



THE SENATE OF THE PARLIAMENT OF THE CZECH REPUBLIC

10TH TERM

250th

RESOLUTION OF THE SENATE

delivered on the 13th meeting held on 22th October 2015

on the Proposal for a Council Decision establishing provisional measures in the area of international protection for the benefit of Italy, Greece and Hungary (Senate Print no. J 037/10)

The Senate

I.

1. Takes notice

of the adoption of the Proposal for a Council Decision from 9 September 2015 as Council Decision (EU) of 22 September 2015, establishing provisional measures in the area of international protection for the benefit of Italy and Greece;

2. Maintains its rejecting position

on the introduction of provisional or permanent relocation mechanisms that would be mandatory for the Member States and the persons concerned, on the grounds expressed in detail in its Resolution No. 161 of 18th June 2015 on the Proposal for a Council decision establishing provisional measures in the area of international protection for the benefit of Italy and Greece (Senate Print no. J 023/10), which are fundamentally related to the division of competences between the Member States and the European Union;

3. Calls on the Government

to take full advantage of the possibilities to influence the selection of persons designated for relocation to the Czech Republic, especially to undertake the following actions in accordance with the Decision:

- inform Italy and Greece on its preferences for groups of applicants to be relocated to the Czech Republic;
- thoroughly examine whether there are any grounds to consider these persons a danger to the national security or public order or to consider them excluded from international protection due to their involvement in serious crimes and to refuse to relocate any such applicants;
- in view of the increasing number of cases of counterfeiting documents certifying Syrian nationality, verify the identity of the applicants and authenticity of their documents, because according to the Decision, the

relocation shall only be applied in respect of applicants of selected nationalities;

4. Is of the opinion,

that the Government should prefer vulnerable applicants within the meaning of Directive 2013/33/EU, such as persons requiring special medical needs or persons who have been subjected to torture or other serious forms of violence;

5. Requests the Government

to inform the Senate in writing:

- how it intends to proceed in the matters referred to in Paragraph I.3 of this Resolution;
- what measures it intends to introduce in order to prevent secondary movements of persons relocated to the Czech Republic and whether the Commission has already answered the Government's questions relating to this problem;
- whether it intends to propose any amendment of legislation in connection with the implementation of the Decision;

II.

1. Requests the Government

to inform the Senate about the way this position was taken into account;

2. Authorises

the President of the Senate to forward this Resolution to the European Commission.

Milan Štěch
sign manual
President of the Senate

Emilie Třísková
sign manual
Senate Verifier