



**Doc. 14652**

12 October 2018

## Misuse of the Schengen system by Council of Europe member States as a politically-motivated sanction

### Motion for a resolution

tabled by Mr Frank SCHWABE and other members of the Assembly

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This motion has not been discussed in the Assembly and commits only those who have signed it

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In [Recommendation 1648 \(2004\)](#) on the “Consequences of European Union enlargement for freedom of movement between Council of Europe member States”, the Parliamentary Assembly reconfirmed that the Schengen system is intended to establish free movement of persons within a multinational territory (the Schengen area) without internal borders.

In [Resolution 1894 \(2012\)](#) on “The inadmissibility of restrictions on freedom of movement as punishment for political positions”, the Assembly stressed that freedom of movement should not be restricted as a sanction for the expression of peacefully held political opinions and that entries into the Schengen Information System must not be misused in order to deny persons, who are not nationals of a European Union member State, access to the Schengen area as a punishment for expressing such views.

Meanwhile, new cases of allegedly politically-motivated misuse of the Schengen system have occurred in several member States, which made use of their legal right to control access to their respective territories in order to deny entry to certain persons. This would have had the result of unjustifiably denying those persons access to the entire Schengen territory.

The Assembly cannot accept that there are still cases of misuse of the Schengen System. It therefore resolves to re-examine this issue in the form of a new report.

*Signed (see overleaf)*



*Signed*<sup>1</sup>:

SCHWABE Frank, Germany, SOC  
BARNETT Doris, Germany, SOC  
BESELIA Eka, Georgia, SOC  
BÖKE Selin Sayek, Turkey, SOC  
BUSHATI Ervin, Albania, SOC  
BUTKEVIČIUS Algirdas, Lithuania, SOC  
ÇEVİKÖZ Ahmet Ünal, Turkey, SOC  
CHUGOSHVILI Tamar, Georgia, SOC  
CILEVIČS Boriss, Latvia, SOC  
COAKER Vernon, United Kingdom, SOC  
CREASY Stella, United Kingdom, SOC  
D'AMBROSIO Vanessa, San Marino, SOC  
EMRE Yunus, Turkey, SOC  
FOULKES George, United Kingdom, SOC  
GUNNARSSON Jonas, Sweden, SOC  
GUZENINA Maria, Finland, SOC  
HUNKO Andrej, Germany, UEL  
JANSSON Eva-Lena, Sweden, SOC  
JENSEN Mogens, Denmark, SOC  
JONES Susan Elan, United Kingdom, SOC  
MIKKO Marianne, Estonia, SOC  
MURRAY Ian, United Kingdom, SOC  
NAUDI ZAMORA Víctor, Andorra, SOC  
OHLSSON Carina, Sweden, SOC  
SCHÄFER Axel, Germany, SOC  
SCHOU Ingjerd, Norway, EPP/CD  
SMITH Angela, United Kingdom, SOC  
TORNARE Manuel, Switzerland, SOC  
TOUHIG Don, United Kingdom, SOC  
VEN Mart, van de, Netherlands, ALDE  
WHITFIELD Martin, United Kingdom, SOC

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1. ALDE: Alliance of Liberals and Democrats for Europe  
EPP/CD: Group of the European People's Party  
SOC: Socialists, Democrats and Greens Group  
UEL: Group of the Unified European Left