



EUROPEAN PARLIAMENT

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*Committee on Foreign Affairs*

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**2010/0816(NLE)**

1.7.2010

# **AMENDMENTS 76 - 143**

**Draft report**  
**Elmar Brok**  
(PE441.305v01-00)

on the draft Council decision establishing the organisation and functioning of  
the European External Action Service

Proposal for a decision  
(08029/2010 – C7-0090/2010 – ((NLE))

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PE443.165v01-00

**EN**

*United in diversity*

**EN**



**Amendment 76**  
**Helmut Scholz**

**Proposal for a decision**  
**Recital 1**

*Text proposed by the High Representative*

(1) The purpose of this Decision is to establish the organisation and functioning of the European External Action Service ("EEAS"), ***a functionally autonomous body of the Union under the authority of the High Representative***, set up by Article 27(3) of the Treaty on European Union ("TEU"), as amended by the Treaty of Lisbon.

*Amendment*

(1) The purpose of this Decision is to establish the organisation and functioning of the European External Action Service ("EEAS"), set up by Article 27(3) of the Treaty on European Union ("TEU"), as amended by the Treaty of Lisbon.

Or. en

**Amendment 77**  
**Marta Andreassen**

**Proposal for a decision**  
**Recital 1**

*Text proposed by the High Representative*

(1) The purpose of this Decision is to establish the organisation and functioning of the European External Action Service ("EEAS"), a functionally autonomous body of the Union under the authority of the High Representative, set up by Article 27(3) of the Treaty on European Union ("TEU"), as amended by the Treaty of Lisbon.

*Amendment*

(1) The purpose of this Decision is to establish the organisation and functioning of the European External Action Service ("EEAS"), a functionally autonomous body of the Union under the authority of the High Representative, set up by Article 27(3) of the Treaty on European Union ("TEU"), as amended by the Treaty of Lisbon. ***This Decision and in particular the reference to the term "High Representative" will be interpreted in accordance with his/her different functions under Article 18 of the TEU.***

Or. en

**Amendment 78**  
**Helmut Scholz**

**Proposal for a decision**  
**Recital 2**

*Text proposed by the High Representative*

(2) In accordance with Article 21(3), second subparagraph, of the TEU, the Union will ensure consistency between the different areas of its external action and between these and its other policies. The Council and the Commission, assisted by the High Representative, will ensure that consistency and will cooperate to that effect.

*Amendment*

(2) In accordance with Article 21(3), second subparagraph, of the TEU, the Union will ensure consistency between the different areas of its external action and between these and its other policies. The Council and the Commission, assisted by the High Representative, will ensure that consistency and will cooperate to that effect, ***whereby Article 21(1), second subparagraph, and Article 21(2c) should be the guideline to act upon.***

Or. en

**Amendment 79**  
**Michał Tomasz Kamiński, Charles Tannock, Ryszard Antoni Legutko, Tomasz Piotr Poręba, Konrad Szymański**

**Proposal for a decision**  
**Recital 3**

*Text proposed by the High Representative*

(3) The EEAS will support the High Representative in fulfilling her mandate to conduct the Common Foreign and Security Policy ("CFSP") of the European Union and to ensure the consistency of the EU's external action. The EEAS will support the High Representative in her capacity as President of the Foreign Affairs Council, without prejudice to the normal tasks of the General Secretariat of the Council. The EEAS will also support the High Representative in her capacity as Vice-President of the Commission, for her responsibilities within the Commission for

*Amendment*

(3) The EEAS will support the High Representative, ***who is also a Vice-President of the Commission and the President of the Foreign Affairs Council,*** in fulfilling her mandate to conduct the Common Foreign and Security Policy ("CFSP") of the European Union and to ensure the consistency of the EU's external action ***as outlined, notably, in Articles 18 and 27 TEU.*** The EEAS will support the High Representative in her capacity as President of the Foreign Affairs Council, without prejudice to the normal tasks of the General Secretariat of the Council. The

responsibilities incumbent on it in external relations and for coordinating other aspects of the Union's external action, without prejudice to the normal tasks of the Commission services.

EEAS will also support the High Representative in her capacity as Vice-President of the Commission, for her responsibilities within the Commission for responsibilities incumbent on it in external relations and for coordinating other aspects of the Union's external action, without prejudice to the normal tasks of the Commission services ***and in conformity with Declaration 14 of the Treaty of Lisbon.***

Or. en

**Amendment 80**  
**Marta Andreassen**

**Proposal for a decision**  
**Recital 3**

*Text proposed by the High Representative*

(3) The EEAS will support the High Representative in fulfilling her mandate to conduct the Common Foreign and Security Policy ("CFSP") of the European Union and to ensure the consistency of the EU's external action. The EEAS will support the High Representative in her capacity as President of the Foreign Affairs Council, without prejudice to the normal tasks of the General Secretariat of the Council. The EEAS will also support the High Representative in her capacity as Vice-President of the Commission, for her responsibilities within the Commission for responsibilities incumbent on it in external relations and for coordinating other aspects of the Union's external action, without prejudice to the normal tasks of the Commission services.

*Amendment*

(3) The EEAS will support the High Representative, ***who is also a Vice-President of the Commission and the President of the Foreign Affairs Council,*** in fulfilling ***his/her*** mandate to conduct the Common Foreign and Security Policy ("CFSP") of the European Union and to ensure the consistency of the EU's external action ***as outlined, notably, in Articles 18 and 27 TEU.*** The EEAS will support the High Representative in ***his/her*** capacity as President of the Foreign Affairs Council, without prejudice to the normal tasks of the General Secretariat of the Council. The EEAS will also support the High Representative in ***his/her*** capacity as Vice-President of the Commission, for ***his/her*** responsibilities within the Commission for responsibilities incumbent on it in external relations and for coordinating other aspects of the Union's external action, without prejudice to the normal tasks of the Commission services.

**Amendment 81**  
**Marta Andreasen**

**Proposal for a decision**  
**Recital 3 a (new)**

*Text proposed by the High Representative*

*Amendment*

***(3a) In its contribution to the EU external cooperation programmes, the EEAS ensures that these programmes respond to the objectives for external action as set out in Article 21 TEU.***

Or. en

**Amendment 82**  
**Michał Tomasz Kamiński, Charles Tannock, Ryszard Antoni Legutko, Tomasz Piotr Poręba, Konrad Szymański**

**Proposal for a decision**  
**Recital 5**

*Text proposed by the High Representative*

*Amendment*

(5) The European Parliament will fully play its role in the external action of the Union, including its functions of political control as provided for in Article 14(1) of the TEU, as well as in legislative and budgetary matters as laid down in the Treaties. Furthermore, in accordance with Article 36 of the TEU, the High Representative will regularly consult the European Parliament on the main aspects and the basic choices of the CFSP and will ensure that the views of the European Parliament are duly taken into consideration. The EEAS will assist the High Representative in this regard.

