Bárbara Dührkop Dührkop (PSE) PA – PE416.412v01-00
Responsible: CONT – Christofer Fjellner (EPP–ED)

- Adoption of draft opinion
- Deadline for tabling amendments : 9 January 2009, 12.00

Results of the vote: 29 in favour, 1 against, 0 abstentions.

7. **2007 discharge: European Monitoring Centre for Drugs and Drug Addiction**
LIBE/6/67267
2008/2258(DEC) SEC(2008)2359[14] – C6-0431/2008

Draftswoman: Bárbara Dührkop Dührkop (PSE) PA – PE416.413v01-00
Responsible: CONT – Christofer Fjellner (EPP–ED)

- Adoption of draft opinion
- Deadline for tabling amendments : 9 January 2009, 12.00

Results of the vote: 29 in favour, 0 against, 1 abstention.

8. **2007 discharge: Eurojust**
LIBE/6/67276
2008/2263(DEC) SEC(2008)2359[19] – C6-0436/2008

Draftswoman: Bárbara Dührkop Dührkop (PSE) PA – PE416.414v01-00
Responsible: CONT – Christofer Fjellner (EPP–ED)

- Adoption of draft opinion
- Deadline for tabling amendments : 9 January 2009, 12.00

Results of the vote: 29 in favour, 0 against, 1 abstention

9. 2007 discharge: European Police College
LIBE/6/67292
2008/2271(DEC) SEC(2008)2359[27] – C6-0444/2008

Draftswoman: Bárbara Dührkop Dührkop (PSE) PA – PE416.415v01-00
Responsible: CONT – Christofer Fjellner (EPP–ED)

- Adoption of draft opinion
- Deadline for tabling amendments : 9 January 2009, 12.00

Results of the vote: 29 in favour, 0 against, 1 abstention.

10. 2007 discharge: European Agency for the Management of Operational Cooperation at the External Borders (Frontex)
LIBE/6/67294
2008/2272(DEC) SEC(2008)2359[28] – C6-0445/2008

Draftswoman: Bárbara Dührkop Dührkop (PSE) PA – PE416.416v01-00
Responsible: CONT – Christofer Fjellner (EPP–ED)

- Adoption of draft opinion
- Deadline for tabling amendments : **9 January 2009, 12.00**

Results of the vote: 27 in favour, 2 against, 1 abstention.

11. Application of Directive 2004/38/EC on the right of EU citizens and their family members to move and reside freely within the territory of the Member States
LIBE/6/65409
2008/2184(INI) COM(2008)0840

Rapporteur: Adina-Ioana Vălean (ALDE) LT – PE415.208v01-00
LT – PE415.209v01-00
Responsible: LIBE –
Opinions: JURI – Monica Frassoni (Verts/ALE) PA – PE418.257v01-00

- Consideration of a draft report
- Decision on deadline for tabling amendments
- Deadline for tabling amendments : **12 February 2009, 18:00**

The rapporteur Adina-Ioana Vălean presented the draft report.

Speakers: Gérard Deprez, Martine Roure, Roberta Angelilli, Michael Cashman, Antonio Masip Hidalgo, Kathalijne Maria Buitenweg congratulating the rapporteur and welcoming the report and the involvement of national Parliaments. The issue of naming and shaming specific Member States was raised. The representative of the European Commission Mr. E. Bianchi replied to a number of questions focusing on the guidelines which are being drafted by the European Commission.
Calendar:

- Deadline for tabling amendments : 12 February 2009, 18.00
- LIBE vote 5 March

12. Framework decision on prevention and settlement of conflicts of jurisdiction in criminal proceedings
LIBE/6/72415

The Czech Presidency presented the initiative for a Council framework decision on prevention and settlement of conflicts of jurisdiction in criminal proceedings. A general approach in Council should be reached by June and the EP is asked to deliver its opinion by then.

The Members Sarah Ludford and Armando França took the floor. No LIBE rapporteur was appointed at this stage.

