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THE EUROPEAN UNION AS A PROVIDER OF INTERNAL SECURITY: FOUNDATIONS, POTENTIAL AND LIMITS

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1. Foundations

(1) Factors of development:

- Constraints generated by European integration advances in other policy sectors („spill-over effects).
- Risks resulting from international developments.

(2) The Treaty framework:

The internal security mandate of Articles 29 TEU and 61(e) TEC: cross-border crime orientation, protection of essential state functions and the limitation of the EU to a subsidiary role.

2. POTENTIAL

- (1) Information exchange and analysis
- (2) Facilitation of operational cooperation
- (3) Action in the domain of criminal justice
- (4) Training and best practice transfer
- (5) External (international) action

3. LIMITS

- (1) Treaty based action limitations
- (2) Implementation deficits
- (3) Absence of operational capabilities
- (4) Limits of legitimacy

4. CONCLUSIONS

- (1) Significant progress has been made towards a European cross-border concept and policy frame of internal security.
- (2) Yet the existing predominance of the rationale of cooperation rather than integration will continue under both the Treaty of Lisbon and the Stockholm Programme.