

JURI/7/02156

VOTING LIST + COMPROMISE AMENDMENTS

on the draft report

on the power of legislative delegation

(2010/2021(INI))

Rapporteur: József Szájer

PE 439.171v02-00 + PE 439.855 v01-00 (ams 1-34)
PE439.162v02-00 (ENVI) + PE439.425v02-00 (ECON)

Part of the text being considered	Subject of the vote	Comments	Rapporteur's opinion	Voting result
Recital D	am 1 Thein		-	
Recital D a (new)	Compromise 1	if adopted, go to Compromise 2	+	
	ENVI C			
	ECON A			
Recital D b (new)	Compromise 2	if adopted, go to ECON D	+	
	am 2 Harbour, Grech, Schwab, Gebhardt, Rühle, Triantaphyllides			
	ENVI B			
Recital E	am 3 Bowles, Presedo, Balz	covered by Compromise 5	-	
	ECON B	covered by Recital E		

	ECON C	covered by Recital E		
	ECON E	covered by Recital E		
Recital E a (new)	ECON D	if adopted, go to ENVI A	-	
	am 4 Bowles, Presedo, Balz		-	
Recital H	ENVI A	as an addition		
Paragraph 2	am 6 Ziobro	if adopted, go to amendment 8	-	
	am 5 Rapkay	if adopted, go to amendment 8	-	
	am 7 Speroni		-	
Paragraph 3	am 8 Ziobro	<i>deletion</i> if adopted, go to amendment 10	-	
	am 9 Rapkay	if adopted, go to amendment 10	-	
	oral amendment Rapporteur	addition at the end: <i>"and should both be included in every basic act"</i>	+	
Paragraph 4 - indent 3	am 10 Bowles, Presedo, Balz		-	
Paragraph 5	ENVI 3	first part covered by Paragraph 5		
		second part as an addition: <i>"without unduly delaying the entry into force of uncontroversial delegated acts"</i>	+	
	ECON 6	following sentence as an addition: "[... in each basic act] <i>taking into account the complexity of the issues"</i>	+	
		rest covered by Paragraph 5		

Paragraph 6	am 11 Thein		-	
	ENVI 5	covered by Paragraph 6		
Paragraph 7	Compromise 3	if adopted, go to am 13	+	
	am 12 Mayer	first part: <i>"flexible"</i>	+	
		second part: the rest	-	
	ENVI 6	first part: until "...in controversial cases": covered by Paragraph 13		
		second part: the rest	-	
ECON 7	covered by Paragraph 7			
Paragraph 7 a (new)	am 13 Speroni		-	
Paragraph 8	am 14 Speroni	if adopted, go to Compromise 4	-	
	am 15 Rapkay	if adopted, go to Compromise 4	-	
	am 16 Thein	if adopted, go to Compromise 4	-	
	ECON 9	covered by Paragraph 8		
Paragraph 10 - introductory wording	Compromise 4	if adopted, go to am 21	+	
	am 17 Bowles, Presedo, Balz			
	am 18 Speroni			
	am 19 Lichtenberger			
	ECON 2 and 3			
	ENVI 8			
Paragraph 10 - new last indent	am 21 Bowles, Presedo, Balz	if adopted, go to Compromise 5	-	

	ECON 12	identical to am 21	-	
Paragraph 11	Compromise 5	if adopted, go to Compromise 6	+	
	am 22 Ziobro			
	am 23 Bowles, Presedo, Balz			
	ECON 5			
	ENVI 7			
	ENVI 10			
Paragraph 10 - first indent	am 20 Harbour, Grech, Schwab, Gebhardt, Rühle, Triantaphyllides	covered by Compromise 5		
Paragraph 11 a (new)	am 24 Rapkay	covered by Compromise 5		
Paragraph 12	Compromise 6	if adopted, go to Compromise 7	+	
	am 26 Wallis	if adopted, go to Compromise 7	-	
	am 25 Duff		-	
	ECON 8	covered by Paragraph 12		
Paragraph 13	Compromise 7	if adopted, go to am 28	+	
	am 27 Bowles, Presedo, Balz		-	
	ENVI 4	covered by Paragraph 13		
Paragraph 16	am 28 Bowles, Presedo, Balz	first part (as an addition): <i>"exchange and regularly update best practice</i> [and establish a mechanism ...]"	+	

