


# Procedure file

Basic information		
CNS - Consultation procedure	<a href="#">1997/0912(CNS)</a>	Procedure completed
Fight against organized crime: evaluation of national application of international undertakings		
Subject 7.30.30 Action to combat crime		

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	<b>LIBE</b> Civil Liberties and Internal Affairs	V <a href="#">ORLANDO Leoluca</a>	15/09/1997
Council of the European Union	Committee for opinion	Rapporteur for opinion	Appointed
	<b>JURI</b> Legal Affairs, Citizens' Rights	The committee decided not to give an opinion.	
	Council configuration	Meeting	Date
	<a href="#">Justice and Home Affairs (JHA)</a>	<a href="#">2055</a>	05/12/1997

Key events			
08/09/1997	Legislative proposal published	<a href="#">10406/1997</a>	Summary
01/10/1997	Committee referral announced in Parliament		
04/11/1997	Vote in committee		Summary
04/11/1997	Committee report tabled for plenary, 1st reading/single reading	<a href="#">A4-0355/1997</a>	
20/11/1997	Debate in Parliament		
20/11/1997	Decision by Parliament	T4-0573/1997	Summary
05/12/1997	Act adopted by Council after consultation of Parliament		
05/12/1997	End of procedure in Parliament		
15/12/1997	Final act published in Official Journal		

Technical information	
Procedure reference	1997/0912(CNS)
Procedure type	CNS - Consultation procedure

Procedure subtype	Legislation
Legal basis	Treaty on the European Union (after Amsterdam) M K.3-p2
Stage reached in procedure	Procedure completed
Committee dossier	LIBE/4/09311

### Documentation gateway

Legislative proposal	<a href="#">10406/1997</a>	08/09/1997	CSL	Summary
Committee report tabled for plenary, 1st reading/single reading	<a href="#">A4-0355/1997</a> <a href="#">OJ C 371 08.12.1997, p. 0004</a>	04/11/1997	EP	
Text adopted by Parliament, 1st reading/single reading	T4-0573/1997 <a href="#">OJ C 371 08.12.1997, p. 0165-0204</a>	20/11/1997	EP	Summary

## Fight against organized crime: evaluation of national application of international undertakings

OBJECTIVE: Presentation of a proposal for a joint action introducing a mechanism to evaluate the application and implementation at national level of international undertakings regarding measures to combat organized crime. SUBSTANCE: The proposed mechanism seeks to evaluate the application and implementation by the Member States of European Union and other international acts and instruments in the fight against organized crime. The evaluation is carried out by experts appointed by the Member States, with comprehensive experience in police, customs or legal procedures and in the fight against organized crime. A draft report on the findings of the evaluation is drawn up and forwarded to the Member State concerned. On the basis of this report, the Council will accordingly make all appropriate recommendations to the Member State in question and recommend that it take the measures shown to be necessary in the areas covered by the report. In principle, all the Member States should be assessed three years following the entry into force of the joint action. ?

## Fight against organized crime: evaluation of national application of international undertakings

The Committee adopted by a large majority the report by Leoluca ORLANDO (Greens, I) endorsing the draft Joint Action proposed by the Council. The aim of the Action is to make the fight against organised crime more effective. Parliament is being consulted in accordance with Article K.6 of the EU Treaty (consultation procedure, third pillar). This action seeks to establish a mechanism for evaluating the application and implementation at national level of international undertakings in the fight against organized crime. The proposals for the measure are the fruit of the work carried out by the High Level Group appointed by the European Council in Dublin in December 1996, which drew up an action plan to combat organized crime, containing 15 policy guidelines and 30 specific recommendations. The Luxembourg Presidency has already worked on this document. The committee believes that the Council's view of the matter, based on an intergovernmental approach, should gradually give way to a Community-based approach, with the aim of the bringing the third pillar within the Community ambit. It therefore advocates strengthening the role of the Commission in the whole evaluation procedure. In addition, to ensure maximum transparency, Parliament should be kept regularly informed, on a six-monthly basis, of the proceedings and recommendations of the Multidisciplinary Working Party on Organized Crime (MDW) and those of the Council. ?

## Fight against organized crime: evaluation of national application of international undertakings

In adopting the report by Mr Leoluca ORLANDO (V. I), the European Parliament has approved the draft joint action, subject to amendments designed to boost the efficiency of the proposed evaluation mechanism, in particular by making the system more Community-oriented. More specifically, it recommends strengthening the role of the European Commission at all levels of the evaluation procedure. Parliament considers that evaluation should be carried out by a team consisting of three experts, one appointed by the Commission and two by the Member States. The experts for each evaluation exercise should be chosen at random from the list of experts and should not be nationals of the country being evaluated. The questionnaire sent to the Member States as part of the evaluation procedure would also be drawn up by the Commission. Finally, Parliament calls for greater transparency regarding the work and recommendations of the Multi-Disciplinary Working Party on Organized Crime (MDW) and asks to be informed each year about the results of this work and the Council's work. ?