



**COUNCIL OF
THE EUROPEAN UNION**

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ADDENDUM TO THE “I/A” ITEM NOTE

from : General Secretariat of the Council
to : COREPER /COUNCIL

Subject : Proposal for a Directive of the European Parliament and of the Council on common procedures for granting and withdrawing international protection (Recast) **[first reading]**
- Adoption
(a) of the Council's position
(b) of the statement of the Council's reasons
- Statements

COMMON GUIDELINES

Consultation deadline for Croatia: 5 June 2013

Statement by Germany

“The German delegation believes that the provisions under Article 23 (4) (b) of Directive 2005/85/EC of 1 December 2005 on minimum standards on procedures in Member States for granting and withdrawing refugee status are covered by Article 31 (8) (a)-(j) of the Commission’s recast proposal for the Directive in the version of Council document 8260/13 ASILE 14”

Statement by Slovenia

Slovenia fully subscribes to the German declaration regarding Article 31 (8) (a)-(j) of the Commission's recast proposal for the Directive in the version of Council document 8260/13 ASILE 14.

At the same, Slovenia wishes to express additional remarks.

Slovenia believes the revised text introduces several legally problematic solutions which could potentially delay and interrupt asylum procedures and considerably reduce the ability of the Member States to fight abuse and to conclude procedures in due time. It could also bring about additional administrative and financial burdens.

The following seem the most problematic: the introduction of certain categories of applicants and their *a priori* exclusion from procedures without any substantial correlation to their procedural needs, a revised concept of implicit withdrawal of application and its favourable treatment in relation to explicit withdrawal, inclusion of subsequent applications in the framework of inadmissibility, and limited grounds for the suspensive effect of such applications.