



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 4 February 2014**

**6131/14**

**PE 71  
JAI 62  
ASIM 7  
MIGR 16  
JUR 73  
JAIEX 9  
RELEX 89  
COTRA 4  
CATS 12  
DATAPROTECT 23**

**NOTE**

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from: General Secretariat of the Council  
to: Delegations

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Subject: Summary of the meeting of the European Parliament Committee on Civil Liberties, Justice and Home Affairs, held in Brussels on 30 January 2014

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**EP against the merger of CEPOL and EUROPOL. LIBE is preparing an interim report on European Public Prosecutor's office in order to indicate to the Council its views on the proposal for which the EP would be asked to give consent at the later stage. NSA surveillance report by Mr Moraes should be ready for March Plenary.**

The meeting was chaired by Ms in 't Veld (ALDE, NL).

***Items 1, 2 and 3 on the agenda***

**Adoption of the agenda, state of play of on-going interinstitutional negotiations in legislative procedures**

The agenda was adopted as proposed.

#### *Item 4 on the agenda*

### **Amendment to Decision 2005/681/JHA establishing the European Police College (CEPOL)**

**\*\*\*I 2013/0812(COD)**

**Rapporteur: Kinga Gál (EPP)**

**PR – PE526.113v01-00**

**Responsible: LIBE –**

**Opinions: BUDG –**

The Rapporteur stressed that there was clear time pressure to adopt the change of seat before elections in order not to negatively impact the functioning of the CEPOL agency. She recalled that the EP's position had been against the merging of Europol and CEPOL and that the current proposal by Member States preserved the EP's prerogatives. The Commission should prepare an evaluation report within 18 months in order to modernise CEPOL's legislative framework. Ms Gonz expressed support for the CEPOL seat in Budapest.

Mr De Jong (GUE, NL) was disappointed with the way the EP had handled the file, going immediately along with the Council's position without any real discussion of possible alternatives. He also said that the proposal was not in line with the objectives of the Committee on Budgetary Control, i.e. to reduce the number of agencies and related costs.

The Commission representative explained that the Commission could not support this Member States' initiative and that it would be in favour of the two agencies both having headquarters in The Hague with each retaining independent status.

The Hellenic Presidency explained that it was urgent to make progress on this file and that it was in the common interest to keep the agency operational.

*Deadline for tabling amendments: 4 February 2014, 12.00*

#### *Item 5 on the agenda*

### **Evaluation of justice in relation to criminal justice and the rule of law**

**2014/2006(INI)**

**Rapporteur: Kinga Göncz (S&D)**

**PR – PE527.913v01-00**

**Responsible: LIBE –**

The Rapporteur explained that she had received 73 amendments and was working on compromises.

Mr De Jong welcomed the report and the extension of the scope of evaluation to include criminal law aspects. Ms Griesbeck (ALDE, FR) also supported the initiative and noted that in order to have a holistic evaluation there should be a unified way of collecting information in Member States to be transmitted to the EU institutions and the Council of Europe.

The Commission representative explained that any new developments would take some time and be implemented gradually. President Barroso would present the communication regarding targeted infringement procedures in March.

### **Items 6, 7 and 8 on the agenda**

\*\*\* *Electronic vote* \*\*\*

#### **European Union Agency for Law Enforcement Cooperation and Training (Europol) and repeal of Decisions 2009/371/JHA and 2005/681/JHA**

\*\*\*I 2013/0091(COD)

Rapporteur: Agustín Díaz de Mera García Consuegra (EPP) PR – PE513.116v01-00  
AM – PE519.813v01-00  
AM – PE519.786v01-00  
DV – PE513.126v01-00

Responsible: LIBE –

Opinions: BUDG – Jutta Haug (S&D) AD – PE510.878v02-00  
AM – PE514.688v01-00  
CONT – Inés Ayala Sender (S&D) AD – PE514.840v04-00  
AM – PE519.545v01-00

EMPL – Decision: no opinion

JURI – Decision: no opinion CM – PE514.704v01-00  
CM – PE514.566v01-00  
CM – PE514.701v01-00

AFCO – Alexandra Thein (ADLE) AD – PE513.290v02-00  
AM – PE516.853v01-00

The report was adopted with 45 votes in favour (2 against and 3 abstentions).

**Implementation of the Treaty of Lisbon with respect to the European Parliament**

**2013/2130(INI)**

**Rapporteur for the opinion: Nuno Melo (EPP)**

**PA – PE524.605v01-00**

**AM – PE524.619v01-00**

**Responsible: AFCO – Paulo Rangel (EPP)**

**PR – PE526.057v01-00**

**DV – PE527.969v01-00**

The opinion was adopted with 45 votes in favour (2 against and 0 abstentions).

**Deployment of the eCall in-vehicle system**

**\*\*\*I 2013/0165(COD)**

**Rapporteur for the opinion: Axel Voss (EPP)**

**PA – PE524.542v01-00**

**AM – PE524.689v02-00**

**Responsible: IMCO\* – Olga Sehnalová (S&D)**

**PR – PE521.605v01-00**

**AM – PE523.081v01-00**

The draft opinion was adopted with 32 votes in favour (11 against and 0 abstentions).