13. Wind-up resolution on the annual debate on the area of freedom, security and justice (FSJA)
LIBE/6/72416

Rapporteur: Gérard Deprez (ALDE)

Discussion on this item was postponed to a later date (unspecified).

14. Miscellaneous

Minutes of the meetings of 3 September 2007 and 4 - 5 November 2008 were adopted.

15. Date and place of next meeting

- Monday 9 February 2009, 15.00 – 18.30
- Tuesday 10 February 2009, 09.00 – 12.30

ПРИСЪСТВЕН ЛИСТ/LISTA DE ASISTENCIA/PREZENČNÍ LISTINA/DELTAGERLISTE/ ANWESENHEITSLISTE/KOHALOLIJATE NIMEKIRI/ΚΑΤΑΣΤΑΣΗ ΠΑΡΟΝΤΩΝ/RECORD OF ATTENDANCE/ LISTE DE PRÉSENCE/ELENCO DI PRESENZA/APMEKLĒJUMU REĢISTRS/DALYVIŲ SĄRAŠAS/JELENLÉTI ÍV/ REĠISTRU TA' ATTENDENZA/PRESENTIELIJST/LISTA OBECNOŚCI/LISTA DE PRESENÇAS/LISTĂ DE PREZENȚĂ/ PREZENČNÁ LISTINA/SEZNAM NAVZOČIH/LÄSNÄOLOLISTA/DELTAGARLISTA

Бюро/Mesa/Předsednictvo/Formandskabet/Vorstand/Juhatus/Προεδρείο/Bureau/Ufficio di presidenza/Prezidijs/Biuras/Elnökség/ Prezydium/Birou/Predsedníctvo/Predsedstvo/Puheenjohtajisto/Presidiet (*)
Gérard Deprez (P), Stavros Lambrinidis (VP), Kinga Gál (VP)
Членове/Diputados/Poslanci/Medlemmer/Mitglieder/Parlamendiliikmed/Μέλη/Members/Députés/Deputati/Deputāti/Nariai/Képviselõk/ Membri/Leden/Posłowie/Deputados/Deputați/Jäsenet/Ledamöter
Roberta Angelilli, Mihael Brejc, Kathalijne Maria Buitenweg, Maddalena Calia, Michael Cashman, Carlos Coelho, Panayiotis Demetriou, Bárbara Dührkop Dührkop, Armando França, Jeanine Hennis-Plasschaert, Ewa Klamt, Magda Kósáné Kovács, Henrik Lax, Sarah Ludford, Claude Moraes, Javier Moreno Sánchez, Martine Roure, Inger Segelström, Csaba Sógor, Vladimir Urutchev, Tatjana Ždanoka,
Заместници/Suplentes/Náhradníci/Stedfortrædere/Stellvertreter/Asendusliikmed/Αναπληρωτές/Substitutes/Suppléants/Supplenti/ Aizstājēji/Pavaduojantys nariai/Póttagok/Sostituti/Plaatsvervangers/Zastępcy/Membros suplentes/Supleanți/Náhradníci/Namestniki/ Varajäsenet/Suppleanter
Edit Bauer, Marco Cappato, Koenraad Dillen, Sylvia-Yvonne Kaufmann, Marian-Jean Marinescu, Antonio Masip Hidalgo, María Isabel Salinas García, Eva-Britt Svensson, Adina-Ioana Vălean, Johannes Voggenhuber, Jan Zahradil
178 (2)
183 (3)
Kathy Sinnott
46 (6) (Точка от дневния ред/Punto del orden del día/Bod pořadu jednání (OJ)/Punkt på dagsordenen/Tagesordnungspunkt/Päevakorra punkt/Ημερήσια Διάταξη Σημείο/Agenda item/Point OJ/Punto all'ordine del giorno/Darba kārtības punkts/Darbotvarkės punktas/ Napirendi pont/Punt Aġenda/Agendapunt/Punkt porządku dziennego/Ponto OD/Punct de pe ordinea de zi/Bod programu schôdze/ Točka UL/Esityslistan kohta/Föredragningslista punkt)
Наблюдатели/Observadores/Pozorovatelé/Observatører/Beobachter/Vaatlejad/Παρατηρητές/Observers/Observateurs/Osservatori/ Novērotāji/Stebėtojai/Megfigyelők/Osservaturi/Waarnemers/Obserwatorzy/Observadores/Observatori/Pozorovatelia/Opazovalci/ Tarkkailijat/Observatörer

