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Committee on Constitutional Affairs

- Secretariat -

VOTING LIST

Draft Report on Differentiated Integration (2018/2093(INI))

Rapporteur: Pascal Durand
PR\1160292EN - AM\1163008EN

Reference Concerned Text	AM n°	Tabled by	Comments	Rapp	Result (Y/N)
Paragraph 1	32	Morten Messerschmidt		-	-
	31	Jasenko Selimovic		+	+
Paragraph 1a	ECON 1	ECON		+	+
Paragraph 2	Compromise 4		Covers AM 23, 33, 34, 35, 36 and 45. If adopted go to AM 37	+	+
	33	Morten Messerschmidt	If adopted, AM 35 falls.	-	/
	34	Cristian Dan Preda		+	/

Reference Concerned Text	AM n°	Tabled by	Comments	Rapp	Result (Y/N)
	35	Mercedes Bresso, Jo Leinen	Falls if AM 33 is adotped.	+	
	36	Helmut Scholz		+	
Paragraph 2 a (new)	37	Jasenko Selimovic, Maite Pagazaurtundúa Ruiz		+	+
Paragraph 2 a (new)	38	Helmut Scholz	+11 -11	+	—
Paragraph 3	Compromise 5		Covers AM 40 and 41. AM3 9 falls If adopted go to AM 42	+	+
	39	Morten Messerschmidt	If adopted AM 40 and 41 fall.	-	
	41	Helmut Scholz		+	
	40	Cristian Dan Preda		+	
Paragraph 4	42	Morten Messerschmidt		-	—
Paragraph 4a	ECON 6	ECON		+	+
Paragraph 5	43	Morten Messerschmidt		-	—
BUDG 4	4	BUDG	No vote. Covered by paragraph 5	-	
Paragraph 5 a (new)	44	Helmut Scholz	+ 11 - 11	+	—

Reference Concerned Text	AM n°	Tabled by	Comments	Rapp	Result (Y/N)
Paragraph 5 a (new)	45	Cristian Dan Preda	Covered by COMP 4	+	
Paragraph 6	Compromise 6		Covers AM 46 and 48. AM 49, 47 fall. Go to AM 50	+	+
	49	Morten Messerschmidt	If adopted AM 46, 47 and 48 fall.	-	
	47	Jasenko Selimovic, Maite Pagazaurtundúa Ruiz	If adopted AM 46 and 48 fall. Falls if AM 49 is adopted.	-	
	46	Alain Lamassoure	If adopted AM 48 falls. Falls if AM 49 or 47 are adopted.	+	
	48	Mercedes Bresso, Jo Leinen	Falls if AM 47, 46 or 49 are adopted	+	
Paragraph 7	50	Morten Messerschmidt		-	-
	52	Alain Lamassoure	If adopted AM 51 falls.	-	+
	51	Helmut Scholz		+	
Paragraph 7a	BUDG 5	BUDG	+11 -11	+	-
Paragraph 7b	ECON 5	ECON		+	+
Paragraph 8	Compromise 7		Covers AM 54, 55, 56, 57, 73	+	+

Reference Concerned Text	AM n°	Tabled by	Comments	Rapp	Result (Y/N)
			AM 53, 64 and 68 fall. If adopted go to COMP 9		
	53	Morten Messerschmidt	Deletion. If adopted AM 54, 55, 56 and 57 fall.	-	
	56	Cristian Dan Preda	If adopted AM 57, 54 and 55 fall. Covered by COMP 7	-	
	57	Jo Leinen, Mercedes Bresso	If adopted AM 54 and 55 fall. Covered by COMP 7	-	
	54	Helmut Scholz	Covered by COMP 7	-	
	55	Alain Lamassoure	Covered by COMP 7	+	
Paragraph 9	Compromise 9		Covers AM 59 and 60 AM 58 falls If adopted go to COMP 8	+	+
	58	Paulo Rangel	If adopted AM 60 and 59 fall. Falls if COMP 9 is adopted	-	
	60	Alain Lamassoure	Covered by COMP 8	-	
	59	Jasenکو Selimovic, Maite Pagazaurtundúa Ruiz	Covered by COMP 8	+	
Paragraph 10	Compromise 8		Covers AM 61, 62, 63, 65, 66, 67, 69, 70	+	+