(5) The European Parliament will fully play its role in the external action of the Union, including its functions of political control as provided for in Article 14(1) of the TEU, as well as in legislative and budgetary matters as laid down in the Treaties. Furthermore, in accordance with Article 36 of the TEU, the High Representative will regularly consult the European Parliament on the main aspects and the basic choices of the CFSP and will ensure that the views of the European Parliament are duly taken into consideration. The EEAS will assist the High Representative in this regard.  
***Specific arrangements should be made with regard to access for Members of European Parliament to classified***

*documents and information in the area of CFSP. Members of the European Parliament coming from Member States which are contributing significantly to CSDP missions should be given preference. Until the adoption of such arrangements, existing provisions under the 2002 Interinstitutional Agreement on classified documents and information in the area of ESDP will apply.*

Or. en

**Amendment 83**

**Michał Tomasz Kamiński, Charles Tannock, Ryszard Antoni Legutko, Tomasz Piotr Poręba, Konrad Szymański, Geoffrey Van Orden**

**Proposal for a decision  
Recital 5 a (new)**

*Text proposed by the High Representative*

*Amendment*

*(5a) The National Parliaments shall be fully involved alongside the European Parliament in exercising their power of scrutiny and oversight of CFSP and CSDP.*

Or. en

**Amendment 84**

**Sabine Lösing, Willy Meyer, Takis Hadjigeorgiou, Nikolaos Chountis, Sabine Wils, Søren Bo Søndergaard, Cornelis de Jong**

**Proposal for a decision  
Recital 5 a (new)**

*Text proposed by the High Representative*

*Amendment*

*(5a) Binding agreements should be made with regard to access for Members of all political groups of European Parliament to classified documents and information in the area of CFSP and ESDP.*

**Amendment 85**  
**Helmut Scholz**

**Proposal for a decision**  
**Recital 6**

*Text proposed by the High Representative*

*Amendment*

***(6) The High Representative, or her representative, should exercise vis-à-vis the European Defence Agency, the European Union Satellite Centre, the European Union Institute for Security Studies and the European Security and Defence College the responsibilities provided for in their respective founding acts. The EEAS should provide these entities with the support currently provided by the General Secretariat of the Council.***

***deleted***

**Amendment 86**  
**Sabine Lösing, Willy Meyer, Nikolaos Chountis, Sabine Wils, Søren Bo Søndergaard**

**Proposal for a decision**  
**Recital 6**

*Text proposed by the High Representative*

*Amendment*

***(6) The High Representative, or her representative, should exercise vis-à-vis the European Defence Agency, the European Union Satellite Centre, the European Union Institute for Security Studies and the European Security and Defence College the responsibilities provided for in their respective founding acts. The EEAS should provide these entities with the support currently provided by the General Secretariat of the***

***deleted***



**Amendment 87**  
**Marta Andreassen**

**Proposal for a decision**  
**Recital 7**

*Text proposed by the High Representative*

(7) Provisions should be adopted relating to the staff of the EEAS and their recruitment. For matters relating to its staff the EEAS should be treated as an institution within the meaning of the Staff Regulations. ***In accordance with Article 27(3) of the TEU, the EEAS will comprise officials from the General Secretariat of the Council and the Commission as well as personnel seconded from the diplomatic services of the Member States.*** The High Representative will be the Appointing Authority, in relation both to officials subject to the Staff Regulations ***of Officials of the European Communities ("Staff Regulations")*** and agents subject to the Conditions of Employment of Other Servants. The High Representative will also have authority over the Seconded National Experts ("SNEs") in post in the EEAS. The number of officials and servants of the EEAS will be decided each year as part of the budgetary procedure and will be reflected in the establishment plan.

*Amendment*

(7) Provisions should be adopted relating to the staff of the EEAS and their recruitment ***where such provisions are necessary to establish the organisation and functioning of the EEAS. In parallel, necessary amendments should be made, in accordance with Article 336 of the TFEU, to the Staff Regulations of Officials of the European Communities ("Staff Regulations") and the Conditions of Employment of Other Servants of those Communities ("CEOS") without prejudice to Article 298 TFEU.*** For matters relating to its staff the EEAS should be treated as an institution within the meaning of the Staff Regulations. The High Representative will be the Appointing Authority, in relation both to officials subject to the Staff Regulations and agents subject to the Conditions of Employment of Other Servants. The High Representative will also have authority over the Seconded National Experts ("SNEs") in post in the EEAS. The number of officials and servants of the EEAS will be decided each year as part of the budgetary procedure and will be reflected in the establishment plan.

## **Amendment 88**

**Sabine Lösing, Willy Meyer, Nikolaos Chountis, Sabine Wils, Søren Bo Søndergaard**

### **Proposal for a decision**

#### **Recital 7**

*Text proposed by the High Representative*

(7) Provisions should be adopted relating to the staff of the EEAS and their recruitment. For matters relating to its staff the EEAS should be treated as an institution within the meaning of the Staff Regulations. In accordance with Article 27(3) of the TEU, the EEAS will comprise officials from the General Secretariat of the Council and the Commission as well as personnel seconded from the diplomatic services of the Member States. The High Representative will be the Appointing Authority, in relation both to officials subject to the Staff Regulations of Officials of the European Communities ("Staff Regulations") and agents subject to the Conditions of Employment of Other Servants. The High Representative will also have authority over the Seconded National Experts ("SNEs") in post in the EEAS. ***The number of officials and servants of the EEAS will be decided each year as part of the budgetary procedure and will be reflected in the establishment plan.***

*Amendment*

(7) Provisions should be adopted relating to the staff of the EEAS and their recruitment. For matters relating to its staff the EEAS should be treated as an institution within the meaning of the Staff Regulations. In accordance with Article 27(3) of the TEU, the EEAS will comprise officials from the General Secretariat of the Council and the Commission as well as personnel seconded from the diplomatic services of the Member States. The High Representative will be the Appointing Authority, in relation both to officials subject to the Staff Regulations of Officials of the European Communities ("Staff Regulations") and agents subject to the Conditions of Employment of Other Servants. The High Representative will also have authority over the Seconded National Experts ("SNEs") in post in the EEAS.

Or. en

## **Amendment 89**

**Marta Andreasen**

### **Proposal for a decision**

#### **Recital 7 a (new)**

*Text proposed by the High Representative*

*Amendment*

***(7a) The staff members of the EEAS will carry out their duties and conduct***

*themselves solely with in mind the full respect of the identified strategic interests by the European Council as well as the determined objectives and defined guidelines for the common foreign and security policy, that shall be put into effect by the High Representative and by the Member States, using national and Union resources according to article 26 TEU.*

Or. en

**Amendment 90**  
**Andreas Mölzer**

**Proposal for a decision**  
**Recital 7 a (new)**

*Text proposed by the High Representative*

*Amendment*

*(7a) Recruitment shall be based on merit whilst ensuring the broadest possible geographical balance. The staff of the EEAS shall compromise a meaningful presence of nationals from all the Member States, despite the fact that the working languages within the EEAS are English, French and German. The review foreseen in 2010 should also cover this issue, including, as appropriate, suggestions for additional specific measures to correct possible imbalances.*

