EUROPEAN PARLIAMENT

2004 *2009*

Committee on Civil Liberties, Justice and Home Affairs

PROVISIONAL
2005/0037B(COD)

9.10.2006

***I
DRAFT REPORT

on the amended proposal for a decision of the European Parliament and of the Council establishing for the period 2007-2013 the specific programme "Drugs prevention and information" as part of the General programme "Fundamental Rights and Justice"
(COM(2006)0230 – C6-0095/2005 – 2005/0037B(COD))

Committee on Civil Liberties, Justice and Home Affairs

Rapporteur: Inger Segelström

Symbols for procedures

*	Consultation procedure *majority of the votes cast*
**I	Cooperation procedure (first reading) *majority of the votes cast*
**II	Cooperation procedure (second reading) *majority of the votes cast, to approve the common position* *majority of Parliament's component Members, to reject or amend the common position*
***	Assent procedure *majority of Parliament's component Members except in cases covered by Articles 105, 107, 161 and 300 of the EC Treaty and Article 7 of the EU Treaty*
***I	Codecision procedure (first reading) *majority of the votes cast*
***II	Codecision procedure (second reading) *majority of the votes cast, to approve the common position* *majority of Parliament's component Members, to reject or amend the common position*
***III	Codecision procedure (third reading) *majority of the votes cast, to approve the joint text*

(The type of procedure depends on the legal basis proposed by the Commission.)

Amendments to a legislative text

In amendments by Parliament, amended text is highlighted in ***bold italics***. Highlighting in *normal italics* is an indication for the relevant departments showing parts of the legislative text for which a correction is proposed, to assist preparation of the final text (for instance, obvious errors or omissions in a given language version). These suggested corrections are subject to the agreement of the departments concerned.

CONTENTS

Page

DRAFT EUROPEAN PARLIAMENT LEGISLATIVE RESOLUTION 5

DRAFT EUROPEAN PARLIAMENT LEGISLATIVE RESOLUTION

on the amended proposal for a decision of the European Parliament and of the Council establishing for the period 2007-2013 the specific programme "Drugs prevention and information" as part of the General programme "Fundamental Rights and Justice" (COM(2006)0230 – C6-0095/2005 – 2005/0037B(COD))

(Codecision procedure: first reading)

The European Parliament,

– having regard to the amended Commission proposal to the European Parliament and the Council (COM(2006)0230)[1] ,

– having regard to Article 251(2) and Article 152 of the EC Treaty, pursuant to which the Commission submitted the proposal to Parliament (C6-0095/2005),

– having regard to Rule 51 of its Rules of Procedure,

– having regard to the report of the Committee on Civil Liberties, Justice and Home Affairs (A6-0000/2006),

1. Approves the Commission proposal as amended;

2. Calls on the Commission to refer the matter to Parliament again if it intends to amend the proposal substantially or replace it with another text;

3. Instructs its President to forward its position to the Council and Commission.

Text proposed by the Commission	Amendments by Parliament
Amendment 1 Recital 2	
(2) Community action should complement national policies directed towards improving public health, obviating sources of danger to human health and reducing health-related harm associated with drug dependence.	(2) Community action should complement national policies directed towards improving public health, obviating sources of danger to human health and reducing health-related harm associated with drug dependence, ***including information and prevention policies.***
Justification	
This amendment follows article 152 of the Treaty establishing the European Community.	

[1] Not yet published in OJ.

Amendment 2
Recital 9 a (new)

(9a) Special attention should be paid to the prevention of drug use among young people, who are the most vulnerable in the population. The main challenge in prevention is to encourage young people to change their attitudes and behaviour by devising social and cognitive strategies to help them withstand the influence of what is perceived to be normal in their social environment.

Amendment 3
Article 2, paragraph 2

2. Without prejudice to the objectives and powers of the European Community, the general objectives of the programme shall contribute to the development of *the community* policies and more specifically, to those related to the protection of public health.	2. Without prejudice to the objectives and powers of the European Community, the general objectives of the programme shall contribute to the development of *Community* policies and more specifically, to those related to the protection of public health, ***in particular the EU Drug Action Plan 2005-2008 and 2009-2012.***

Amendment 4
Article 4, point (b)

(b) specific transnational projects of Community interest presented by at least three Member States under the conditions set out in the annual work programmes; or	(b) specific transnational projects of Community interest presented by at least three Member States, ***with the possible participation of accession, candidate or other third countries,*** under the conditions set out in the annual work programmes; or

Amendment 5
Article 6, paragraph 2

2***. With regard to drugs, youth***, vulnerable groups ***and*** problematic neighbourhoods are groups at risk and should be identified as target groups. Other target groups are, inter alia, teachers and educational staff,	2***. Young people and other*** vulnerable groups***, such as women who are addicted to drugs and those living in*** problematic ***or disadvantaged*** neighbourhoods***,*** are groups at risk and should be identified as target

social workers, local and national authorities, medical and paramedical staff, judicial staff, *NGO**,*** trade unions and religious communities.	groups. Other target groups are, inter alia, teachers and educational staff, ***leaders of youth organisations, parents,*** social workers, local and national authorities, medical and paramedical staff, ***border guards,*** judicial staff, *NGOs*, trade unions and religious communities.

