

## AMENDMENT FORM

### Suggestion for amendment of article 15

By Mr Poul Schlüter

Status: Alternate

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#### **Article 15: Judicial cooperation in criminal matters**

1. Judicial cooperation in criminal matters **having cross-border implications** in the Union shall be based on the principle of mutual recognition of judicial decisions and shall include the approximation of legislation in the areas referred to in Articles [16] and [17].
  2. The ~~European Parliament and the~~ Council, **acting unanimously after obtaining the assent of the European Parliament**, ~~in accordance with the legislative procedure~~, shall adopt ~~laws and~~ framework laws to:
    - establish rules and procedures for ensuring the recognition throughout the Union of ~~all forms of~~ judgments and judicial decisions;
    - prevent and settle conflicts of jurisdiction between Member States;
    - encourage the training of the judiciary and judicial staff;
    - facilitate ~~all~~ other forms of cooperation between ministries and judicial or equivalent authorities of the Member States in relation to proceedings in criminal matters and the enforcement of decisions.
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#### **Explanation:**

The future Union action in the field of criminal matters implies that the Union may adopt common rules on criminal procedure and substantive criminal law.

Therefore, the essential parts of the future Union legislation in this field should be adopted with unanimity in the form of framework laws.

The proposed wording clarifies that the principle of mutual recognition applies when cross-border implications are involved.

The words “all forms” are superfluous.