Or. en

**Amendment 91**

**Michał Tomasz Kamiński, Charles Tannock, Ryszard Antoni Legutko, Tomasz Piotr Poręba, Konrad Szymański**

**Proposal for a decision**

**Recital 7 a (new)**

*Text proposed by the High Representative*

*Amendment*

***(7a) In accordance with Article 27(3) of the TEU, the EEAS will comprise officials from the General Secretariat of the Council and the Commission as well as personnel coming from the diplomatic services of the Member States. For that purpose, the relevant departments and functions in the General Secretariat of the Council and in the Commission will be transferred to the EEAS, together with officials and temporary agents occupying a post in such departments or functions. Before the 1st of July 2013, the EEAS will recruit exclusively officials originating from the General Secretariat of the Council and the Commission as well as staff coming from the diplomatic services of the Member States. After that date, all officials and other servants of the European Union should be able to apply for vacant posts in the EEAS. Additional exceptional EEAS appointments may be made by the HR/VP from EU citizens with distinguished careers in public life, who do not come from any of the above categories.***

Or. en

**Amendment 92**  
**Marta Andreasen**

**Proposal for a decision**  
**Recital 7 b (new)**

*Text proposed by the High Representative*

*Amendment*

***(7b) In accordance with Article 27(3) of the TEU, the EEAS will comprise officials from the General Secretariat of the Council and the Commission as well as personnel coming from the diplomatic services of the Member States. For that purpose, the relevant departments and functions in the General Secretariat of the Council and in the Commission will be transferred to the EEAS, together with officials and temporary agents occupying a post in such departments or functions. Before the 1st of July 2013, the EEAS will recruit exclusively officials originating from the General Secretariat of the Council and the Commission as well as staff seconded from the diplomatic services of the Member States. After that date, and according to the needs the recruitment of EU permanent officials under Staff Regulation within the quota of 60% should be done accordingly with EPSO external procedure specifically designed for the EEAS.***

Or. en

**Amendment 93**  
**Marta Andreasen**

**Proposal for a decision**  
**Recital 8**

*Text proposed by the High Representative*

*Amendment*

***(8) In order to ensure the budgetary autonomy necessary for the smooth operation of the EEAS, the Financial***

***(8) The Financial Regulation should be amended in order to include the EEAS in Article 1 of the Financial Regulation, with***

Regulation should be amended in order to ***treat the EEAS as an "institution" within the meaning*** of the Financial Regulation, with a specific section in the Union budget. The EEAS will be subject to the procedures regarding the discharge as provided for in Article 319 of the Treaty on the Functioning of the European Union and in Articles 145 to 147 of the Financial Regulation.

a specific section in the Union budget. ***In accordance with applicable rules, and as it is the case for other institutions, a part of the annual report of the Court of Auditors will be dedicated also to the EEAS and the EEAS will respond to such reports.*** The EEAS will be subject to the procedures regarding the discharge as provided for in Article 319 of the Treaty on the Functioning of the European Union and in Articles 145 to 147 of the Financial Regulation. ***The High Representative will provide the European Parliament with all support necessary to complete European Parliament's right as discharge authority. The implementation of the operational budget will be the Commission's responsibility in accordance with Article 317 of the TFEU. Decisions having a financial impact will in particular respect the responsibilities laid down in Title IV of the Financial Regulation, especially Article 75 thereof regarding expenditure operations and Articles 64 to 68 regarding liability of the financial actors.***

Or. en

#### **Amendment 94**

**Sabine Lösing, Willy Meyer, Takis Hadjigeorgiou, Nikolaos Chountis, Sabine Wils, Søren Bo Søndergaard**

#### **Proposal for a decision Recital 8 a (new)**

*Text proposed by the High Representative*

*Amendment*

***(8a) The establishment of the EEAS and its implementation shall not lead to any additional costs, neither within the EU budget nor within the national budgets.***

Or. en

**Amendment 95**

**Sabine Lösing, Willy Meyer, Takis Hadjigeorgiou, Nikolaos Chountis, Sabine Wils, Søren Bo Søndergaard**

**Proposal for a decision**

**Article 1 – paragraph 2**

*Text proposed by the High Representative*

2. The EEAS, which has its headquarters in Brussels, shall be a **functionally autonomous body of the European Union, separate from the Commission and the General Secretariat of the Council, with the legal capacity necessary to perform its tasks and attain its objectives.**

*Amendment*

2. The EEAS, which has its headquarters in Brussels, shall **not** be a **sui generis institution.**

Or. en

**Amendment 96**

**Marta Andreasen**

**Proposal for a decision**

**Article 2 – paragraph 1 - introductory wording**

*Text proposed by the High Representative*

1. The EEAS shall support the High Representative:

*Amendment*

1. The EEAS shall support the High Representative **in fulfilling his/her mandates as outlined in Title V TEU, notably in Articles 18 and 27 TEU:**

Or. en

**Amendment 97**

**Marta Andreasen**

**Proposal for a decision**

**Article 2 – paragraph 1 – indent 1**

*Text proposed by the High Representative*

- in fulfilling her mandate to conduct the Common Foreign and Security Policy

*Amendment*

- in fulfilling **his**/her mandate to conduct the Common Foreign and Security Policy

("CFSP") of the European Union and to ensure the consistency of the EU's external action;

("CFSP") of the European Union, ***including the Common Security and Defence Policy ("CSDP"), to contribute by his/her proposals to the development of that policy, which she shall carry out as mandated by the Council*** and to ensure the consistency of the EU's external action;

Or. en

**Amendment 98**  
**Vytautas Landsbergis**

**Proposal for a decision – amending act**  
**Article 2 – paragraph 1 - indent 3**

*Text proposed by the High Representative*

- in her capacity as Vice-President of the Commission for fulfilling within the Commission the responsibilities incumbent on it in external relations and for coordinating other aspects of the Union's external action, ***without prejudice to the normal tasks of the services of the Commission.***

*Amendment*

- in her capacity as Vice-President of the Commission for fulfilling within the Commission the responsibilities incumbent on it in external relations and for coordinating other aspects of the Union's external action.

Or. en

**Amendment 99**  
**Vytautas Landsbergis**

**Proposal for a decision – amending act**  
**Article 2 – paragraph 2**

*Text proposed by the High Representative*

2. The EEAS shall assist the President of the Commission, the Commission and the President of the European Council.

*Amendment*

2. The EEAS shall assist the President of the Commission, the Commission and the President of the European Council, ***without prejudice to the mandate of the High Representative.***

Or. en



**Amendment 100**

**Sabine Lösing, Willy Meyer, Takis Hadjigeorgiou, Nikolaos Chountis, Sabine Wils, Søren Bo Søndergaard**

**Proposal for a decision**

**Article 2 – paragraph 2 a (new)**

*Text proposed by the High Representative*

*Amendment*

***2a. The parliamentary control concerning the EEAS has to be entirely ensured. Therefore the European Parliament's right of scrutiny must be guaranteed to its full extent. This has to be assured for the national parliaments as well, especially in terms of the CSFP and ESDP.***

Or. en

**Amendment 101**

**Franziska Katharina Brantner, Alexander Graf Lambsdorff, Ulrike Lunacek**

**Proposal for a decision – amending act**

**Article 2 a (new)**

*Text proposed by the High Representative*

*Amendment*

***Political representation***

***1. The Commissioners responsible for the areas of development, humanitarian aid and neighbourhood policy shall represent the High Representative, in line with Art. 17 (1) TEU.***

***2. In her capacity as High Representative for Foreign Affairs and Security Policy, the High Representative may be represented by deputies, appointed in accordance with Art. 33 TEU. The deputies shall be appointed for a term of office equal to that of the High Representative. Before taking up their duties, they shall appear before the***