Reference Concerned Text	AM n°	Tabled by	Comments	Rapp	Result (Y/N)
			If adopted AM 64 and 68 fall. Go to AM 74		
	61	Alain Lamassoure	Identical. Deletion. If adopted AM 64 and 65 fall. Covered by COMP 7	-	
	62	Jo Leinen			
	63	Cristian Dan Preda			
	64	Morten Messerschmidt	Falls if COMP 7 is adopted	-	
	65	Helmut Scholz	Covered by COMP 7	+	
Paragraph 11	66	Alain Lamassoure	Deletion. If adopted all other amendments to this paragraph fall. Covered by COMP 7	-	
	67	Cristian Dan Preda	If adopted all other amendments to this paragraph fall. Covered by COMP 7	-	
	68	Morten Messerschmidt	If adopted all other amendments to this paragraph fall. Falls if COMP 7 is adopted	-	
	69	Jo Leinen, Mercedes Bresso	If adopted all other amendments to this paragraph fall. Covered by COMP 7	+	
	70	Helmut Scholz	Covered by COMP 7	+	
Paragraph 12	71	Morten Messerschmidt	Falls if COMP 7 is adopted	-	

Reference Concerned Text	AM n°	Tabled by	Comments	Rapp	Result (Y/N)
	72	Alain Lamassoure	Identical. Deletion. If adopted all other amendments to this paragraph fall.		
	73	Cristian Dan Preda	Covered by COMP 7	+	
Paragraph 12 a (new)	74	Cristian Dan Preda		+	+
Paragraph 14	75	Alain Lamassoure	Deletion. If adopted all other amendments to this paragraph fall.	-	-
	78	Morten Messerschmidt	If adopted all other amendments to this paragraph fall.	-	-
	76	Jasenکو Selimovic	If adopted all other amendments to this paragraph fall.	-	-
	77	Helmut Scholz		+	-
Paragraph 14a new	Oral AM 1			+	+
Paragraph 15	Compromise 10		Covers AM 82, 83, 84, 85. AM 79, 80, 81 fall. If adopted go to COMP 11	+	-
	79	Fabio Massimo Castaldo	Identical. Deletion. If adopted all other amendments to this paragraph fall.	-	+
	80	Paulo Rangel			
	81	Jo Leinen			
	84	Jasenکو Selimovic, Maite Pagazaurtundúa Ruiz	If adopted all other amendments to this paragraph fall.	+	

Reference Concerned Text	AM n°	Tabled by	Comments	Rapp	Result (Y/N)
	85	Alain Lamassoure	OA: replace the phrase "cases of enhanced cooperation" with "mechanisms of flexible cooperation." Falls if COMP 11 is adopted. If adopted all other amendments to this paragraph fall.	+	
	82	Morten Messerschmidt	If adopted AM 83 falls.	-	
	83	Mercedes Bresso		+	
Paragraph 16	Compromise 11		Covers AM 86 and 87 +10 -12	+	-
	87	Mercedes Bresso	 +10 -12	+	-
	86	Alain Lamassoure		-	+
Paragraph 16 a (new)	88	Jasenکو Selimovic, Maite Pagazaurtundúa Ruiz	 +10 -10 2 abs	+	1
Paragraph 17	89	Jo Leinen, Mercedes Bresso	Identical. Deletion. If adopted AM 91 falls.	+	+
	90	Cristian Dan Preda			
	91	Morten Messerschmidt		-	/
Recital A	2	Helmut Scholz	If adopted AM 1 falls. +10 -12	-	-
	1	Morten Messerschmidt		-	-
Recital A a (new)	3	Morten Messerschmidt		-	-

Reference Concerned Text	AM n°	Tabled by	Comments	Rapp	Result (Y/N)
Recital A a (new)	4	Helmut Scholz	+12 -10	+	+
Recital B	Compromise 1		Covers AM 5, 6 and 7	+	+
	5	Helmut Scholz	If adopted AM 6 and 7 fall.	+	
	6	Morten Messerschmidt	If adopted AM 7 falls.	-	
	7	Paulo Rangel		+	
Recital B a (new)	8	Helmut Scholz	+9 -13	-	-
Recital C	9	Jasenکو Selimovic, Maite Pagazaurtundúa Ruiz	If adopted AM 10 falls.	-	-
	10	Helmut Scholz		-	-
Recital D	Compromise 2		Covers AM 11 and 13 AM 12 falls.	+	+
	11	Morten Messerschmidt	If adopted AM 12 and 13 fall.	-	
	12	Jasenکو Selimovic		-	
	13	Helmut Scholz		-	
Recital D a (new)	14	Cristian Dan Preda		+	+
Recital E	15	Paulo Rangel	Deletion. If adopted AM 16 and 17 fall. +11 -11 Rangel said that he used agent his own amendment by mistake	-	-