		second part (the rest)	-	
	ECON 11	first part as an addition at the end: <i>"underlines the need for each parliamentary committee to organise its work in a way that is consistent with its specific nature and takes advantage of its accumulated expertise"</i>	+	
		second part (the rest) falls if am 28 (first part) is adopted	-	
	ECON 10	falls if am 28 (first part) is adopted		
	ENVI 11	falls if am 28 (first part) is adopted		
Paragraph 16 a (new)	am 29 Rapkay	if adopted, go to ENVI 13	+	
	ENVI 9		+	
	ENVI 13		+	
Paragraph 17	am 31 Bowles, Presedo, Balz		-	
	ECON 4	covered by Paragraph 17		
	ENVI 2	covered by Paragraph 17		
	ENVI 12	covered by Paragraph 17		
Paragraph 17 a (new)	am 30 Mayer	as a new paragraph 17 a	+	
Paragraph 18	Compromise 8	if adopted, go to ECON 1	+	
	am 32 Mayer	if adopted, becomes paragraph 17 b (new), and go to am 34		

	am 33 Szájer		+	
	am 34 Mayer	if adopted, go to ECON 1		
	ECON 13		-	
	ECON 1	as an addition at the end of Paragraph 18 if adopted, go to ENVI 14	+	
	ENVI 1	as an addition at the end of Paragraph 18		
Paragraph 18 a (new)	ENVI 14		-	
DRAFT REPORT AS A WHOLE			+	

Compromise Amendments 1-8

Compromise 1 (covers ENVI C, ECON A)

Da (new): whereas delegated acts will have important implications in many areas; whereas it is therefore of paramount importance, in particular with regard to delegated acts, that they are developed and decided upon in a fully transparent manner which effectively enables the co-legislators to democratically control the exercise of the power delegated to the Commission, including by public debate in Parliament, where necessary,

Compromise 2 (covers am 2, ENVI B)

Db (new): whereas Parliament should be on an equal footing with the Council with respect to all aspects of the power of legislative delegation,

Compromise 3 (covers am 12, ENVI 6, ECON 7)

7. Believes, however, that the vast majority of situations requiring the speedy adoption of delegated acts could be dealt with by a *flexible* procedure for early non-objection by Parliament and the Council, following a request by the Commission in duly justified cases;

Compromise 4 (covers am 17, 18, 19, ECON 2, ECON 3, ENVI 8)

10. Considers that certain practical arrangements (*deletion*) could be better *coordinated* in a Common Understanding between the institutions, *which may take the form of an inter-institutional agreement*, covering *inter alia*:

Compromise 5 (covers ams 20, 22, 23, 24, ECON 5, ENVI 7, ENVI 10)

11. Stresses that, when preparing and drawing-up delegated acts, the Commission must
 - ensure an early and continuous transmission of information and relevant documents to Parliament's relevant committees, *including successive drafts of delegated acts and any contributions received; to this end, the current comitology register could be used as a model for an improved digital information system,*
 - give Parliament access to related preparatory meetings, exchanges of views and consultations;*

Compromise 6 (covers ams 25, 26, ECON 8)

12. Is of the opinion that the exchange of information prior to a revocation should take place as a matter of transparency, courtesy and loyal cooperation between the institutions concerned *thereby ensuring that all institutions are fully aware of the possibility of revocation in good time*; however, deems it redundant and confusing to introduce a specific *legal* obligation *in basic acts* requiring a statement of reasons for the adoption of certain legal acts in addition to the general requirement laid down in Article 296 TFEU which is applicable to all legal acts;

Compromise 7 (covers am 27, ENVI 4)

13. Proposes that a minimum period for objection be fixed in any future Common Understanding, it being made clear that this should be understood not as a straightjacket but merely as a minimum below which Parliament's democratic control would become nugatory; considers that the minimum period for objection should be two months, with a possibility of its being extended by a further two months at the initiative of Parliament or the Council; *recalls that a longer period for objection can be set depending on the nature of the delegated act*;

Compromise 8 (covers ams 32, 33, 34, ECON 13)

18. *Considers that in order to fully preserve the Legislator's prerogatives, special attention should be given to the relative use of Articles 290 and 291 TFEU and to the practical consequences of having recourse to one article or the other, be it during the above-mentioned alignment or when dealing with proposals under the ordinary legislative procedure*;