

## AMENDMENT FORM

**Suggestion for amendment of Article : Title ...: Area of freedom, security and justice, 5**

**Suggestion for protocol :**

**By / Mr : Hain With the support of Lord Tomlinson, substitute**

**Status : - Member -**

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### **Article 5: [Operational co-operation]**

In order to ensure that operational co-operation on internal security law enforcement and migration management is promoted and strengthened within the Union, a standing committee may be set up within the Council. Without prejudice to Article [207 TEC], it shall be responsible for facilitating strategic co-ordination of co-ordinating the action of Member States' competent authorities, including police, customs and civil protection authorities. It shall also advise the Council on identifying the priorities to be followed by Europol when carrying out its tasks. The representatives of Europol, and Eurojust and, where appropriate, the European Public Prosecutor's Office, may be involved in the proceedings of this Committee. The European Parliament shall be kept informed of the work of the committee.

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### **Explanation (if any) :**

**Article 5 :** *We strongly welcomed Working Group X's recommendation that the Treaty should separate "legislative" and "operational" tasks and strengthen co-ordination and operational collaboration.*

*This article is welcome. Our amendments:*

- (i) *clarify the areas of operational collaboration where the committee is to have a role. Referring to "internal security" is unclear in the light of article 6, and we have proposed a more specific formulation;*
- (ii) *clarify that, while the committee has a strong co-ordinating function, it does not have powers of direction in relation to specific actions;*
- (iii) *give the committee the role of assisting the Council in identifying priority areas for Europol. The operation of the Management Board to date has demonstrated the need for some external identification of priorities at a political level.*
- (iv) *Remove inappropriate language which anticipates the establishment of a European Public Prosecutor's Office.*