*competent committee of the European Parliament.*

Or. en

**Amendment 102**

**Ingeborg Gräßle, Jacek Saryusz-Wolski, Mario Mauro**

**Proposal for a decision – amending act**

**Article 3 – paragraph 4**

*Text proposed by the High Representative*

4. The EEAS shall extend appropriate support and cooperation to the other institutions and bodies of the Union.

*Amendment*

4. The EEAS shall extend appropriate support and cooperation to the other institutions and bodies of the Union, *in particular to the European Parliament. The EEAS may also benefit from the support and cooperation of these institutions and bodies, including agencies as appropriate. In addition, the EEAS shall cooperate with the European Office for the Fight against Fraud (OLAF) in accordance with Regulation (EC) N° 1073/1999. It shall in particular swiftly adopt the decision required by this Regulation on terms and conditions for internal investigations. As provided in this Regulation, Member States, in accordance with national provisions, and institutions shall give the necessary support to enable the OLAF's agents to fulfil their task.*

Or. en

**Amendment 103**  
**Vytautas Landsbergis**

**Proposal for a decision – amending act**  
**Article 3 – paragraph 4**

*Text proposed by the High Representative*

4. The EEAS shall extend appropriate support and cooperation to the other institutions and bodies of the Union.

*Amendment*

4. The EEAS shall extend appropriate support and cooperation to the other institutions and bodies of the Union, *as well as to institutions and bodies of Member States.*

Or. en

**Amendment 104**  
**Marta Andreasen**

**Proposal for a decision – amending act**  
**Article 4 – paragraph 1**

*Text proposed by the High Representative*

1. The EEAS shall be managed by *a* Secretary-General who will operate under the authority of the High Representative. The Secretary-General shall take all measures necessary to ensure the smooth functioning of the EEAS, including its administrative and budgetary management. He shall ensure effective coordination between all departments in the central administration as well as with the Union delegations, *and shall represent the EEAS.*

*Amendment*

1. The EEAS shall be managed by *an executive* Secretary-General who will operate under the authority of the High Representative. The *executive* Secretary-General shall take all measures necessary to ensure the smooth functioning of the EEAS, including its administrative and budgetary management. He shall ensure effective coordination between all departments in the central administration as well as with the Union delegations. *The High Representative shall appoint, in accordance with the normal rules of recruitment, a Director General for budget and administration who shall work under the authority of the High Representative. He/she shall be responsible to the High Representative for the administrative and internal budgetary management of the EEAS. He/she shall follow the same budget lines and administrative rules as applicable in*

*section III of Heading V of the  
Multiannual Financial Framework.*

Or. en

**Amendment 105**

**Marta Andreasen, Ingeborg Gräßle**

**Proposal for a decision – amending act  
Article 4 – paragraph 3 – indent 1 a (new)**

*Text proposed by the High Representative*

*Amendment*

*- an Ethics office reporting directly to the  
Secretary-General;*

Or. en

**Amendment 106**

**Sabine Lösing, Willy Meyer, Nikolaos Chountis, Sabine Wils, Søren Bo Søndergaard**

**Proposal for a decision – amending act  
Article 4 – paragraph 3 – indent 2**

*Text proposed by the High Representative*

*Amendment*

- a directorate general for administrative, staffing, budgetary, *security* and communication *and information system* matters under the direct authority of the Secretary-General;

- a directorate general for administrative, staffing, budgetary, and communication matters under the direct authority of the Secretary-General;

Or. en

**Amendment 107**

**Sabine Lösing, Willy Meyer, Nikolaos Chountis, Sabine Wils, Søren Bo Søndergaard**

**Proposal for a decision – amending act  
Article 4 – paragraph 3 – indent 3**

*Text proposed by the High Representative*

*Amendment*

***- the crisis management and planning directorate, the civilian planning and conduct capability, the European Union Military Staff and the European Union Situation Centre, placed under the direct authority and responsibility of the High Representative in her capacity as High Representative for Foreign Affairs and Security Policy; the specificities of these structures, as well as the particularities of their functions, recruitment and the status of the staff shall be respected.***

***deleted***

Or. en

**Amendment 108**

**Franziska Katharina Brantner, Alexander Graf Lambsdorff, Ulrike Lunacek**

**Proposal for a decision – amending act  
Article 4 – paragraph 3 – indent 3**

*Text proposed by the High Representative*

*Amendment*

***- the crisis management and planning directorate, the civilian planning and conduct capability, the European Union Military Staff and the European Union Situation Centre, placed under the direct authority and responsibility of the High Representative in her capacity as High Representative for Foreign Affairs and Security Policy; the specificities of these structures, as well as the particularities of their functions, recruitment and the status of the staff shall be respected.***

***- a directorate general for conflict prevention, crisis management and post-conflict management, supporting a comprehensive approach to peacebuilding and bringing together, on an equal footing, the relevant services of the Commission and the General Secretariat of the Council.***

*The crisis management and planning directorate, the civilian planning and conduct capability, the European Union Military Staff and the European Union Situation Centre shall form part of the*

*directorate general. The specific decision-making procedures applying in the fields of CFSP and CSDP shall be respected in accordance with Art. 31 and 42 (4) TEU and decisions in these fields shall be taken under the authority and responsibility of the High Representative in her capacity as High Representative for Foreign Affairs and Security Policy.*

*The specificities of recruitment and status of some of the staff of the crisis management and planning directorate, the civilian planning and conduct capability, the European Union Military Staff and the European Union Situation Centre shall be respected according to their function.*

Or. en

## **Amendment 109**

**Helmut Scholz**

**Proposal for a decision – amending act  
Article 4 – paragraph 3 – indent 3**

*Text proposed by the High Representative*

*- the crisis management and planning directorate, the civilian planning and conduct capability, the European Union Military Staff and the European Union Situation Centre, placed under the direct authority and responsibility of the High Representative in her capacity as High Representative for Foreign Affairs and Security Policy; the specificities of these structures, as well as the particularities of their functions, recruitment and the status of the staff shall be respected.*

*Amendment*

*- a "peacebuilding directorate", focused mainly on conflict prevention, and able to prepare, co-ordinate and implement the EU's response to situations of fragility and conflict and to coordinate with other institutions and organisations which are working on policies with implications for peacebuilding.*

Or. en

**Amendment 110**  
**Marta Andreasen**

**Proposal for a decision – amending act**  
**Article 4 – paragraph 3 – indent 3**

*Text proposed by the High Representative*

- the crisis management and planning directorate, the civilian planning and conduct capability, the European Union Military Staff and the European Union Situation Centre, placed under the direct authority and responsibility of the High Representative ***in her capacity as High Representative for Foreign Affairs and Security Policy***; the specificities of these structures, as well as the particularities of their functions, recruitment and the status of the staff shall be respected.

*Amendment*

- the crisis management and planning directorate, the civilian planning and conduct capability, the European Union Military Staff and the European Union Situation Centre, placed under the direct authority and responsibility of the High Representative, ***shall assist him/her in the task of conducting the Union's CFSP in accordance with the provisions of the Treaty while respecting, in accordance with Article 40 of the TEU, the other competences of the Union.***

The specificities of these structures, as well as the particularities of their functions, recruitment and the status of the staff shall be respected.

