

## AMENDMENT FORM

### Suggestion for amendment of Article 1 of Part II::

"...

The Union shall ensure a high level of safety by measures to prevent and combat crime and promote coordination and cooperation between criminal police and judicial authorities and other competent authorities, as well as by the mutual recognition of judgments in criminal matters and the approximation of criminal laws **and by the prevention and combating of racism and xenophobia**

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### Explanation :

The prevention and combating of racism and xenophobia is a fundamental **prerequisite to obtaining an area of freedom security and justice for all. Furthermore** as stated in the Joint Action 96/443/JHA "*the perpetrators of racist offences should be prevented from moving from one country to another in order to escape criminal proceedings or avoid serving sentences and thus pursue their activities with impunity*".

The prevention and combating of racism and xenophobia is a fundamentally **different approach from the fight against discrimination**, the former focuses on the sphere of public law and the latter deals with "equal treatment", namely the social behaviour aspect of the issue. The two issues are, although related, very different and both deserve an appropriate but distinct approach.