По покана на председателя/Por invitación del presidente/Na pozvání předsedy/Efter indbydelse fra formanden/Auf Einladung des Vorsitzenden/Esimehe kutsel/Με πρόσκληση του Προέδρου/At the invitation of the Chair(wo)man/Sur l'invitation du président/Su invito del presidente/Pēc priekšsēdētāja uzaicinājuma/Pirmininkui pakvietus/Az elnök meghívására/Fuq stedina taċ-'Chairman'/Op uitnodiging van de voorzitter/Na zaproszenie Przewodniczącego/A convite do Presidente/La invitaţia preşedintelui/Na pozvanie predsedu/Na povabilo predsednika/Puheenjohtajan kutsusta/På ordförandens inbjudan	
Karel Brezina, Martin Priborsky	
Съвет/Consejo/Rada/Rådet/Rat/Nõukogu/Συμβούλιο/Council/Conseil/Consiglio/Padome/Taryba/Tanács/Kunsill/Raad/Conselho/Consiliu/Svet/Neuvosto/Rådet (*)	
Immonen, Küchler, Lepoivre, Nilsson, Thomsen	
Комисия/Comisión/Komise/Kommissionen/Kommission/Euroopa Komisjon/Επιτροπή/Commission/Commissione/Komisija/Bizottság/Kummissjoni/Commissie/Komisja/Comissão/Comisie/Komisia/Komissio/Kommissionen (*)	
Comptour, Deka, de Lourdes Almeida, Maes, Serrao, Soares Da Silva, Vàrkoly,	
Други институции/Otras instituciones/Ostatní orgány a instituce/Andre institutioner/Andere Organe/Muud institutsioonid/Άλλα θεσμικά όργανα/Other institutions/Autres institutions/Altre istituzioni/Citas iestādes/Kitos institucijos/Más intézmények/Istituzzjonijiet ohra/Andere instellingen/Inne instytucje/Outras Instituições/Alte instituţii/Iné inštitúcie/Druge institucije/Muut toimielimet/Andra institutioner/organ	
CDR	Fekete, Schulze
Council of Europe	Nycelius
Други участници/Otros participantes/Ostatní účastníci/Endvidere deltog/Andere Teilnehmer/Muud osalejad/Επίσης Παρόντες/Other participants/Autres participants/Altri partecipanti/Citi klātesošie/Kiti dalyviai/Más résztvevők/Parteċipanti ohra/Andere aanwezigen/Inni uczestnicy/Outros participantes/Alţi participanţi/Iní účastníci/Drugi udeleženci/Muut osallistujat/Övriga deltagare	
Gimonet, Wenske	
Секретариат на политическите групи/Secretaría de los Grupos políticos/Sekretariát politických skupin/Gruppernes sekretariat/Sekretariat der Fraktionen/Fraktsioonide sekretariaat/Γραμματεία των Πολιτικών Ομάδων/Secretariats of political groups/Secrétariat des groupes politiques/Segreteria gruppi politici/Politisko grupu sekretariāts/Frakcijų sekretoriai/Képviselőcsoportok titkársága/Segretarjat gruppi politiċi/Fractiesecretariaten/Sekretariat Grup Politycznych/Secr. dos grupos políticos/Secretariate grupuri politice/Sekretariát politických skupín/Sekretariat političnih skupin/Poliittisten ryhmien sihteeristöt/Gruppernas sekretariat	
PPE-DE	Alvargonzalez, Rodriguez-Amenedro
PSE	Eggerder, Panzetti, Sisatto
ALDE	Marzocchi, Rasmussen
Verts/ALE	Robert, Sidenius
GUE/NGL	Tonsberg, Christodoulou
IND/DEM	
UEN	
NI	

