

# EUROPEAN PARLIAMENT



*Committee on Citizens' Freedoms and Rights, Justice and Home Affairs*

PE/IV/PV/02-23

**MINUTES**  
of the meeting of 11 November 2002, 15.00 – 18.30  
and 12 November 2002, 9.00 – 12.30  
BRUSSELS

The Chairman, Robert Evans, opened the meeting on Monday 11 November 2002 at 15.14.

**1. Adoption of draft agenda**

PE 319.225/rev

The draft agenda was adopted with the amendments recorded in these minutes. It was decided to hold the vote on Joke Swiebel's report on respect for human rights in the European Union (2001) as soon as possible, in view of the workload already scheduled for forthcoming meetings.

**2. Approval of minutes of meeting of 8-9 July 2002 (PE319.212)**

As there were no amendments to the minutes of the meeting of 8-9 July 2002 (PE 319.212), the minutes were considered approved.

**3. Chairman's announcements**

The Vice-Chairman announced that authorisation to draw up a report on integrated management of the external borders of the Member States of the European Union (COM(2002) 233) would probably be announced shortly. The rapporteur Hubert Pirker had already presented his draft report at the meeting of 2 October 2002. The deadline for tabling amendments was 26 November 2002 at 12.00.

The timetable for Lousewies van der Laan's opinion on the prevention and reduction of risks associated with drug dependence (COM(2002) 201) was set as follows: presentation of the opinion on 3 or 9 December and vote on 10 December 2002. The deadline for tabling amendments was 4 December at 12.00.

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PE 319.249

It was also decided that Baroness Ludford, Joke Swiebel and Fodé Sylla would represent Parliament at the annual forum on human rights organised by the Danish Presidency on 20 and 21 December.

The Chairman announced the coordinators' proposals for the appointment of rapporteurs and draftsmen.

(1) Reallocation of the Europol package

Financing of certain activities carried out by Europol in connection with cooperation in the fight against terrorism (COM(2002) 439).

Proposed rapporteur: Christian Ulrik von Boetticher (replacing Gérard M.J. Deprez).

Protocol to the Europol Convention on money laundering (Danish initiative) (10307/2002).

Proposed rapporteur: Christian Ulrik von Boetticher (replacing Gérard M.J. Deprez).

(2) Rights of victims of crime: European Network of National Contact Points for Restorative Justice (11621/2002).

Proposed rapporteur: Eva Klamt.

(3) Conditions of entry and residence of third-country nationals for the purposes of studies, vocational training or voluntary service (COM(2002) 548).

Proposed rapporteur: Martine Roure.

Agreement between the EU and the USA on judicial cooperation in criminal matters and extradition

(Rule 97(5))

Proposed rapporteur: Jorge Salvador Hernández Mollar.

(5) Equal opportunities for women and men in the European Union: sixth annual report 2001.

It was proposed not to draw up an opinion.

(6) Protection of the financial interests of the Communities and fight against fraud – annual report 2001 (COM(2002) 348).

It was proposed not to draw up an opinion.

The committee decided to follow the Chairman's proposals in all respects.

*In the presence of a Europol representative*

**4. Fight against terrorism: financing of Europol activities, control centre and communications systems (T07962)**

CNS020196 – COM(02)0439 – C5-0471/02

PE 319.248

Rapporteur: Christian Ulrik von Boetticher (PPE)

- Exchange of views

The Europol representative, Peter Gridling, introduced the proposal and set out Europol's position. Hubert Pirker, replacing Christian Ulrik von Boetticher, set out the rapporteur's views and explained that the vote had to be held the following day for budgetary reasons. The Commission representative, Eduardo Cano Romero, set out the Commission's position.

The following members spoke: Kathalijne Maria Buitenweg, Hubert Pirker, Baroness Ludford and the Vice-Chairman.

It was decided that the report would be put to the vote the following day.

## **5. Schengen rules on the issue of visas at the border, including the issue of visas to seamen (Spanish initiative) (T07878)**

CNS020810 – 8372/02 – C5-0289/02

PE 319.215

Rapporteur: Anna Karamanou (PSE)

- Initial exchange of views

The rapporteur Anna Karamanou commented on the Spanish initiative. The Commission representative, Gérard Beaudu, set out the Commission's position.

