



Parlamentul României Senat

Bucharest, 24 March 2021

Courtesy translation

OPINION of the SENATE of ROMANIA

**on the Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions on a New Pact on Migration and Asylum
COM (2020) 609 final,**

**on the Proposal for a Regulation of the European Parliament and of the Council on asylum and migration management and amending Council Directive (EC) 2003/109 and the proposed Regulation (EU) XXX/XXX [Asylum and Migration Fund]
COM (2020) 610 final,**

**on the Amended Proposal for a Regulation of the European Parliament and of the Council establishing a common procedure for international protection in the Union and repealing Directive 2013/32/EU
COM (2020) 611 final,**

**on the Proposal for a Regulation of the European Parliament and of the Council introducing a screening of third country nationals at the external borders and amending Regulations (EC) No 767/2008, (EU) 2017/2226, (EU) 2018/1240 and (EU) 2019/817
COM (2020) 612 final,**

**on the Proposal for a Regulation of the European Parliament and of the Council addressing situations of crisis and force majeure in the field of migration and asylum
COM (2020) 613 final,**

**and on the Amended Proposal for a Regulation of the European Parliament and of the Council on the establishment of 'Eurodac' for the comparison of biometric data for the effective application of Regulation (EU) XXX/XXX [Regulation on Asylum and Migration Management] and of Regulation (EU) XXX/XXX [Resettlement Regulation], for identifying an illegally staying third-country national or stateless person and on requests for the comparison with Eurodac data by Member States' law enforcement authorities and Europol for law enforcement purposes and amending Regulations (EU) 2018/1240 and (EU) 2019/818
COM (2020) 614 final**

The Romanian Senate examined the Communication and the proposals for a Regulation within the current lot – COM (2020) 609 final, COM (2020) 610 final, COM (2020) 611 final, COM (2020) 612 final, COM (2020) 613 final and COM (2020) 614 final – according to the provisions of the Treaty of Lisbon, Protocol (no. 1) and Protocol (no. 2).

Taking into account the report of the Committee for European Affairs, **the Plenum of the Senate**, during its session of March 8, 2021

- 1) Notes that the proposals for a regulation respect the principles of subsidiarity and proportionality.
- 2) Draws attention and recommends that the European legislator takes into account the following comments:
 - a) Romania has always adopted a position of balance and support for the principle of solidarity, but has opposed the mandatory and automatic nature of relocation, signalling a substantive reservation on this issue, as solidarity cannot be expressed on the basis of indicators and imposed calculation formulas which do not take into account the objective situation of each Member State;
 - b) the proposal to determine Member States' quotas on the basis of population and gross domestic product is to the detriment of those who, although having a large population or a large gross domestic product, have a low history of asylum applications and by therefore, limited capacity to manage asylum applications, which could lead to national imbalances;
 - c) a mandatory border procedure can be implemented, but with a transitional period and European funding for the preparation of the necessary capacities.

President of the Senate