Justification

Special attention must be given to the most vulnerable groups in society such as young people. Another particularly vulnerable group are women addicted to drugs. Women face different problems then male drug addicts, are often exposed to gender based violence, sexual assault and have a higher mortality rate then men addicted to drugs.

Further, it is important that border control officials are included as a target group, as they are important in the fight to disrupt the distribution channels used to smuggle in drugs. Also, leaders of youth organisations, for example sports and cultural associations, and parents need to be specially targeted.

Amendment 6
Article 7

Access to this programme shall be open to public or private organisations and institutions (local authorities at the ***relevant*** level, university departments and research centres) working to ***inform*** on and prevent drugs use.	This programme shall be open to public or private organisations and institutions (local authorities at the ***competent*** level, university departments and research centres) working to ***provide information*** on and prevent drugs use.

Amendment 7
Article 7 a (new)

	Article 7a
	Acknowledgement of Funding
	Any institution, association or network receiving a grant under this programme shall acknowledge the Community support received. To that end, the Commission shall lay down detailed visibility guidelines.

Justification

Financial support from the EU should always be acknowledged. This is a matter of transparency as well as an important tool to communicate the Union's efforts.

Amendment 8
Article 8, paragraph 2

2. Community grants shall be awarded following calls for proposals, save in duly substantiated exceptional cases of urgency or where the characteristics of the beneficiary leave no other choice for a given action, and shall be provided through operating grants and grants to actions. ***The*** maximum rate of co-financing ***will be specified in the annual work programmes***.	2. Community grants shall be awarded following calls for proposals, save in duly substantiated exceptional cases of urgency or where the characteristics of the beneficiary leave no other choice for a given action, and shall be provided through operating grants and grants to actions. ***A*** maximum rate of co-financing ***of 80% is established. Such co-financing may be provided partly in kind, provided that the value of any such contribution is no more than the cost actually incurred, as evidenced by accounting documents, or the cost generally obtained on the market in question.***

Amendment 9
Article 8, paragraph 2 a (new)

	2a. The Commission shall ensure that the calls for proposals are straightforward and understandable. Wherever appropriate, they shall be organised in two steps, with the first step requiring only the submission of such documentation as is strictly necessary for the assessment of the proposal.

Justification

Many organisations receiving funds from the EU budget complain about overcomplicated bureaucratic procedures to apply for funding, excessive reporting requirements, and late payments by the Commission. Efforts should therefore be undertaken to limit procedures to the necessary wherever possible.

Amendment 10
Article 10, paragraph 2

2. Where reference is made to this paragraph, ***Articles 3*** and 7 of Decision 1999/468/EC shall apply, having regard to the provisions of Article 8 thereof.	2. Where reference is made to this paragraph, ***Articles 5a*** and 7 of Decision 1999/468/EC shall apply, having regard to the provisions of Article 8 thereof.

Justification

Adapting to new comitology Decision 2006/512/EC.

Amendment 11
Article 11, paragraph 1

1. Synergies and complementarity with other Community instruments will be sought, particularly the general ***programme*** "Security and Safeguarding Liberties", the 7th Research & Development Framework Programme as well as the programmes on health protection. Complementarity with the European Monitoring Centre for Drugs and Drug Addiction will be ***assured, in particular with regard to*** the statistical element of information on drugs.	1. Synergies and complementarity with other Community instruments will be sought, particularly the general ***programmes*** "Security and Safeguards Liberties" ***and "Solidarity and Management of Migration Flows",*** the 7th Research & Development Framework Programme as well as the programmes on health protection. Complementarity with the European Monitoring Centre for Drugs and Drug Addiction will be ***actively pursued.*** The statistical element of information on drugs ***will be developed in collaboration with Member States, using as necessary the Community Statistical Programme.***

Justification

See justification on amendment 2

Amendment 12
Article 15, paragraph 3, point (- a)(new)

	(-a) an annual report on the implementation of the programme with a list of, and quantitative data on, funded projects;

Amendment 13
Article 15 a (new)

Article 15a

Publication of projects

Each year, the Commission shall publish the list of projects financed under this programme with a short description of each project.

Justification

This is important for transparency reasons.