Кабинет на председателя/Gabinete del Presidente/Kancelář předsedy/Formandens Kabinet/Kabinett des Präsidenten/Presidendi kantselei/Γραφείο Προέδρου/President's Office/Cabinet du Président/Gabinetto del Presidente/Priekšsēdētāja kabinets/Pirmininko kabinetas/Elnöki hivatal/Kabinett tal-President/Kabinet van de Voorzitter/Gabinet Przewodniczącego/Gabinete do Presidente/ Cabinet Preşedinte/Kancelária predsedu/Urad predsednika/Puhemiehen kabinetti/Talmannens kansli	
Кабинет на генералния секретар/Gabinete del Secretario General/Kancelář generálního tajemníka/Generalsekretærens Kabinet/ Kabinett des Generalsekretärs/Peasekretäri büroo/Γραφείο Γενικού Γραμματέα/Secretary-General's Office/Cabinet du Secrétaire général/Gabinetto del Segretario generale/Ģenerālsekretāra kabinets/Generalinio sekretoriaus kabinetas/Főtitkári hivatal/Kabinett tas-Segretarju Ġenerali/Kabinet van de secretaris-generaal/Gabinet Sekretarza Generalnego/Gabinete do Secretário-Geral/Cabinet Secretar General/Kancelária generálneho tajomníka/Urad generalnega sekretarja/Pääsihteerin kabinetti/Generalsekreterarens kansli	
Генерална дирекция/Dirección General/Generální ředitelství/Generaldirektorat/Generaldirektion/Peadirektoraat/Γενική Διεύθυνση/ Directorate-General/Direction générale/Direzione generale/Ģenerāldirektorāts/Generalinis direktoratas/Főigazgatóság/Direttorat Ġenerali/Directoraten-generaal/Dyrekcja Generalna/Direcção-Geral/Direcţii Generale/Generálne riaditeľstvo/Generalni direktorat/ Pääosasto/Generaldirektorat	
DG PRES DG IPOL DG EXPO DG COMM DG PERS DG INLO DG TRAD DG INTE DG FINS DG ITEC	Attard, Autore, Carvalho Antoine-Gregoire, Apap Chatain
Правна служба/Servicio Jurídico/Právní služba/Juridisk Tjeneste/Juristischer Dienst/Õigusteenistus/Νομική Υπηρεσία/Legal Service/ Service juridique/Servizio giuridico/Juridiskais dienests/Teisės tarnyba/Jogi szolgálat/Servizz legali/Juridische Dienst/Wydział prawny/ Serviço Jurídico/Serviciu Juridic/Právny servis/Pravna služba/Oikeudellinen yksikkö/Rättstjänsten	
Caiola, Dean Margaret, Cormack Janet, Perillo	
Секретариат на комисията/Secretaría de la comisión/Sekretariát výboru/Udvalgssekretariatet/Ausschusssekretariat/Komisjoni sekretariaat/Γραμματεία επιτροπής/Committee secretariat/Secrétariat de la commission/Segreteria della commissione/Komitejas sekretariāts/Komiteto sekretoriatas/A bizottság titkársága/Segretarjat tal-kumitat/Commissiesecretariaat/Sekretariat komisji/ Secretariado da comissão/Secretariat comisie/Sekretariat odbora/Valiokunnan sihteeristö/Utskottssekretariatet	
De Capitani, Sudova, Banka, Gualtieri, Vasiliu	
Сътрудник/Asistente/Asistent/Assistent/Assistenz/Βοηθός/Assistant/Assistente/Palīgs/Padėjėjas/Asszisztens/Asystent/Pomočnik/ Avustaja/Assistenter	
Schenk, Lazarova	

* (P) = Председател/Presidente/Předseda/Formand/Vorsitzender/Esimees/Πρόεδρος/Chair(wo)man/Président/Priekšsēdētājs/Pirmininkas/ Elnök/'Chairman'/Voorzitter/Przewodniczący/Preşedinte/Predseda/Predsednik/Puheenjohtaja/Ordförande
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