



TEXTS ADOPTED

P8_TA(2019)0311

Asylum, Migration and Integration Fund

European Parliament resolution of 27 March 2019 on the Commission delegated regulation of 14 December 2018 amending Annex II to Regulation (EU) No 516/2014 of the European Parliament and of the Council establishing the Asylum, Migration and Integration Fund (C(2018)08466 – 2018/2996(DEA))

The European Parliament,

- having regard to the Commission delegated regulation (C(2018)08466),
 - having regard to Article 290 of the Treaty on the Functioning of the European Union,
 - having regard to Regulation (EU) No 516/2014 of the European Parliament and of the Council of 16 April 2014 establishing the Asylum, Migration and Integration Fund, amending Council Decision 2008/381/EC and repealing Decisions No 573/2007/EC and No 575/2007/EC of the European Parliament and of the Council and Council Decision 2007/435/EC¹, and in particular Articles 16(2) and 26(5) thereof,
 - having regard to the motion for a resolution by the Committee on Civil Liberties, Justice and Home Affairs,
 - having regard to Rule 105(3) of its Rules of Procedure,
- A. whereas Article 1 of the Commission delegated regulation proposes that Annex II of Regulation (EU) No 516/2014 be amended to include a specific action related to ‘the establishment, development and operation of adequate reception and accommodation and detention facilities, and respective services, for applicants for international protection or third-country nationals who are present in a Member State and do not or no longer fulfil the conditions for entry and/or stay’;
- B. whereas the Commission delegated regulation proposes that a concept of ‘controlled centres’ be included in that new specific action, and thus that funding be provided to Member States for the establishment, development and operation of such ‘controlled centres’;
- C. whereas the concept of ‘controlled centres’ is a controversial concept of questionable

¹ OJ L 150, 20.5.2014, p. 168.

legality which does not exist under Union law and has not been approved by the co-legislators;

- D. whereas Parliament takes the view that such a concept should not be funded unless and until it is properly defined in an appropriate legislative instrument – adopted by the co-legislators – detailing the legal basis, nature, purpose and objective of such a concept;
1. Objects to the Commission delegated regulation;
 2. Instructs its President to forward this resolution to the Commission and to notify it that the delegated regulation cannot enter into force;
 3. Instructs its President to forward this resolution to the Council and to the governments and parliaments of the Member States.