

AMENDMENT FORM

Suggestion for amendment of Article : Title ...: Area of freedom, security and justice, 10

Suggestion for protocol :

By / Mr : Hain With the support of Lord Tomlinson, substitute

Status : - Member -

Article 10: [Checks on persons at borders]

1. The Union shall develop a policy on the movement of persons with a view to:

Indents: okay.

2. For this purpose, the European Parliament and the Council, in accordance with the legislative procedure, shall adopt laws or framework laws concerning:

- ~~conditions of entry for a short stay for nationals of third States, including the visa requirement and exemption from this requirement, the rules, procedures and conditions of issue of permits for crossing external borders, and the uniform format for such permits;~~ conditions of entry for a short stay for nationals of third States, including:
- the visa requirement and exemption from this requirement;
- the rules, procedures and conditions of issue of visas and permits for crossing external borders; and
- the uniform format and minimum security features for such visas and permits;

Following indents : okay, subject to amendment proposed to chapeau of paragraph 1 above.

Explanation (if any) :

Article 10 : *Our amendment is designed to make it clear that this article on checks at borders is concerned with persons rather than for instance goods. Otherwise, provisions such as paragraph 2 fourth indent are potentially ambiguous.*

Three indents of para 1: okay (although they do not strictly speaking introduce first and third indents of para 2 below.)

This article and chapter will remain subject to arrangements preserving the United Kingdom's position on frontiers. The United Kingdom does not intend to give up its right under the Treaties to exercise at its frontiers with other Member States such controls on persons seeking to enter the

United Kingdom as it considers necessary. As a consequence of its position on frontiers, the United Kingdom has not participated in certain measures relating to external borders, visas and immigration. A provision corresponding to Article 69 TEC will need to be added in due course.

Article 10(2), indent 2 : Our amendment is designed to highlight the free-standing nature of document security measures, the importance of which has become ever more apparent over the past few years.