The rapporteur agreed to present a draft report at the meeting of 9 December 2002, which would be put to the vote on 20 January 2003.

## **6. Right of EU citizens and their families to move and reside freely within the territory of the Member States (T07438)**

COD010111 – COM(01)0257 – C5-0336/01

PE319.238

Rapporteur: Giacomo Santini (PPE)

- Consideration of draft report
- Deadline for tabling amendments

The rapporteur Giacomo Santini introduced his report. The Commission representative, Alain Brun, gave his comments.

The following members spoke: Baroness Ludford, Joke Swiebel, Anna Terrón i Cusí, Michael Cashman and Gérard M.J. Deprez.

Rikke Freil Laulund, representing the Danish presidency, commented on what had been said. The rapporteur spoke in conclusion.

The deadline was set for 25 November 2002 at 12.00. The vote in committee would be held on 11 December 2002 and the vote in plenary in the week of 13 January 2003 in Strasbourg.

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Giacomo Santini took the chair.

**7. Multiannual Community action plan for safer use of the Internet (amendment of Decision 276/1999/EC) (T07764)**

COD020071 – COM(02)0152 – C5-0141/02

PE319.199

Rapporteur: Bill Newton Dunn (ELD)

- Exchange of views
- possibly deadline for tabling amendments

The rapporteur Bill Newton Dunn presented a revised version of his report. The Commission representative, Richard Swetenham, gave his comments. Margot Keßler spoke.

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The meeting adjourned at 17.46 and resumed on Tuesday 12 November at 9.13.

*VOTES*

**9. Fight against terrorism: financing of Europol activities, control centre and communications systems (T07962)**

CNS020196 – COM(02)0439 – C5-0471/02

PE 319.248

Rapporteur: Christian Ulrik von Boetticher (PPE)

- Adoption of draft report

The Commission proposal was adopted without amendments.

The legislative resolution was adopted with the Committee on Budgets' two amendments by 15 votes to 3.

**10. Short-term residence permit for victims of illegal immigration or trafficking in human beings (T07717)**

CNS020043 – COM(02)0071 – C5-0085/02

PE319.237/1

Rapporteur: Patsy Sörensen (VER)

- Adoption of draft report

The results of the vote were as follows.

The following amendments were adopted: tabled by the Committee on Citizens' Freedoms: 1 with an oral modification, 2 with an oral modification, 3 with an oral modification, 4 with an oral

modification, 5, 6 with an oral modification, 7 with an oral modification, 8, 9 with an oral modification, 10 with an oral modification, 11, 12 with an oral modification, 14, 16 (first part), 18, 19, 20, 22, 23, 24, 25, 26, 30 with an oral modification, 33, 34 = 15 FEMM, 35= 3 FEMM, 36= 4 FEMM, 37 with an oral modification, 38 = 5 FEMM (first part), 41 = 6 FEMM (second part), 46 = 10 FEMM, 47 = 9 FEMM, 49, 50, 51, 53 = 14 FEMM, 55; tabled by the Committee on Women's Rights: 2, 7, 8, 11 and 13; tabled by the Legal Affairs Committee: 4, 7, 11 and 12.

The following amendments were rejected: tabled by the Committee on Citizens' Freedoms: 16 (second part), 21, 27, 28, 29, 31, 32, 38 = 5 FEMM (second part), 39, 40, 41 = 6 FEMM (first part), 42, 43, 44, 45, 48, 52 and 54; tabled by the Committee on Women's Rights: 1 and 12; tabled by the Legal Affairs Committee: 1, 2, 3, 5, 6, 8, 9, 10 and 13.

Amendments 13, 15 and 17 by the Committee on Citizens' Freedoms were withdrawn.

The legislative resolution was adopted on the basis of the amended text by 28 votes to 5. Before the vote, Ilka Schröder asked for a minority opinion to be drawn up.

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The Vice-Chairman Lousewies van der Laan took the chair.

#### *DEBATES*

##### **11. Prevention of money laundering by means of customs cooperation (T07875)**

COD020132 – COM(02)0328 – C5-0291/02

Rapporteur: Ingo Schmitt (PPE)

- Initial exchange of views

The Commission representative, John Pulford, introduced the Commission proposal. The rapporteur Ingo Schmitt gave his opinion on the proposal. Margot Keßler spoke. The Commission commented on what had been said.