Reference Concerned Text	AM n°	Tabled by	Comments	Rapp	Result (Y/N)
	16	Morten Messerschmidt	If adopted AM 17 falls.	-	—
	17	Helmut Scholz	+11 -11	+	—
Recital E a (new)	18	Paulo Rangel		+	+
Recital F	Compromise 3		Covers AM 19, 20, 21 and 22 If adopted go to AM 21	+	+
	19	Helmut Scholz	If adopted AM 20, 21 and 22 fall.	+	
	20	Morten Messerschmidt	If adopted AM 22 falls.	-	
	21	Paulo Rangel	To be voted in addition to COMP 3	+	+
	22	Jasenko Selimovic, Maite Pagazaurtundúa Ruiz		+	
Recital F a (new)	23	Jasenko Selimovic, Maite Pagazaurtundúa Ruiz	Covered by COMP 4	+	
Recital G	24	Mercedes Bresso, Jo Leinen		+	+
Recital H	25	Paulo Rangel	+11 -10	-	+
Recital H a (new)	26	Helmut Scholz	+10 -12	-	—
Recital I	27	Morten Messerschmidt	If adopted AM 28 falls.	-	—
	28	Paulo Rangel	+12 -10	-	+

Reference Concerned Text	AM n°	Tabled by	Comments	Rapp	Result (Y/N)
Recital J	29	Mercedes Bresso, Jo Leinen	+8 -14	+	—
Recital J a (new)	30	Mercedes Bresso, Jo Leinen	+9 -13	+	—
ECON 2	2	ECON	Out of scope		✓
ECON 3	3	ECON	Out of scope		✓
ECON 4	4	ECON	Out of scope		✓
ECON 7	7	ECON	Out of scope		✓
BUDG 1	1	BUDG	Out of scope		✓
BUDG 2	2	BUDG	Out of scope		✓
BUDG 3	3	BUDG	Out of scope		✓
BUDG 6	6	BUDG	Out of scope		✓
Final Vote (RCV)				+	

+20
-2
abt 0

COMPROMISE AMENDMENTS

COMP 1 covers AM 5, 6, 7

- B. whereas the political perception of differentiated integration varies significantly depending on the national context; whereas in some Member States, it can carry a positive connotation ***and be associated with the idea*** of creating a “pioneer group” ***aiming at achieving more rapid progress in the deepening of integration***; whereas in others, it may be perceived as a path towards the creation of first-class and second-class Member States of the Union;

COMP 2 covers AM 11 and 13

- D. whereas differentiation has been a stable feature of European integration ***in domains where the EU had competences but also elsewhere (13)*** and ***has sometimes allowed for (11)*** the deepening and widening of the EU ***to be pursued simultaneously (11)***; whereas, as a consequence, one cannot oppose differentiation ***to (11)*** integration nor present differentiation as an innovative path for the future of the Union;

COMP 3 covers AM 19, 20, 21, 22, 23

- F. whereas the Treaties ***provide for*** the possibilities for Member States to take different paths of integration, namely via enhanced cooperation (Article 20 TEU) and Permanent structured cooperation (Article 46 TEU), ***without, however, containing provisions for permanent flexibility or differentiated integration as long-run objective or principle of European integration***; ***whereas these different paths of integration should only be applied to a limited number of policies while being inclusive in order to allow all Member States to participate and they may not undermine the process of creating an ever closer Union as prescribed in Article 2 TEU***;