***Full coordination between all the structures of the EEAS shall be ensured.***

Or. en

**Amendment 111**  
**Vytautas Landsbergis**

**Proposal for a decision – amending act**  
**Article 4 – paragraph 4**

*Text proposed by the High Representative*

4. The High Representative shall designate from among EEAS staff members the chairpersons of Council preparatory bodies that are chaired by a representative of the High Representative, including the chair of the Political and Security Committee.

*Amendment*

4. The High Representative shall designate from among EEAS staff members the chairpersons of Council preparatory bodies that are chaired by a representative of the High Representative, including the chair of the Political and Security Committee, ***whose candidacy is consulted within the Commission.***

## Amendment 112

Ingeborg Gräßle, Jacek Saryusz-Wolski, Mario Mauro

### Proposal for a decision – amending act Article 5 – paragraph 1

*Text proposed by the High Representative*

1. The decision to open a delegation shall be adopted by the High Representative, ***after consulting the Council and the Commission. The decision to close a delegation shall be adopted by the High Representative,*** in agreement with the Council and the Commission.

*Amendment*

1. The decision to open ***or close*** a delegation shall be adopted by the High Representative, in agreement with the Council and the Commission ***after consulting the European Parliament.***

## Amendment 113

Vytautas Landsbergis

### Proposal for a decision – amending act Article 5 – paragraph 2

*Text proposed by the High Representative*

2. Each Union delegation shall be led by a Head of Delegation.  
The Head of Delegation shall have authority over all staff in the delegation, whatever their status, and for all its activities. He shall be accountable to the High Representative for the overall management of the work of the delegation and for ensuring the coordination of all actions of the Union.

Staff in delegations shall comprise EEAS staff and, where this is appropriate for the implementation of the Union budget and Union policies other than those under the

*Amendment*

2. Each Union delegation shall be led by a Head of Delegation.  
The Head of Delegation shall have authority over all staff in the delegation, whatever their status, and for all its activities. ***He/she should assure a broad representation of the national variety of the Union inside of the staff.*** He/she shall be accountable to the High Representative for the overall management of the work of the delegation and for ensuring the coordination of all actions of the Union.  
Staff in delegations shall comprise EEAS staff and, where this is appropriate for the implementation of the Union budget and Union policies other than those under the



remit of the EEAS, Commission staff.

remit of the EEAS, Commission staff.

Or. en

**Amendment 114**  
**Marta Andreasen**

**Proposal for a decision – amending act**  
**Article 5 – paragraph 3 – subparagraph 2**

*Text proposed by the High Representative*

In areas where the Commission exercises the powers conferred to it by the Treaties, the Commission may also issue instructions to delegations, which shall be executed under the overall responsibility of the Head of Delegation.

*Amendment*

In areas where the Commission exercises the powers conferred to it by the Treaties, the Commission may, ***in accordance with article 220 (2) TFEU***, also issue instructions to delegations, which shall be executed under the overall responsibility of the Head of Delegation.

Or. en

**Amendment 115**  
**Pawel Zalewski**

**Proposal for a decision – amending act**  
**Article 5 – paragraph 3**

*Text proposed by the High Representative*

The Head of Delegation shall receive instructions from the High Representative and the EEAS, and shall be responsible for their execution.

In areas where the Commission exercises the powers conferred to it by the Treaties, the Commission may also issue instructions to delegations, which shall be executed under the overall responsibility of the Head of Delegation.

*Amendment*

The Head of Delegation shall receive instructions from the High Representative and the EEAS, and shall be responsible for their execution.

In areas where the Commission exercises the powers conferred to it by the Treaties, the Commission may also issue instructions to delegations, which shall be executed under the overall responsibility of the Head of Delegation.

***The High Representative shall under no circumstances issue any instructions in the area of the common commercial policy as provided for in Art. 207 of the***

*TFEU.*

*The heads of the commercial policy units at the delegations shall be nominated by the Trade Commissioner, and their budget shall be determined by the respective Commission's services.*

*The Commission staff executing instructions in the area of the common commercial policy shall report back to the EU Trade Commissioner and the High Representative via the Head of Delegation.*

Or. en

**Amendment 116**

**Sabine Lösing, Willy Meyer, Nikolaos Chountis, Sabine Wils, Søren Bo Søndergaard**

**Proposal for a decision – amending act  
Article 5 – paragraph 10**

*Text proposed by the High Representative*

10. The Union delegations shall have the capacity to, upon request by Member States, support the Member States in their diplomatic relations ***and in their role of providing consular protection to Union citizens in third countries.***

*Amendment*

10. The Union delegations shall have the capacity to, upon request by Member States, support the Member States in their diplomatic relations.

Or. en

**Amendment 117**

**Marta Andreasen**

**Proposal for a decision – amending act  
Article 6 – paragraph 1**

*Text proposed by the High Representative*

1. The EEAS shall comprise:  
(a) officials and other servants of the European Union, including personnel from the diplomatic services of the Member

*Amendment*

1. The EEAS shall comprise:  
(a) officials and other servants of the European Union, including personnel from the diplomatic services of the Member

States appointed as temporary agents;  
(b) *if necessary, and on a temporary basis, specialised seconded national experts (SNEs).*

States appointed as temporary agents;  
(b) *If necessary, the EEAS may, in specific case, have recourse to a limited number of specialised seconded national experts (SNEs).*

*The High Representative shall adopt the rules, equivalent to those laid down in Council Decision 2003/479/EC as amended by Council Decision 2007/829/EC of 5 December 2007<sup>1</sup>, under which SNEs are put at the disposal of the EEAS in order to provide specialised expertise.*

<sup>1</sup> OJ L 327, 13 December 2007, page 10.

Or. en

#### **Amendment 118**

**Michał Tomasz Kamiński, Ryszard Antoni Legutko, Tomasz Piotr Poręba, Konrad Szymański**

**Proposal for a decision – amending act  
Article 6 – paragraph 1 a (new)**

*Text proposed by the High Representative*

*Amendment*

*(1a) If necessary, the EEAS may, in specific cases, have recourse to a limited number of specialised seconded national experts (SNEs).*

*The High Representative shall adopt the rules, equivalent to those laid down in Council Decision 2003/479/EC as amended by Council Decision 2007/829/EC of 5 December 2007<sup>1</sup>, under which SNEs are put at the disposal of the EEAS in order to provide specialised expertise.*

*Additional exceptional EEAS appointments may be made by the HR/VP from EU citizens with distinguished careers in public life, who do not come from any of the above categories.*

Or. en

### Amendment 119

Sabine Lösing, Willy Meyer, Nikolaos Chountis, Sabine Wils, Søren Bo Søndergaard

#### Proposal for a decision – amending act

##### Article 6 – paragraph 1 (b)

*Text proposed by the High Representative*

(b) *if necessary, and on a temporary basis, specialised seconded national experts (SNEs).*

*Amendment*

(b) *The establishment and the implementation of the EEAS shall not include any additional posts.*

Or. en

### Amendment 120

Marta Andreasen

#### Proposal for a decision – amending act

##### Article 6 – paragraph 2

*Text proposed by the High Representative*

2. The staff members of the EEAS shall carry out their duties and conduct themselves *solely with the interests of the Union in mind*. Without prejudice to Articles 2(1), third *subparagraph*, 2(2) and 5(3), they shall neither seek nor take instructions from any Government, authority, organisation or person outside the EEAS or any body or person other than the High Representative.