The rapporteur agreed to present a draft report at the meeting of 20 January 2003, which would be put to the vote on 18 February 2003.

##### **12. Mutual recognition of decisions in criminal matters, disqualifications (Danish initiative) (T07993)**

CNS020820 – 9957/02 – C5-0419/02

PE323.724

Rapporteur: Sérgio Sousa Pinto (PSE)

- Consideration of draft report  
- Deadline for tabling amendments

Rikke Freil Laulund, representing the Danish presidency, introduced the initiative. The Commission representative, Charles Williams, set out the Commission's position. The following

spoke: the rapporteur Sérgio Sousa Pinto, the acting Chairman Lousewies van der Laan, Mogens N.J. Camre and Christian Ulrik von Boetticher. Rikke Freil Laulund commented on what had been said and then the rapporteur concluded with his views.

**16. Date of next meeting in Brussels (PE/IV/OJ/02-24 )**

Tuesday 3 December 2002, 15.00 – 18.30.

The meeting closed at 10.55.

**DELTAGERLISTE/ANWESENHEITSLISTE/KATASTASI ΠΑΡΟΝΤΩΝ/RECORD  
OF ATTENDANCE/LISTA DE ASISTENCIA/LISTE DE PRESENCE/ELENCO DEI  
PRESENTEI/PRESENTIELIJST/LISTA DE PRESENÇAS/LÄSNÄOLOLISTA/DELTAGARLISTA**

Til stede	Formandskabet/Vorstand/Προεδρείο/Bureau/Ufficio di Presidenza/Mesa/Puheenjohtajisto/J.L. Presidium: (*) Robert J.E. Evans (VP) (1), Lousewies van der Laan (VP) (1,2), Giacomo Santini (VP) (1,2)
Anwesend	Medlemmer/Mitglieder/Μέλη/Members/Diputados/Deputati/Leden/Deputados/Jäsenet/ Ledamöter:
Παρόντες	Niall Andrews (1), Alima Boumediene-Thiry (1), Giuseppe Brienza (1,2), Michael Cashman (1,2), Charlotte Cederschiöld (2), Ozan Ceyhun (2), Carlos Coelho (1,2), Gérard M.J. Deprez (1,2), Margot Keßler (1,2), Timothy Kirkhope (2), Eva Klamt (2), Baroness Sarah Ludford (1,2), Hartmut Nassauer (2), Bill Newton Dunn (1,2), Marcelino Oreja Arburúa (1,2), Elena Ornella Paciotti (1,2), Hubert Pirker (1,2), Bernd Posselt (2), José Ribeiro e Castro (1), Heide Rühle (2), Ilka Schröder (2), Patsy Sörensen (1,2), Sérgio Sousa Pinto (2), Joke Swiebel (1,2), Anna Terrón i Cusí (1,2), Christian Ulrik von Boetticher (2)
Present	Stedfortrædere/Stellvertreter/??απληρωτές/Substitutes/Supplentes/Suppleants/ Membri supplenti/Plaatsvervangers/Membros suplentes/Varajäsenet/Suppleanter: Kathalijne Maria Buitenweg (1,2), Mogens N.J. Camre (1,2), Marco Cappato (2), Marie-Françoise Garaud (1,2), Evelyne Gebhardt (1), Marie-Thérèse Hermange (1), Anna Karamanou (1,2), Alain Krivine (1,2), Lucio Manisco (2), Manuel Medina Ortega (1,2), Arie M. Oostlander (2), Paolo Pastorelli (1,2), Olle Schmidt (1,2), Ingo Schmitt (1,2), Gianni Vattimo (2)
Presenti	
Aanwezig	
Läsnä	
Närvarande	
Art. 153,2	Francesco Fiori (1,2) (in Vertretung von Marcello Dell'Utri), Jacques F. Poos (2) (in Vertretung von Martine Roure), Kathleen Van Brempt (2) (in Vertretung von Martin Schulz)
Art. 166,3	Michiel van Hulten (1), Jaime Valdivielso de Cué (1)
Endv. deltog/Weitere Teiln./ Συμμετείχαν επίσης/Also present Participaron igualmente/ Participaient également/ Hanno partecipato altresì/ Andere deelnemers/ Outros participantes/ Muut osallistujat/ Dessutom deltog	
(Dagsorden/Tagesordnung Pkt/Ημερήσια Διάταξη Σημεί/Point OJ/Punto OG/Agenda Punt/Ponto OJ/punto orden del dia/ Esityslistan kohta/Föredragningslista punkt):	

