

Brussels, 7 October 2024
(OR. en)

Interinstitutional File:
2023/0439(COD)

13799/24
ADD 1

LIMITE

COPEN 424
DROIPEN 210
MIGR 356
COSI 158
COMIX 395
JAI 1422
CODEC 1845

NOTE

| | |
|-----------------|--|
| From: | Presidency |
| To: | Delegations |
| No. prev. doc.: | ST 12484/24 + ST 13345/24 |
| No. Cion doc.: | ST 16149/23 + COR 1 + COR 2 |
| Subject: | Proposal for a Directive of the European Parliament and of the Council laying down minimum rules to prevent and counter the facilitation of unauthorised entry, transit and stay in the Union, and replacing Council Directive 2002/90/EC and Council Framework Decision 2002/946 JHA - Presidency discussion paper with a revised text |

Non-paper

On page 28, in relation to Article 12 on “Jurisdiction”, following a request of one delegation, delegations are invited to indicate whether the following additional recital would be acceptable:

“(X) Member States are encouraged to extend the geographical scope of the criminalization of migrant smuggling, and the manner in which jurisdiction for migrant smuggling can be exercised outside of their territories, beyond the minimum norms set forth in this Directive, in order to further enhance the upstream investigation and prosecution of migrant smuggling.”