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General Secretariat

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WORKING PAPER

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WORKING DOCUMENT

From:	General Secretariat of the Council
To:	JHA Counsellors on Financial Instruments
Subject:	Proposal for a Regulation of the European Parliament and of the Council establishing, as part of the Integrated Border Management Fund, the instrument for financial support for border management and visa - drafting suggestions

Delegations will find attached drafting suggestions from the Commission regarding the BMVI proposal.

The wording suggestions below have been prepared to facilitate the inter-institutional negotiation process. Please note that this is without prejudice to the Commission's position.

BMVI wording suggestions

Article 3 Objectives – line 110

Paragraph 1:

As part of the Integrated Border Management Fund, the policy objective of the instrument shall be contributing to effective European integrated border management at the external borders by ensuring a high level of internal security within the Union, while safeguarding the free movement of persons within it, in full compliance with the Union's commitments on fundamental rights.

Note: In a separate paragraph, the following text could be included (replacing line 116), in the spirit of Article 3(4) of Regulation 515/2014 (ISF-Borders and Visa). If accepted, this should be aligned for the AMF and ISF.

Actions funded under this Instrument shall be implemented in full compliance with the rights and principles enshrined in the Union acquis, the Charter of Fundamental Rights of the European Union and with the Union's international obligations as regards fundamental rights, in particular by ensuring compliance with the principles of non-discrimination and *non-refoulement*.

Annex III (1)(I – new) – Reference to EUROSUR – line 425

Note: Actions related to EUROSUR are fully covered under the other measures listed in Annex II(1), particularly 1(a), 1(b) and 1(c). Instead of line 425 (Council proposal), we propose to include a dedicate line for EUROSUR under Annex VI Types of intervention, along with other 'types of intervention' that seek to group all the actions linked to one type, such as 'actions in third countries'.

TABLE 3: CODES FOR THE IMPLEMENTATION MODALITIES DIMENSION

008 [new] Actions supporting the development and operation of EUROSUR