*Amendment*

2. The staff members of the EEAS shall carry out their duties and conduct themselves *in accordance with recital 7a*. Without prejudice to Articles 2(1), third *indent*, 2(2) and 5(3), they shall neither seek nor take instructions from any Government, authority, organisation or person outside the EEAS or any body or person other than the High Representative *or only with his/her consent. In accordance with Article 11 of the Staff Regulations, the EEAS staff may not accept any payments of any kind whatever from any other source outside the EEAS.*

Or. en

### Amendment 121

Jacek Saryusz-Wolski, Lothar Bisky, Ivailo Kalfin, Andrey Kovatchev, Ioannis Kasoulides, Zusanna Roithova, Jan Zahradil, Bendt Bendtsen, Tunne Kelam, Kristiina

Ojuland, Ivari Padar, Ville Itala, Markus Ferber, Csaba Tabajdi, Carlo Casini, Mario Mauro, Arturs Krisjanis Karins, Roberts Zile, Vytautas Landsbergis, Frank Engel, Simon Busuttil, Ryszard Antoni Legutko, Boguslaw Liberadzki, Vasilica Viorica Dancila, Theodor Dumitru Stolojan, Anna Zaborska, Boris Zala, Milan Zver, Gunnar Hökmark, Jozsef Szajer, György Schöpflin, Tadeusz Cymanski, Ryszard Czarnecki, Adam Gierek, Andrzej Grzyb, Malgorzata Handzlik, Jolanta Emilia Hibner, Danuta Maria Hubner, Filip Kaczmarek, Jaroslaw Kalinowski, Lena Kolarska-Bobinska, Pawel Robert Kowal, Jan Kozlowski, Krzysztof Lisek, Bogdan Kazimierz Marcinkiewicz, Marek Henryk Migalski, Jan Olbrycht, Mirosław Piotrowski, Tomasz Piotr Poreba, Joanna Senyszyn, Czesław Siekierski, Marek Siwiec, Boguslaw Sonik, Konrad Szymanski, Roza Thun und Hohenstein, Jaroslaw Walesa, Jacek Włosowicz, Janusz Władysław Zemke, Zbigniew Ziobro, Ingeborg Gräßle

**Proposal for a decision – amending act**  
**Article 6 – paragraph 6**

*Text proposed by the High Representative*

6. **All appointments** in the EEAS shall be based on merit **and on the broadest possible geographical basis**. The staff of the EEAS shall comprise **a meaningful** presence of nationals from all the Member States.

*Amendment*

6. **Recruitment** in the EEAS shall be based on merit **whilst ensuring adequate geographical and gender balance**. The staff of the EEAS shall comprise **an adequate** presence of nationals from all the Member States. **Concrete measures analogous to the Council regulation 401/2004 should be taken to ensure adequate geographical representativity in all grades within the EEAS, both in Headquarters and in Delegations. These measures should apply to nationals from under-represented Member States.**

Or. en

**Amendment 122**  
**Vytautas Landsbergis**

**Proposal for a decision – amending act**  
**Article 6 – paragraph 6**

*Text proposed by the High Representative*

6. All appointments in the EEAS shall be based on merit and on the broadest possible geographical basis. The staff of the EEAS shall comprise a meaningful presence of

*Amendment*

6. All appointments in the EEAS shall be based on merit and on the broadest possible geographical basis. The staff of the EEAS shall comprise a **balanced** presence of

nationals from all the Member States.

nationals from all the Member States.  
***Concrete measures analogous to the Council regulation 401/2004 should be taken to ensure adequate geographical representation in all grades within the EEAS, both in Headquarters and in Delegations.***

Or. en

### **Amendment 123**

**Franziska Katharina Brantner, Ulrike Lunacek, Eva-Britt Svensson**

#### **Proposal for a decision**

#### **Article 6 – paragraph 9**

##### *Text proposed by the High Representative*

9. The High Representative shall establish the selection procedures for EEAS staff, which shall be based on merit ***and on the broadest possible geographical basis, in conformity with the Staff Regulations and the Conditions of Employment of Other Servants, with due regard for gender balance.***

##### *Amendment*

9. The High Representative shall establish the selection procedures for EEAS staff, which shall be ***undertaken through a transparent procedure*** based on merit ***with the objective of securing the services of staff of the highest standard of ability, efficiency and integrity while ensuring adequate geographical and gender balance and a meaningful presence of nationals from all EU Member States in the EEAS. Representatives of the Member States, the General Secretariat of the Council and the Commission shall be involved in the recruitment procedure for vacant posts in the EEAS<sup>1</sup>.***

<sup>1</sup> See draft declaration relating to the appointment procedure at the end.

Or. en

##### *Justification*

*As part of the internal discussions in Parliament and the quadrilateral negotiations, it was agreed to replace the weak language "aiming towards gender balance" and "due regard for gender balance" by the stronger and more appropriate phrasing "ensuring gender balance". The rapporteur's amendments are drafted accordingly as regards recital 7 b (new) (amendment 7) and article 6 (6) (amendment 42). In Article 6 (9) (amendment 45), however, the necessary changes were omitted. The present amendment aims at bringing the language of*

*that article in line with the other provisions.*

**Amendment 124**  
**Marta Andreasen**

**Proposal for a decision**  
**Article 6 – paragraph 9 a (new)**

*Text proposed by the High Representative*

*Amendment*

***9a. When the EEAS has reached its full capacity, staff from Member States, as referred to in paragraph 1, first subparagraph, should represent 40 % of all EEAS staff at AD level. Likewise, permanent EU officials should represent 60% of all EEAS staff at AD level, including staff coming from the diplomatic services of the Member States, who have become permanent EU officials, in accordance with the provisions of the Staff Regulations. Each year, the High Representative shall present a report to the European Parliament and the Council on the occupation of posts in the EEAS.***

Or. en

**Amendment 125**  
**Franziska Katharina Brantner, Alexander Graf Lambsdorff, Ulrike Lunacek**

**Proposal for a decision**  
**Article 6 – paragraph 9 b (new)**

*Text proposed by the High Representative*

*Amendment*

***9b. The High Representative shall lay down the rules on mobility so as to ensure that the members of the staff of the EEAS are subject to a high degree of mobility. Specific modalities shall apply to some of the personnel referred to in Article 4 (3), third indent, according to their function. In principle, all EEAS staff shall periodically serve in Union delegations.***

***The High Representative shall establish rules to that effect.***

Or. en

**Amendment 126**  
**Marta Andreasen**

**Proposal for a decision**  
**Article 6 – paragraph 9 b (new)**

*Text proposed by the High Representative*

*Amendment*

***9b. The High Representative shall lay down the rules on mobility so as to ensure that the members of the staff of the EEAS are subject to a high degree of mobility within the EEAS services. Specific modalities shall apply to the personnel referred to in Article 4 (3), third indent. In principle, all EEAS staff shall periodically serve in Union delegations. The High Representative shall establish rules to that effect.***