**\*\*\* End of electronic vote \*\*\***

**Items 9 and 10 on the agenda**

**Joint debate**

**EU-Azerbaijan Agreement on the readmission of persons residing without authorisation**

**\*\*\* 2013/0358(NLE)**

**Rapporteur: Mariya Gabriel (EPP)**

**PR – PE527.921v01-00**

**Responsible: LIBE –**

**Opinions: AFET – Anneli Jäätteenmäki (ADLE)**

**PA – PE526.104v01-00**

**EU-Azerbaijan Agreement on the facilitation of the issuance of visas**

**\*\*\* 2013/0356(NLE)**

**Rapporteur: Mariya Gabriel (EPP)**

**PR – PE527.928v01-00**

*Responsible: LIBE –*

*Opinions: AFET – Anneli Jäätteenmäki (ADLE)*

*PA – PE526.103v01-00*

The Rapporteur first presented the on-going negotiations regarding a visa waiver with the UAE , Colombia and Peru. She said that the discussions would continue and that an evaluation regarding Colombia and Peru was being prepared.

The Commission representative presented the EU-Azerbaijan Agreement on readmission, which included new fundamental rights provisions. Most Eastern Partnership countries (namely Moldova, Georgia, Ukraine and Armenia) have negotiated such arrangements, with the exception of Belarus. Negotiations with Belarus should be launched soon. The visa facilitation agreement would reduce visa fees and generally shorten procedures. Service passports were not part of the mandate and had therefore not been included in the agreement, but a joint declaration allowed for bilateral agreements.

The Rapporteur stressed the importance of widening of political relations, easier procedures for delivering visas, and human rights provisions. Ms Griesbaeck (ALDE, FR) said these agreements were sending a positive message, but she expressed concerns regarding returnees and the need to monitor their situation.

### ***Item 11 on the agenda***

#### ***European Public Prosecutor's Office (EPPO)***

***LIBE/7/13509***

***Rapporteur: Salvatore Iacolino (EPP)***

The Chair first explained that an interim report would be prepared for this proposal since this was a consultation and not a co-decision file. The aim was to indicate to the Council how the EP wanted to shape the EPPO proposal.

The Rapporteur explained that he had received 125 amendments, and emphasised the need to reach an understanding of the added value of the EPPO. He said discussions were underway in the Council and that it was necessary to have an even-handed approach in view of the yellow card procedure. In his view the EPPO should deal with the financial interests of the EU and should not go beyond this.

Ms Sippel (S&D, DE) expressed support for the proposal and agreed that its added value should be clear. Ms Weber (ALDE,RO) was more reserved and warned against rushing. Mr Albrecht stressed the need for strong procedural rights. Ms Corazza (SW, EPP) was critical of the Commission, which had disregarded the yellow card procedure. She felt it should have prepared a new proposal and not ignored the Lisbon Treaty and the principle of subsidiarity.

### ***Item 12 on the agenda***

***The US NSA surveillance programme, surveillance bodies in various Member States and impact on EU citizens' fundamental rights and on transatlantic cooperation in Justice and Home Affairs***

***2013/2188(INI)***

***Rapporteur: Claude Moraes (S&D)***

***PR – PE526.085v02-00***

***DT – PE524.632v01-00***

***DT – PE523.025v02-00***

***DT – PE524.799v01-00***

***DT – PE524.633v01-00***

***Responsible: LIBE –***

***Opinions: AFET – Decision: no opinion***

***INTA – Decision: no opinion***

***ITRE –***

The Rapporteur explained that more than 500 amendments had been tabled. He was hoping for a vote in LIBE on 12 February and a plenary vote in March.

During the discussion, the following issues were raised: striking a balance between security and data protection, strengthening EU capacities and defence structures, independent EU technology, acknowledging the situation of Mr Snowden and the need to find a solution for him, the idea of having a subcommittee on data issues in the next legislature, strengthening oversight intelligence services at EU and national level, improving investment in IT security, and the protection of journalists, lawyers, whistle-blowers and politicians.

***Item 13 on the agenda***

**Communication from the Commission to the European Parliament and the Council on the work of the Task Force Mediterranean COM(2013)0869**

The chair introduced this point by explaining that the EP had complained to Commissioner Malström because the EP was not being kept fully informed regarding the work of the Task Force Mediterranean. In particular it had not received all the documents and agendas in accordance with the framework agreement.

Mr Muschel, Director of Migration and Asylum, DG Home Affairs, presented the work of the group and stressed Member States were taking this issue very seriously. Action included third country cooperation, strengthening regional protection programmes, resettlement, as well as reinforcing legal avenues and fighting against human trafficking.

The Commission would report back to the June European Council and the Justice and Home Affairs Councils in March and June.

The Hellenic Presidency expressed eagerness to address the various issues presented in the Council Working Party.

***Item 14 on the agenda***

**Public access to documents (Rule 104(7)) for the years 2011-2013**

**2013/2155(INI)**

**Rapporteur: Ms in 't Veld (ADLE)**

**PR – PE524.641v01-00**

**AM – PE526.326v01-00**

**Responsible: LIBE –**

The Rapporteur explained that unfortunately a lot remained to be done in order to improve transparency and that she had received 85 amendments. She announced that the vote in LIBE would take place on 20 February and the plenary vote would take place in March. There was no further discussion.

### ***Item 16 on the agenda***

*In camera*

### **Modernisation of the Council of Europe Convention 108 for the Protection of Individuals with regard to Automatic Processing of Personal Data**

The presentation by Françoise Le Bail, Director-General for Justice, and the debriefing on the negotiations with the United States on the so-called "umbrella agreement" were postponed as there were no members present.

### ***Next meeting(s)***

- *12 February 2014, 9.00 – 12.30 and 15.00 – 18.30 (Brussels)*
- *13 February 2014, 9.00 – 12.30 and 15.00 – 18.30 (Brussels)*

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