

CHAPTER V

CONCLUSION

There are currently 26 states (22 Europe states and including Iceland, Liechtenstein, Norway and Switzerland) have already joined the Schengen Agreement. Free movement is one of the basic principles in European Union (EU), it gives all EU citizens ability to travel, live and work anywhere they want within the EU. EU was formed as European leaders came together in the wake of the Second World War, wanting to prevent another catastrophic war. The freedom of movement was one of the fundamental freedom from EU Single market which also known as Internal Market is one of the biggest achievement of Europe, it offers new opportunities for people, workers as well as businesses.

The single market also provides job opportunities, the capital market becomes more integrated and also help the countries having shortage of labor as it allows people to mobilize without restriction within the member states while also protecting the worker's social right and a fair European labor market.

The EU rules on free movement that included in the so called four freedoms which are the free movement of person (or workers), goods, services and capital. The four freedoms create the single market. According to Article 3 of the Treaty of European Union, the free movement of person is viewed as the core of the EU's area of freedom, security and justice.

However, recently some European leaders after the Paris attack, particularly France also supported by Spain demand a revised and a better Schengen Borders Code with the number of terrorist attack in France such as in the Charlie Hebdo attack that had killed 12 people by terrorists being claimed by Al-Qaeda and the following day there was a killing of a woman police officer and 4 hostages in by a man also linked to Al-Qaeda group. France has being targeted of terrorist attacks for several times with so many innocent lives taken away by the terrorist.

In November 2015, 130 people killed in several crowded public areas in Paris, such as in Cafes, restaurants, football stadium when the national team was playing and also a concert hall had become the targeted of mass shooting and suicide bombings, ISIS later claimed responsible for the attack, not only that there was a stabbing attack by man that being claimed to have connection to ISIL has killed a police officer and his wife, in the recent attack a Tunisian immigrant killed 86 people and 303 other wounded because of the attack it was believed that the man has a link to ISIS.

With the danger situation caused by the terrorism, France like other countries in European Union, faced with immigration crisis as a city in Northern France, Calais was crowded by thousands of refugees who wanted to go cross the border into United Kingdom, with the extreme difficulty to reach UK without a valid documentation, the people jumped to the passing vehicles in order to reach Eurotunnel or Port Calais and arrived in UK to become an illegal immigrant.

Hundreds of the French people conducted protest as they claimed to become the victims since the arrival of the immigrant has made their tourism sector as well

as their economy to become worse, the people also worried if the immigrants will threatened their internal security. With the number of the terrorism attack in French as well as the immigrants crisis, the right-wing party that has been known as the anti-immigrant party has gained popularity and even to have won the regional election in 2015. The party's leader Marine Le Pen has become a prominent figure to contest as candidate for the next presidential election in France.

In a poll by Ipsos there were more than half of French people believed that there are too many immigrants in their country and the immigrant had caused their country to go to direction they did not like and that the terrorist were pretending as refugees. The French government also stated that the terrorism act that happened in their country is an act of war for the freedom of their country hence the need to increase the national security of their country and also the need to send home the immigrant that not eligible for asylum.

The French government later proposed the revision for Schengen Free Movement Agreement. They proposed for the systematic border check including for the EU citizen as for the current rules proved that the terrorism can easily come and go to another EU countries as long as they have EU visa without any check, they also urged for the quick adoption for PNR which enable the authority to check the database of the individual person who move across the Schengen country zones. Spain also suffered from the act of terrorism as well as the influx of immigrants that came to its country as European center for the Al-Qaeda terrorist were located in Catalonia, Spain. The place that has been the place for many terrorist activity such as the recruitment and the financing of terrorism happened in there, the biggest

number of terrorist-related group was located in the region, After the attack in Paris France, Spain also got a warning from Islamic State who claimed that they are going to target Spain next as they will attack the Spain public spots such as cinemas, cafes, shopping centers and other places that crowded by both tourist and locals. Spain also has a historical as an Islamic country therefore ISIS made it as their target to avenge the Muslims that being killed in the war in Spain hundred years ago and to restore the country into the Islamic country.

The immigrant crisis also happened in Spain as the immigrants who used to use the dangerous Mediterranean route has come to Spain used two cities Ceuta and Melilla, according to Frontex most of the Arica immigrant that came to Spain is not an immigrant who fled from the war in their country but only for the purpose of the better economy prospect in Europe, it was feared that the Islamic extremists group in Africa can easily smuggled one of their soldiers and disguised as immigrants to come to the EU territories trough Spain. Spain has have arrested hundreds of Jihadist in Spain. Spain Interior Ministry also said that ISIS is using Algerian and Moroccan men to help smuggling the ISIS men to pose as refugees who fled from Syria's war and sneak into European countries.

Thereby, the research question 'Why do French and Spain propose an amendment in Schengen agreement has been answered that the reasons for them proposing the Schengen Agreement are because of the terrorist attack that happened in their countries as well as the influx of the refugees that threatened their national interest and proved that Schengen Agreement was indeed vulnerable and in need of revision.