Or. en

**Amendment 127**  
**Marta Andreasen**

**Proposal for a decision**  
**Article 6 – paragraph 10**

*Text proposed by the High Representative*

*Amendment*

***10. The procedures for recruiting staff for posts transferred to the EEAS which are on-going at the date of entry into force of this Decision shall remain valid: they shall be carried on and completed under the authority of the High Representative in accordance with the relevant vacancy notices and the applicable rules of the Staff Regulations and the Conditions of***

***10. In accordance with the applicable provisions of its national law, each Member State shall provide its officials who have become temporary agents in the EEAS with a guarantee of immediate reinstatement at the end of their period of service to the EEAS. This period of service respects and the relevant vacancy notices shall be carried in accordance***



***Employment of Other Servants.***

***In the course of setting up the EEAS, representatives of the Member States, the General Secretariat of the Council and the Commission shall be involved in the recruitment procedure for vacant posts in the EEAS.***

***The staff of the EEAS central administration shall be made up of officials and other servants from, respectively, relevant departments of the General Secretariat of the Council and of the Commission as well as staff seconded from national diplomatic services of the Member States.***

***When the EEAS has reached its full capacity, staff from Member States should represent at least one third of all EEAS staff at AD level. Each year, the High Representative shall present a report to the Council on the occupation of posts in the EEAS.***

***with the relevant vacancy notices and the applicable rules of the Staff Regulations and the Conditions of Employment of Other Servants<sup>1</sup>.***

***EU officials serving in the EEAS shall have the right to apply for posts in their institution of origin on the same terms as internal applicants.***

<sup>1</sup> *Where such provisions are necessary to establish the organisation and functioning of the EEAS. In parallel, necessary amendments should be made, in accordance with Article 336 of the TFEU, to the Staff Regulations of Officials of the European Communities ("Staff Regulations") and the Conditions of Employment of Other Servants of those Communities ("CEOS") without prejudice to Article 298 TFEU.*

Or. en

**Amendment 128**

**Sabine Lösing, Willy Meyer, Sabine Wils, Søren Bo Søndergaard, Nikolaos Chountis**

**Proposal for a decision**

**Article 7 – paragraph 3**

*Text proposed by the High Representative*

*Amendment*

***3. As regards operational expenditure***

***deleted***

*arising from the implementation of the CFSP budget, the Instrument for Stability, the Instrument for Cooperation with Industrialised Countries, the Communication and Public Diplomacy as well as the Election Observation Missions, the Commission shall be responsible for their financial management under the authority of the High Representative in her capacity as Vice-President of the Commission.<sup>1</sup>*

<sup>1</sup> *The Commission will make a declaration to the effect that the High Representative will have the necessary authority in this area, in full respect of the Financial Regulation.*

Or. en

#### **Amendment 129**

**Ingeborg Gräble, Jacek Saryusz-Wolski, Mario Mauro**

#### **Proposal for a decision**

**Article 7 – paragraph 3 b (new)**

*Text proposed by the High Representative*

*Amendment*

***3b. In order to ensure the budgetary transparency in the area of external action of the Union, the Commission will transmit to the budgetary authority, together with the Draft EU Budget, a working document presenting, in a comprehensive way, all expenditure related to the external action of the Union.***

***This document will in particular contain:***

***- the establishment plans of the Union's Delegations displayed by grade and by category including contract and local agents,***

***- a line-by-line presentation of the expenditure related to the external action of the Union per country and per mission.***

Or. en

## Amendment 130

Sabine Lösing, Willy Meyer, Nikolaos Chountis, Sabine Wils, Søren Bo Søndergaard

### Proposal for a decision

#### Article 8 – paragraph 1

*Text proposed by the High Representative*

**1. In the framework of the management of EU external cooperation programmes, which remain under the responsibility of the Commission, the High Representative and the EEAS shall contribute to the programming and management cycle for the following geographic and thematic instruments, on the basis of the policy objectives set out in the said instruments:**

- the Development Cooperation Instrument,
- the European Development Fund,
- the European Instrument for Democracy and Human Rights,
- the European Neighbourhood and Partnership Instrument,
- the Instrument for Cooperation with Industrialised Countries,
- the Instrument for Nuclear Safety Cooperation.

*Amendment*

**1. The planning, programming, management and implementation of operational expenditure of all financing instruments of EU external action, namely**

- the Development Cooperation Instrument,
- the European Development Fund,
- the European Instrument for Democracy and Human Rights,
- the European Neighbourhood and Partnership Instrument,
- the Instrument for Cooperation with Industrialised Countries,
- the Instrument for Nuclear Safety Cooperation.

***- the Instrument for humanitarian aid shall not be transferred to the EEAS. The European Parliament must have the full budgetary and parliamentary control over these instruments.***

Or. en

## Amendment 131

Franziska Katharina Brantner, Alexander Graf Lambsdorff, Ulrike Lunacek

### Proposal for a decision

#### Article 8 – paragraph 1

*Text proposed by the High Representative*

**1. In the framework of the management of EU external cooperation programmes, which remain under the responsibility of the Commission, the High Representative and the EEAS shall contribute to the programming and management cycle for the following geographic and thematic instruments, on the basis of the policy objectives set out in the said instruments:**

- the Development Cooperation Instrument,**
- the European Development Fund,**
- the European Instrument for Democracy and Human Rights,**
- the European Neighbourhood and Partnership Instrument,**
- the Instrument for Cooperation with Industrialised Countries,**
- the Instrument for Nuclear Safety Cooperation.**

*Amendment*

**1. The EU external cooperation programmes are under the responsibility of the Commission without prejudice to the role of the Commission and of the EEAS in programming as set out in the following paragraphs.**

Or. en

## Amendment 132

Franziska Katharina Brantner, Alexander Graf Lambsdorff, Ulrike Lunacek

### Proposal for a decision

#### Article 8 – paragraph 2

*Text proposed by the High Representative*

**2. In accordance with Article 3, throughout the whole cycle of programming, planning and implementation of these instruments, the High Representative and the EEAS shall**

*Amendment*

**2. The High Representative shall ensure overall political coordination of the EU's external action, ensuring the unity, consistency and effectiveness of the EU's external action in particular through the**

*work with the relevant members and services of the Commission. All proposals for decision will be prepared through Commission procedures and submitted to the Commission for decision.*

*external assistance instruments:*

- the Development Cooperation Instrument,*
- the European Development Fund,*
- the European Instrument for Democracy and Human Rights,*
- the European Neighbourhood and Partnership Instrument,*
- the Instrument for Cooperation with Industrialised Countries,*
- the Instrument for Nuclear Safety Cooperation,*
- the Instrument for Stability.*

Or. en

### **Amendment 133**

**Sabine Lösing, Willy Meyer, Nikolaos Chountis, Sabine Wils, Søren Bo Søndergaard**

#### **Proposal for a decision**

#### **Article 8 – paragraph 3**

*Text proposed by the High Representative*

*Amendment*

**3. The EEAS shall in particular have responsibility for preparing the following Commission decisions on the strategic, multi-annual steps within the programming cycle:**

**deleted**

**(i) country allocations to determine the global financial envelope for each region (subject to the indicative breakdown of the financial perspectives). Within each region, a proportion of funding will be reserved for regional programmes;**

