

ADOPTED TEXT No. **652**
'Small Act'

NATIONAL ASSEMBLY

CONSTITUTION OF 4 OCTOBER 1958
FOURTEENTH LEGISLATURE

2015-2016 ORDINARY SESSION

31 December 2015

EUROPEAN RESOLUTION

on the **European Agenda on Security**

Is considered as final, pursuant to Rule 151-7 of the Rules of Procedure, the resolution with the following content:

See numbers: **3290** and **3351**.

Single article

The National Assembly,

In the light of Article 88-4 of the Constitution,

In the light of the Treaty on European Union, especially its Article 3 paragraph 2 and its Article 4 paragraph 2,

In the light of the Treaty on the Functioning of the European Union, especially its Title V,

In the light of the communication from the Commission of 28 April 2015 to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions, on the European Agenda on Security (COM [2015] 185 final),

In the light of the conclusions of 20 November 2015 of the Council of the European Union and of the Member States, meeting within the Council, on combating terrorism and enhancing the criminal justice response to radicalisation leading to terrorism and violent extremism,

In the light of the resolution of the European Parliament of 9 July 2015 on the European Agenda on Security,

In the light of the resolution of the European Parliament of 25 November 2015 on the prevention of radicalisation and recruitment of European citizens by terrorist organisations,

In the light of Regulation (EC) no. 562/2006 of the European Parliament and of the Council of 15 March 2006 establishing a Community code on the rules governing the movement of persons across borders (Schengen Borders Code),

In the light of the proposal for a directive of 2 December 2015 of the European Parliament and of the Council on combating terrorism and replacing Council Framework Decision 2002/475/JAI on combating terrorism (COM [2015] 625),

In the light of the Communication of 2 December 2015 from the Commission to the European Parliament and the Council on implementing the European Agenda on Security: EU action plan against illicit trafficking in and use of firearms and explosives (COM [2015] 624),

In the light of the European resolution no. 814 on the proposal for a directive on the establishment of a European system for the collection and processing of passengers' records data (PNR data), adopted by the National Assembly on 23 December 2011,

In the light of the European resolution no. 285 on the proposal for a Council regulation of 17 July 2013 on the establishment of the European Public Prosecutor's Office (COM [2013] 534 final), adopted by the National Assembly on 31 January 2014,

In the light of the European resolution no. 370 on policy guidelines for the future of the area of freedom, security and justice, adopted by the National Assembly on 27 June 2014,

In the light of the European resolution no. 499 calling for a strengthening of European

policies on combating irregular immigration, especially in the Mediterranean, adopted by the National Assembly on 28 March 2015,

Considering that the new threats affecting the security of European Union citizens, which have an increasingly cross-border dimension, require a more concerted and coordinated response on the part of European Union Member States;

Considering that while national security and the maintenance of law and order fall within the competence of the Member States, the European Union must however lead the way and coordinate this matter to effectively combat cross-border threats;

Considering that the building of an area of freedom, security and justice without internal borders and where freedom, security and the fundamental rights of citizens are protected is a goal of the European Union;

1. Welcomes the determination of the Commission in promoting intervention by the European Union to support action taken by the Member States as regards security; also hails the coherence of the strategic actions presented by the European Union since 2010;

2. Recalls that, as regards security, the Member States have a shared responsibility and must coordinate their policies and show solidarity to respond effectively;

3. Approves the major strategic goals defined for the 2015-2030 period, the selected method consisting in strengthening the exchange of information, operational cooperation and support for training and innovation and also approves the three priority action fields, namely terrorism and radicalisation, organised crime and cybercrime;

4. Supports the pragmatic approach adopted by the Commission in implementing the European Agenda on Security, which is mainly based on regular assessments of the existing systems and tools;

5. Demands that action by the European Agenda on Security be combined with clear goals along with relevant indicators and specific funding so that national parliaments can follow the implementation of the agenda in an enlightened manner. It is indeed a field where they retain the competence to enact ordinary law;

6. Regrets the lack of precision of the agenda as regards the action to be taken and the funding to be mobilised to prevent the behaviours of delinquents and criminals, especially as part of the European Union's action programmes in the fields of education, youth and culture;

7. Emphasises that the success of the agenda will depend very largely on the determination of the Member States to implement it and use the tools available to them; welcomes in this respect the initiatives and commitments taken by the Council of the European Union in its 'Justice and home affairs' configuration since 20 November 2015;

8. Demands that the efforts aimed at greater harmonisation of legislations be pursued, especially as regards the combating of terrorism and of the movement of firearms and their control in the European territory;

9. Asks the European institutions to carry out as quickly as possible a targeted revision of the regulation (EC) no. 562/2006 of the European Parliament and of the Council of 15 March 2006 establishing a Community code on the rules governing the movement of persons across borders

(Schengen Borders Code), so as to allow systematic controls, at the borders of the member states of the Schengen area, of the citizens of the European Union and of other persons enjoying the right to free movement under European legislation; insists on the need to improve the quality of the data entered into the Schengen information system and of its processing by the member states;

10. Reaffirms its support for action specifically implemented to combat the smuggling of migrants, especially in the Mediterranean;

11. Recalls its support for the creation of a European Corps of Border Guards;

12. Recalls its constant support for the creation of a European Public Prosecutor's Office organised with a collegiate structure and with competences extending to combating serious international crime, especially terrorism, arms and drug trafficking, money laundering and trafficking of human beings;

13. Welcomes the compromise found on 2 December 2015 by the European Parliament and the Council on the proposal for a directive of 2 February 2011 on the use of passengers' records data for the prevention and detection of terrorist offences and serious forms of crime and also hails the joint declaration by the Member States, which form a good balance between the need to conduct effective controls and the need to guarantee the protection of fundamental rights and personal data; desires that the directive be rapidly and definitively adopted as well as being transposed by the Member States;

14. Insists on the need for enhanced cooperation between the agencies of the European Union working in the justice and home affairs field, especially the European Police Office (Europol), the judicial cooperation unit Eurojust and the Frontex agency, as well as better cooperation between these agencies and the security services and judicial institutions of the Member States;

15. Demands that the linkage of the programme with other European Union policies or action plans, such as the European Union's action plan against migrant smuggling or the European Agenda on Migration, be clarified and the funding of certain actions explicitly addressed;

16. Shares the Commission's view on the need to reconcile the internal and external dimension of security and ensure that regular dialogue is established in this field with the neighbouring countries of the European Union and countries that have applied for accession, as well as with the regional and international organisations concerned;

17. Emphasises the need to reconcile the actions undertaken by the European Union pursuant to the agenda on security with the common security and defence policy, with reference in particular to combating the funding of terrorism, and invites the Member States to take measures to dry up the sources of funding of the terrorist organisation Isis;

18. Engages the Member States and institutions of the European Union to assess carefully and regularly the implementation of the European Agenda on Security.

In Paris, 31 December 2015.

The President,
Signed: CLAUDE BARTELONE