COMP 4 covers 23, 33, 34, 35, 36, 45

2. Considers that differentiated integration should reflect the idea that Europe does not work on a one-size fits all approach and should adapt to the needs and wishes of its citizens; Believes that differentiation ***may be needed sometimes to start new European projects (AM 45) and to overcome the deadlock arising from national political situations not connected with the common project (35)***; ***Believes that it*** should be used as a constitutional tool to ensure, ***in a pragmatic way***, flexibility (33) without undermining the general interest of the Union and the equality of rights and opportunities between citizens; ***reiterates that differentiation should be conceived only as a temporary step on the way towards more effective and integrated policy making (34)***;

COMP 5 covers 40, 41

3. Recalls that Parliament believes that differentiated integration must remain, *as foreseen under Article 20 and 46 (TEU) (41)*, open to all Member States and continue to serve as an example of deeper European integration *where no Member State remains excluded from a policy in the long run (41) and should not be seen* as a way to facilitate 'à la carte' solutions' *that threaten to undermine the Union method and EU's institutional system; (40);*

COMP 6 covers AM 46, 48

6. Believes that differentiated integration should always take place within the Treaty provisions, maintain the unity of EU institutions and should not lead to the creation of parallel institutional arrangements *or arrangements indirectly contrary to the spirit of Union law and its fundamental principles(48)but should instead allow specific bodies to be established where appropriate, without prejudice to the competences and role of the EU institutions; points out (46) that flexibility and adaptation to national, regional or local specificities could also be ensured via provisions in secondary law;*

COMP 7 covers AM 54, 55, 56 and 57, 73 (Paragraph 12 is deleted)

8. *Demands that the next revision of the Treaties rationalise the current disorderly differentiation by ending the practice of permanent opt-outs and exceptions for individual Member States from Union primary law, as they lead to negative differentiation in Union primary law (56, 57), distort the homogeneity of Union law and endanger the social cohesion of the EU (54);*
- 8 bis *Acknowledges, however, that some transitional periods can be necessary for new members on an exceptional, temporary and on a case by case (55)basis only; insists that some clear and enforceable legal provisions should be introduced in order to avoid their perpetuation in time;*

COMP 8 covers AM 61, 62, 63, 65, 66, 67, 69, 70 (Paragraphs 10 and 11 are deleted)

- 8 ter. *Insists, therefore, that Membership of the EU would then require full compliance with Union primary law in all the policy areas, while those countries wanting a close relationship with the EU without being willing to commit to full compliance with primary law and which will not or cannot join the EU should be offered a form of partnership; Considers that this relationship should be accompanied by obligations corresponding to the respective rights, as for example a contribution to the EU budget and should be conditional to the respect of the Union's fundamental values, the rule of law and, when participating in the internal market, also the four freedoms;*

COMP 9 covers AM 59, 60

9. *Underlines that respect for and the safeguarding of EU's fundamental values are the cornerstone of the European Union as a community based on values and that they bind the Member States together (59); Therefore, considers that differentiation should not be permissible when it comes to the respect of the fundamental rights and values referred to in Article 2 (TEU)(58); Also insists that differentiation should not be possible in policy areas where non-participating Member States could create negative externalities, such as economic and social dumping;*

Demands that *the* potential centrifugal effects, including in the long run, are carefully examined by the Commission when it enhanced cooperation *is proposed* (60);

Oral AM 1

14a new. *Recognizes that regional cooperation plays an important role in strengthening European integration and considers that its further development has a strong potential to consolidate and deepen integration by adapting it to local specificities and willingness to cooperate;*

COMP 10 covers 79, 80, 81, 82, 83, 84, 85

15. Suggests, *when considering a future revision of the Treaties, to examine the possibility of* permitting regions *or other substate entities directly concerned*, to participate *in cases of enhanced cooperation, when competences attribution at national level allows it an in full compliance with national constitutional provisions*; also proposes opening enhanced cooperation to the participation of candidate or *non-member* countries *on a case by case basis, as is already provided for in the EU EGTC regulations*; *Considers that the aspects of representation and voting rights of those participating entities should also be examined*;

K (new). *whereas cooperation between all those potential actors, regardless of the legal form it could take, should always take place within the framework of the Treaties and in full compliance with national Constitutions*;

COMP 11 covers 86 and 87

16. Suggests developing tools within the Union law and budget for testing *transnational and cross-border* (87) initiatives *within the EU* (86) on issues that represent an EU-wide interest that could eventually turn into legislative proposals or cases of enhanced cooperation;