**(ii) country and regional strategic papers (CSPs/RSPs);**

*(iii) national and regional indicative programmes (NIPs/RIPs).*

Or. en

**Amendment 134**

**Sabine Lösing, Willy Meyer, Nikolaos Chountis, Sabine Wils, Søren Bo Søndergaard**

**Proposal for a decision**

**Article 8 – paragraph 4**

*Text proposed by the High Representative*

*Amendment*

**4. With regard to the European Development Fund and the Development Cooperation Instrument, any proposals, including those for changes in the basic regulations and the programming documents in paragraph 3 above, shall be prepared by the relevant services in the EEAS and in the Commission under the direct supervision and guidance of the Commissioner responsible for Development Policy and then jointly submitted with the High Representative for decision by the Commission.**

**deleted**

Or. en

**Amendment 135**

**Ingeborg Gräble, Jacek Saryusz-Wolski, Mario Mauro**

**Proposal for a decision**

**Article 8 – paragraph 4**

*Text proposed by the High Representative*

*Amendment*

4. With regard to the European Development Fund and the Development Cooperation Instrument, any proposals, including those for changes in the basic regulations and the programming documents in paragraph 3 above, shall be prepared by the relevant services in the

4. With regard to the European Development Fund and the Development Cooperation Instrument, any proposals, including those for changes in the basic regulations and the programming documents in paragraph 3 above, shall be prepared **jointly** by the relevant services in

EEAS and in the Commission under the ***direct supervision and guidance*** of the Commissioner responsible for Development Policy and then jointly submitted with the High Representative for decision by the Commission.

the EEAS and in the Commission ***and after consulting the European Parliament*** under the ***responsibility*** of the Commissioner responsible for Development Policy and then jointly submitted with the High Representative for decision by the Commission.

***Thematic programmes, except the European Instrument for Democracy and Human Rights, as well as the Instrument for Nuclear Safety Cooperation, shall be prepared by the appropriate Commission Service under the guidance of the Commissioner responsible for Development and presented to the College in agreement with the High Representative and other relevant Commissioners.***

Or. en

#### **Amendment 136**

**Sabine Lösing, Willy Meyer, Nikolaos Chountis, Sabine Wils, Søren Bo Søndergaard**

#### **Proposal for a decision**

#### **Article 8 – paragraph 5**

*Text proposed by the High Representative*

*Amendment*

***5. With regard to European Neighbourhood and Partnership Instrument, any proposals, including those for changes in the basic regulations and the programming documents in paragraph 3 above, shall be prepared by the relevant services in the EEAS and in the Commission under the direct supervision and guidance of the Commissioner responsible for Neighbourhood Policy and then jointly submitted with the High Representative for decision by the Commission.***

***deleted***

Or. en

**Amendment 137**  
**Marta Andreasen**

**Proposal for a decision**  
**Article 8 – paragraph 5 a (new)**

*Text proposed by the High Representative*

*Amendment*

***5a. Actions undertaken under the CFSP budget, the Instrument for Stability except the part referred to in the seventh indent of paragraph 2, the Instrument for Cooperation with Industrialised Countries, the Communication and Public Diplomacy as well as the Election Observation Missions are under the responsibility of the High Representative/EEAS. The Commission shall be responsible for their financial implementation under the authority of the High Representative in his/her capacity as Vice-President of the Commission<sup>1</sup>. The Commission department responsible for this implementation shall be co-located with the EEAS.***

***<sup>1</sup> The Commission will make a declaration to the effect that the High Representative will have the necessary authority in this area, in full respect of the Financial Regulation.***

Or. en

**Amendment 138**  
**Franziska Katharina Brantner, Alexander Graf Lambsdorff, Ulrike Lunacek**

**Proposal for a decision**  
**Article 8 – paragraph 5 a (new)**

*Text proposed by the High Representative*

*Amendment*

***5a. The Commission, under the authority of the High Representative in her capacity as Vice-President of the Commission, shall be responsible for the CFSP budget, the Instrument for Stability, the***



***Instrument for Cooperation with Industrialised Countries, the Communication and Public Diplomacy as well as the Election Observation Missions.<sup>1</sup>***

<sup>1</sup> *The Commission will make a declaration to the effect that the High Representative will have the necessary authority in this area, in full respect of the Financial Regulation.*

Or. en

**Amendment 139**

**Franziska Katharina Brantner, Alexander Graf Lambsdorff, Ulrike Lunacek**

**Proposal for a decision**

**Article 8 – paragraph 5 b (new)**

*Text proposed by the High Representative*

*Amendment*

***5b. With regard to the Instrument for Stability, the planning, programming and implementation shall be carried out in conformity with Regulation (EC) No 1717/2006, within the relevant EEAS services and under the direct authority of the High Representative in her capacity as Vice President of the Commission, outside the direct chain of command established for the CSDP structures listed in Article 4, Paragraph 3, third indent.***

Or. en

**Amendment 140**

**Vytautas Landsbergis**

**Proposal for a decision**

**Article 12 – paragraph 1**

*Text proposed by the High Representative*

*Amendment*

1. The High Representative, the Council, the Commission and the Member States

1. The High Representative, the Council, the Commission and the Member States

shall be responsible for implementing this Decision and shall take all measures necessary to do so.

shall be **commonly** responsible for implementing this Decision and shall take all measures necessary to do so.

Or. en

**Amendment 141**  
**Vytautas Landsbergis**

**Proposal for a decision**  
**Article 12 – paragraph 3**

*Text proposed by the High Representative*

3. The Council, acting on a proposal from the High Representative, shall review this Decision in the light of experience no later than the beginning of 2014, in accordance with Article 27 of the TEU.

*Amendment*

3. The Council, acting on a proposal from the High Representative, shall review this Decision in the light of experience **as soon as possible but** no later than the beginning of 2014, in accordance with Article 27 of the TEU.

Or. en

**Amendment 142**  
**Sabine Lösing, Willy Meyer, Nikolaos Chountis, Sabine Wils, Søren Bo Søndergaard**

**Proposal for a decision**  
**Annex – paragraph 1 (new)**

*Text proposed by the High Representative*

1. General Secretariat of the Council

*Amendment*

1. General Secretariat of the Council

***1. The military structures of the EU, located in the General Secretariat of the Council, as well as the civilian-military structures such as the European Union Military Staff, the European Defence Agency (EDA), the Crisis Management Planning Directorate (CMPD) and the European Union Satellite Centre (EUSC), shall neither be part of the EEAS nor institutionally connected to it. Furthermore the EU intelligence structures in particular the EU Situation***

*Centre (SitCen) shall not be part of the EEAS.*

*The European Parliament calls on the Council to stop the development of and abolish all military and civil-military structures under its competence, as well as stop the financing of military and civil-military activities.*

Or. en

**Amendment 143**  
**Marta Andreasen**

**Proposal for a decision**  
**Annex – paragraph 2 – introductory wording new**

*Text proposed by the High Representative*

*Amendment*

*In addition to the Council above mentioned staff, Commission staff in the departments and functions listed below can be transferred under the HR authority to the EEAS, within the limit of 60% set in article 6 (9a).*

Or. en