

*Courtesy translation*



THE SENATE  
OF THE PARLIAMENT OF THE CZECH REPUBLIC

12<sup>TH</sup> TERM

49<sup>TH</sup>

**RESOLUTION OF THE SENATE**

Delivered on the 4<sup>th</sup> session held on 19<sup>th</sup> December 2018

**on the Return Directive amendment, the European Union Agency for Asylum Regulation and the European Border and Coast Guard Agency Regulation**

**Senate Print no. N 178/11, COM(2018) 631** Proposal for a Regulation of the European Parliament and of the Council on the European Border and Coast Guard and repealing Council Joint Action n°98/700/JHA, Regulation (EU) n° 1052/2013 of the European Parliament and of the Council and Regulation (EU) n° 2016/1624 of the European Parliament and of the Council

**Senate Print no. N 179/11, COM(2018) 633** Amended Proposal for a Regulation of the European Parliament and of the Council on the European Union Agency for Asylum and repealing Regulation (EU) No 439/2010

**Senate Print no. N 180/11, COM(2018) 634** Proposal for a Directive of the European Parliament and of the Council on common standards and procedures in Member States for returning illegally staying third-country nationals (recast)

**The Senate**

**I.**

**1. Acknowledges**

the European Commission's effort to strengthen the current European Union return policy framework, which is rather unsuccessful, considering the effectiveness rate of implemented return operations, which in the long-term averages 36 %;

**2. Supports**

the draft revision of the Return Directive and is convinced that the proposed changes will enhance the effectiveness of return operations;

**3. Agrees with**

the strengthening of the support and coordination role of the European Border and Coast Guard Agency and of the European Union Agency for Asylum;

**4. Emphasizes**

that any secondment of national experts shall consider the needs of the European Border and Coast Guard Agency as well as the possibilities of individual Member States;

**5. Is in general of the opinion that**

the processing of the applications for international protection and the decisions on these applications shall remain the competence of Member State's national authorities;

**6. Is in general in agreement**

with the Government's General Positions on the legislative proposals;

**II.**

**1. Requests**

the Government to inform the Senate about the way this resolution was taken into account and about further development of negotiations once the political agreement of the required number of Member States on the main elements of the proposals is reached, or at an earlier time, should the results of negotiations in the Council begin to depart considerably from the position of the Czech Republic expressed in the General Positions of the Government;

**2. Authorizes**

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

Jaroslav Kubera  
sign manual  
President of the Senate

Šárka Jelínková  
sign manual  
Senate Verifier