\* (P) = Formand/Vorsitzender/Πρόεδρος/Chairman/President/Presidente/Voorzitter/Presidente/Puheenjohtaja/Ordförande  
 (VP) =Næstform./Stellv. Vorsitz./Αντιπρόεδρος/Vice-Chairman/Vice-President/Vice-Presidente/Varapuheenjohtaja  
 Ondervoorz./Vice-Pres./Vicepres/Vice ordförande.

Til stede den/Anwesend am/Παρόν στις/Present on/Present le/Aanwezig op/Presente em/Presente el/Läsnä/Närvarande den.

- (1) 11. November 2002  
 (2) 12. November 2002

Efter indbydelse fra formanden/Auf Einladung d. Vorsitzenden/Με πρόσκληση του Προέδρου/At the invitation of the Chairman/Por invitacion del presidente/Sur l'invitation du president/Su invito del presidente/Op uitnodiging van de voorzitter/A convite do Presidente/Puheenjohtajan kutsusta/  
På ordförandens inbjudan:  
Gridling (Europol)

Radet/Rat/Συμβούλιο/Council/Consejo/Conseil/Consiglio/Raad/Conselho/Neuvosto/Radet: (\*)  
Feeney, Schulte Nordholt

Kommissionen/Kommission/Επιτροπή/Commission/Comision/Commissione/Comissie/Comissao/Komissio/  
Kommissionen: (\*)  
Anastopoulos, Cano Romero, Beaudu, Brun, Sweetenham, Pulford, Williams

Cour des comptes:

C.E.S.:

Andre deltagere/Andere Teilnehmer Επίσης Παρόντες/Also present Otros participantes/Autres participants/Altri partecipanti Andere aanwezigen/Outros participantes Muut osallistujat/Övriga deltagare		dänische Präsidentschaft: Madsen, Sørensen, Laulund
Gruppernes sekretariat Sekretariat der Fraktionen Γραμματεία των Πολ. Ομάδων Secretariat political groups Secr. de los grupos políticos Secr. Groupes politiques Segr. dei gruppi politici Secr. van de fracties Secr. dos grupos políticos Poliittisten ryhmien sihteeristö <sup>1</sup> Gruppernas sekretariat	PPE-DE PSE ELDR Verts/ALE GUE/NGL UEN EDD NI	Scriban, Maurin Baptista, Lemarchal, Eggerder Rasmussen Robert, Yurtagül Engel Pinto de Rezende, Locati Marzocchi
Cab. du Président		
Cab. du Secrétaire Général		
Generaldirektorat Generaldirektion Γενική Διεύθυνση Directorate-General Dirección general Direction générale Direzione generale Directoraat-generaal Direcção-Geral Contrôle financier Service juridique Pääosasto Generaldirektorat	I II III IV V VI VII VIII	Lepoutre van den Broeke, De Paepe Antoine-Gregoire, Ventujol
Udvælgssekretariatet Ausschußsekretariat Γραμματεία επιτροπής Committee secretariat Secretaría de la comisión Secrétaire de la commission Segretariato della commissione Commissiesecretariaat Secretariado da comissão Valiokunnan sihteeristö <sup>1</sup> Utskottssekretariatet		Brulant Bultena Castagnoli Dean Helberg Martinez Sanchez
Assist./Βοηθός		Götz Salez

\* (P) =Formand/Pres./Πρόεδρος/Chairman/President/Voorzitter/Puheenjohtaja/Ordförande  
 (VP) =Næstform./Vize-Pres./??πρόεδρος/Vice-Chairman/Vice-President/Ondervoorz./Vice-pres/Varapuheenjohtaja/Vice ordförande.  
 (M) =Medlem./Mitglied/Μέλος/Member/Miembro/Deputado/Membro/Lid/Membro/Jasen/Ledamot  
 (F) =Tjenestemand/Beamter/Υπάλληλος/Official/Funcionario/Fonctionnaire/Funzionario/Functionario/Ambtenaar/ Functionario/Virkamies/Tjansteman