

Wednesday 9 March 2016

P8\_TA(2016)0079

## **Procedural safeguards for children suspected or accused in criminal proceedings \*\*\*I**

**European Parliament legislative resolution of 9 March 2016 on the proposal for a directive of the European Parliament and of the Council on procedural safeguards for children suspected or accused in criminal proceedings (COM(2013)0822 — C7-0428/2013 — 2013/0408(COD))**

**(Ordinary legislative procedure: first reading)**

(2018/C 050/23)

*The European Parliament,*

- having regard to the Commission proposal to Parliament and the Council (COM(2013)0822),
  - having regard to Article 294(2) and Article 82(2)(b) of the Treaty on the Functioning of the European Union, pursuant to which the Commission submitted the proposal to Parliament (C7-0428/2013),
  - having regard to Article 294(3) of the Treaty on the Functioning of the European Union,
  - having regard to the reasoned opinion submitted, within the framework of Protocol No 2 on the application of the principles of subsidiarity and proportionality, by the Netherlands House of Representatives, asserting that the draft legislative act does not comply with the principle of subsidiarity,
  - having regard to the opinion of the European Economic and Social Committee of 25 March 2014 <sup>(1)</sup>,
  - having regard to the undertaking given by the Council representative by letter of 16 December 2015 to approve Parliament's position, in accordance with Article 294(4) of the Treaty on the Functioning of the European Union,
  - having regard to Rule 59 of its Rules of Procedure,
  - having regard to the report of the Committee on Civil Liberties, Justice and Home Affairs (A8-0020/2015),
1. Adopts its position at first reading hereinafter set out;
  2. Calls on the Commission to refer the matter to Parliament again if it intends to amend its proposal substantially or replace it with another text;
  3. Instructs its President to forward its position to the Council, the Commission and the national parliaments.

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## **P8\_TC1-COD(2013)0408**

**Position of the European Parliament adopted at first reading on 9 March 2016 with a view to the adoption of Directive (EU) 2016/... of the European Parliament and of the Council on procedural safeguards for children who are suspects or accused persons in criminal proceedings**

*(As an agreement was reached between Parliament and Council, Parliament's position corresponds to the final legislative act, Directive (EU) 2016/800.)*

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<sup>(1)</sup> OJ C 226, 16.7.2014, p. 63.