Committee on Budgets

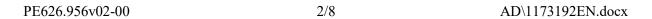2018/0152(COD)

23.1.2019

OPINION

of the Committee on Budgets

for the Committee on Civil Liberties, Justice and Home Affairs

on the proposal for a regulation of the European Parliament and of the Council amending Regulation (EC) No 767/2008, Regulation (EC) No 810/2009, Regulation (EU) 2017/2226, Regulation (EU) 2016/399, Regulation XX/2018 [Interoperability Regulation], and Decision 2004/512/EC and repealing Council Decision 2008/633/JHA
(COM(2018)0302 – C8-0185/2018 – 2018/0152(COD))

Rapporteur for opinion: Bernd Kölmel

PA_Legam

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SHORT JUSTIFICATION

The rapporteur shares the objective of the Commission proposal to reinforce the Visa Information System (VIS) in order to facilitate the visa application procedure, to facilitate and strengthen checks at external border crossing points and within the territory of the Member States, and to enhance the internal security of the Schengen area by facilitating the exchange of information among Member States on third country nationals holders of long stay visas and residence permits. This will improve security within the EU and at its borders, facilitate the right of legitimate travellers to cross the external border and freely move and stay within the area without internal border controls, and facilitate the management of the Schengen external borders.

The rapporteur considers the estimated cost to the EU budget to be justified and proportionate, but urges the Commission, eu-LISA, Frontex, Europol, CEPOL and the Member States to ensure the highest degree of cost efficiency possible.

The rapporteur strengthens a number of provisions on reporting and evaluation, in order to enable the budgetary authority to follow closely the development and functioning of the reinforced VIS.

AMENDMENTS

The Committee on Budgets calls on the Committee on Civil Liberties, Justice and Home Affairs, as the committee responsible, to take into account the following amendments:

Amendment 1

Proposal for a regulation
Recital 43

Text proposed by the Commission	*Amendment*
(43) Without prejudice to Member States' responsibility for the accuracy of data entered into VIS, eu-LISA should be responsible for reinforcing data quality by introducing a central data quality monitoring tool, and for providing reports at regular intervals to the Member States.	(43) Without prejudice to Member States' responsibility for the accuracy of data entered into VIS, eu-LISA should be responsible for reinforcing data quality by introducing*, maintaining and continuously upgrading* a central data quality monitoring tool, and for providing reports at regular intervals to the Member States.

Amendment 2

Proposal for a regulation

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Recital 44

Text proposed by the Commission	*Amendment*
(44) In order to allow better monitoring of the use of VIS to analyse trends concerning migratory pressure and border management, eu-LISA should be able to develop a capability for statistical reporting to the Member States, the Commission, and the European Border and *Cost* Guard Agency without jeopardising data integrity. Therefore, a central statistical repository should be established. None of the produced statistics should contain personal data.	(44) In order to allow better monitoring of the use of VIS to analyse trends concerning migratory pressure and border management, eu-LISA should be able to develop a capability for statistical reporting to the Member States, the Commission, and the European Border and *Coast* Guard Agency without jeopardising data integrity. Therefore, a central statistical repository should be established. None of the produced statistics should contain personal data.

Amendment 3

Proposal for a regulation
Recital 46 a (new)

Text proposed by the Commission	*Amendment*
	(46 a) This Regulation, by supporting the achievement of its objectives (facilitating visa applications procedures, identifying missing persons, assisting in the process of identifying and returning persons and by helping law enforcement authorities access data of visa applicants) by Member States, will ensure savings in these regards in their respective national budgets.

Amendment 4

Proposal for a regulation
Article 1 – paragraph 1 – point 26 – point d
Regulation (EC) No 767/2008
Article 29 – paragraph 2a

Text proposed by the Commission	*Amendment*
The management authority together with the Commission shall develop *and* maintain automated data quality control	The management authority together with the Commission shall develop*,* maintain *and continuously upgrade* automated data

mechanisms and procedures for carrying out quality checks on the data in VIS and shall provide regular reports to the Member States. The management authority shall provide a regular report to the Member states and Commission on the data quality controls.

quality control mechanisms and procedures for carrying out quality checks on the data in VIS and shall provide regular reports to the Member States. The management authority shall *ensure adequate levels of professionally trained staff to implement the technical innovations and upgrades required to operate the data quality control mechanisms. The management authority shall* provide a regular report to the Member states and Commission on the data quality controls.

