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III

(Preparatory acts)

EUROPEAN PARLIAMENT

Protocol to the EC-Switzerland Agreement on the free movement of persons (participation of Bulgaria and Romania) ***

P6_TA(2008)0464

European Parliament legislative resolution of 9 October 2008 on the draft Council decision on the conclusion, on behalf of the European Community and its Member States, of a Protocol to the Agreement between the European Community and its Member States, of the one part, and the Swiss Confederation, of the other, on the free movement of persons, regarding the participation, as contracting parties, of the Republic of Bulgaria and Romania pursuant to their accession to the European Union (9116/2008 — C6-0209/2008 — 2008/0080(AVC))

(2010/C 9 E/13)

(Assent procedure)

The European Parliament,

- having regard to the draft Council decision (9116/2008),
- having regard to the Protocol to the Agreement between the European Community and its Member States, of the one part, and the Swiss confederation, of the other, on the free movement of persons regarding the participation, as Contracting Parties, of the Republic of Bulgaria and Romania pursuant to their accession to the European Union (8689/2008),
- having regard to the Protocol to the Agreement between the European Community and its Member States, of the one part, and the Swiss Confederation, of the other, on the free movement of persons regarding the participation, as contracting parties, of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic pursuant to their accession to the European Union ⁽¹⁾,
- having regard to the Agreement between the European Community and its Member states, of the one part, and the Swiss Confederation, of the other, on the free movement of persons ⁽²⁾,
- having regard to the request for assent submitted by the Council pursuant to Article 300(3), second subparagraph, in conjunction with Article 300(2), first subparagraph, second sentence and Article 310 of the EC Treaty (C6-0209/2008),
- having regard to Article 6(2) of the 2005 Act of Accession,

⁽¹⁾ OJ L 89, 28.3.2006, p. 30.

⁽²⁾ OJ L 114, 30.4.2002, p. 6.

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- having regard to Rules 75 and 83(7) of its Rules of Procedure,
 - having regard to the recommendation of the Committee on Civil Liberties, Justice and Home Affairs (A6-0343/2008),
1. Gives its assent to the conclusion of the Protocol;
 2. Instructs its President to forward its position to the Council and the Commission, and the governments and parliaments of the Member States and the Swiss Confederation.

Establishment of the European Criminal Records Information System (ECRIS) *

P6_TA(2008)0465

European Parliament legislative resolution of 9 October 2008 on the proposal for a Council decision on the establishment of the European Criminal Records Information System (ECRIS) in application of Article 11 of Framework Decision 2008/XX/JHA (COM(2008)0332 — C6-0216/2008 — 2008/0101(CNS))

(2010/C 9 E/14)

(Consultation Procedure)

The European Parliament,

- having regard to the Commission proposal (COM(2008)0332),
 - having regard to Article 31 and Article 34(2)(c) of the EU Treaty,
 - having regard to Article 39(1) of the EU Treaty, pursuant to which the Council consulted Parliament (C6-0216/2008),
 - having regard to Rules 93 and 51 of its Rules of Procedure,
 - having regard to the report of the Committee on Civil Liberties, Justice and Home Affairs (A6-0360/2008),
1. Approves the Commission proposal as amended;
 2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
 3. Calls on the Council to notify Parliament if it intends to depart from the text approved by Parliament;
 4. Calls on the Council to consult Parliament again if it intends to amend the Commission proposal substantially;
 5. Should that proposal not be adopted prior to the entry into force of the Treaty of Lisbon, is determined to examine any such future proposal by urgent procedure, in close cooperation with national parliaments;
 6. Instructs its President to forward its position to the Council and the Commission.