Amendment 5

Proposal for a regulation
Article 1 – paragraph 1 – point 38
Regulation (EC) No 767/2008
Article 50 – paragraph 3

Text proposed by the Commission	*Amendment*
3. Every two years eu-LISA shall submit to the European Parliament, the Council and the Commission a report on the technical functioning of VIS, including *the* security *thereof*.	3. Every two years eu-LISA shall submit to the European Parliament, the Council and the Commission a report on the technical functioning of VIS, including *its* security *and costs. That report shall include an overview of the current progress of the development of the project and the associated costs, a financial impact assessment, and information on any technical issues and risks that may affect the overall cost of the system.*

Amendment 6

Proposal for a regulation
Article 1 – paragraph 1 – point 38
Regulation (EC) No 767/2008
Article 50 – paragraph 3 a (new)

Text proposed by the Commission	*Amendment*
	3 a. In the event of delays in the development process, eu-LISA shall inform the European Parliament and the Council as soon as possible about the

reasons for the delays and their impact in terms of time and finances.

Amendment 7

**Proposal for a regulation
Article 1 – paragraph 1 – point 38**
Regulation (EC) No 767/2008
Article 50 – paragraph 5

Text proposed by the Commission	*Amendment*
5. Every *four* years ,the Commission shall produce an overall evaluation of the VIS. This overall evaluation shall include an examination of results achieved against objectives and an assessment of the continuing validity of the underlying rationale, the application of this Regulation in respect of the VIS, the security of the VIS, the use made of the provisions referred to in Article 31 and any implications for future operations. The Commission shall transmit the evaluation to the European Parliament and the Council.	5. Every *two* years ,the Commission shall produce an overall evaluation of the VIS. This overall evaluation shall include an examination of results achieved against objectives *and costs sustained* and an assessment of the continuing validity of the underlying rationale, the application of this Regulation in respect of the VIS, the security of the VIS, the use made of the provisions referred to in Article 31 and any implications for future operations. The Commission shall transmit the evaluation to the European Parliament and the Council.

PROCEDURE – COMMITTEE ASKED FOR OPINION

Title	Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 767/2008, Regulation (EC) No 810/2009, Regulation (EU) 2017/2226, Regulation (EU) 2016/399, Regulation XX/2018 [Interoperability Regulation], and Decision 2004/512/EC and repealing Council Decision 2008/633/JHA
References	COM(2018)0302 – C8-0185/2018 – 2018/0152(COD)
Committee responsible Date announced in plenary	LIBE 2.7.2018
Opinion by Date announced in plenary	BUDG 2.7.2018
Rapporteur Date appointed	Bernd Kölmel 28.6.2018
Discussed in committee	21.11.2018
Members present for the final vote	Nedzhmi Ali, Jonathan Arnott, Jean Arthuis, Reimer Böge, Gérard Deprez, Manuel dos Santos, André Elissen, José Manuel Fernandes, Eider Gardiazabal Rubial, Jens Geier, Esteban González Pons, Ingeborg Gräßle, Iris Hoffmann, Monika Hohlmeier, John Howarth, Bernd Kölmel, Zbigniew Kuźmiuk, Siegfried Mureşan, Liadh Ní Riada, Jan Olbrycht, Răzvan Popa, Paul Rübig, Petri Sarvamaa, Jordi Solé, Patricija Šulin, Eleftherios Synadinos, Indrek Tarand, Isabelle Thomas, Inese Vaidere, Monika Vana
Substitutes present for the final vote	Karine Gloanec Maurin

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FINAL VOTE BY ROLL CALL IN COMMITTEE ASKED FOR OPINION

27	+
ALDE	Nedzhmi Ali, Jean Arthuis, Gérard Deprez
ECR	Zbigniew Kuźmiuk, Bernd Kölmel
PPE	Reimer Böge, José Manuel Fernandes, Esteban González Pons, Ingeborg Gräßle, Monika Hohlmeier, Siegfried Mureşan, Jan Olbrycht, Paul Rübig, Petri Sarvamaa, Inese Vaidere, Patricija Šulin
S&d	Eider Gardiazabal Rubial, Jens Geier, Karine Gloanec Maurin, Iris Hoffmann, John Howarth, Răzvan Popa, Isabelle Thomas, Manuel dos Santos
VERTS/ALE	Jordi Solé, Indrek Tarand, Monika Vana

3	-
EFDD	Jonathan Arnott
ENF	André Elissen
GUE/NGL	Liadh Ní Riada

1	0
NI	Eleftherios Synadinos

Key to symbols:
+ : in favour
- : against
0 : abstention

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