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*Committee on Constitutional Affairs*

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**2011/2058(REG)**

25.6.2012

# **COMPROMISE AMENDMENTS A - F**

**Draft report**  
**Rafał Trzaskowski**  
(PE480.808v01-00)

Amendment of Rule 123 of Parliament's Rules of Procedure concerning written  
declarations  
(2011/2058(REG))

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**EN**

*United in diversity*

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## Amendment A

Rafal Trzaskowski

Compromise amendment replacing Amendments 1, 43, 44, 45, 46, 47, 48, 51, 52, 53

### Parliament's Rules of Procedure

#### Rule 123 – paragraph 1

##### *Present text*

1. *Up to five* Members may submit a written declaration of not more than 200 words on a matter falling within the competence of the European Union *which does not cover issues that are the subject of an ongoing legislative process*. Authorisation *shall be given* by the President *on a case-by-case basis*. Written declarations shall be *printed* in the official languages and distributed. They shall be entered with the names of the signatories, in *a* register. This register shall be public and shall be *kept outside the entrance to the Chamber during part-sessions and in an appropriate location, to be determined by the College of Quaestors, between part-sessions*.

##### *Amendment*

1. *At least 10* Members *from at least three political groups* may submit a written declaration of not more than 200 words on a matter falling *exclusively* within the competence of the European Union. *The contents of such a declaration may not go beyond the form of a declaration. In particular, it may not call for any legislative action, contain any decision on matters for which specific procedures and competences are laid down in these Rules of Procedure or deal with the subject of ongoing proceedings in Parliament*

*1a. The authorisation to proceed further shall be subject to a reasoned decision* by the President *pursuant to paragraph 1 in any given case*. Written declarations shall be *published* in the official languages *on Parliament's website* and distributed *electronically to all Members*. They shall be entered, with the names of the signatories, in *an electronic* register. This register shall be public and shall be *accessible through Parliament's website. Hard copies of written declarations with signatures will be also kept by the President*.

Or. en

## Amendment B

Rafał Trzaskowski

Compromise amendment replacing Amendments 2, 55, 57

### Parliament's Rules of Procedure

#### Rule 123 – paragraph 2

##### *Present text*

2. The signature of any Member may be added to a declaration entered in the register.

##### *Amendment*

2. The signature of any Member may be added to a declaration entered in the electronic register. ***It may be withdrawn at any time before the end of a period of three months from the entry of the declaration in the register. In the event of such a withdrawal the Member concerned shall not be permitted to add his or her signature again to the declaration.***

Or. en

## Amendment C

Rafał Trzaskowski

Compromise amendment replacing Amendment 68

### Parliament's Rules of Procedure

#### Rule 42 – paragraphs 2 and 3

##### *Present text*

2. Any Member may table a proposal for a Union act on the basis of the right of initiative granted to Parliament under Article 225 of the Treaty on the Functioning of the European Union.

3. The proposal shall be submitted to the President, who shall refer ***it*** to the committee responsible for ***consideration***. Before such referral, the proposal shall be translated into those official languages which the Chair of that committee

##### *Amendment*

2. Any Member may table a proposal for a Union act on the basis of the right of initiative granted to Parliament under Article 225 of the Treaty on the Functioning of the European Union. ***Such a proposal may be tabled together by up to 10 Members. The proposal shall indicate its legal basis and may be accompanied by an explanatory statement of no more than 150 words.***

3. The proposal shall be submitted to the President, who shall ***verify whether the legal requirements are fulfilled***. He may refer ***the proposal for an opinion on the appropriateness of the legal basis*** to the committee responsible for ***such***

considers necessary in order to make summary consideration possible. The committee shall take a decision on further action within three months of the referral, and after having heard the *author* of the proposal.

*Where the committee decides to submit the proposal to Parliament in accordance with the procedure set out in Rule 48, the author of the proposal shall be named in the title of the report.*

*verification. If the President declares the proposal admissible, he shall announce it in plenary and refer it to the committee responsible.*

Before such referral, the proposal shall be translated into those official languages which the Chair of that committee considers necessary in order to make summary consideration possible.

The committee *may recommend to the President that the proposal be opened for signature by any Member, subject to the modalities and deadlines set out in Rule 123(1a), 123(2) and 123(5).*

*Where such a proposal is signed by a majority of Parliament's component members, the report on the proposal shall be deemed to be authorised by the Conference of Presidents. The committee shall draw up a report in accordance with Rule 48, having heard the authors of the proposal.*

*Where a proposal is not opened for additional signatures or is not signed by a majority of Parliament's component Members the committee responsible shall take a decision on further action within three months of the referral, and after having heard the authors of the proposal.*

The *authors* of the proposal shall be named in the title of the report.

Or. en

## **Amendment D**

**Rafal Trzaskowski**

Compromise amendment replacing Amendments 19, 21

**Proposal for a decision**

**Recital G**

*Present text*

G. In light of Parliament's **growing powers**, the significance of written declarations has **substantially diminished**;

*Amendment*

G. In light of Parliament's **increased prerogatives, as well as the introduction of the European citizens' initiative**, the significance of written declarations has **changed, though they still can be a useful tool enabling Members to raise awareness on issues of public concern**;

Or. en

**Amendment E**

**Rafał Trzaskowski**

Compromise amendment replacing Amendments 29, 38

**Proposal for a decision**

**Recital H**

*Present text*

H. Written declarations have a very limited impact, in terms of both agenda-setting and influencing decisions taken by the institutions, and may give a misleading impression as to their effectiveness;

*Amendment*

H. Written declarations have a very limited impact, in terms of both agenda-setting and influencing decisions taken by the institutions, and may give a misleading impression as to their effectiveness.  
***However, when properly used, they still retain value as a popular campaigning tool. For proposals calling for a legislative action Rule 42(2) should be used, giving individual Members a real opportunity to influence Union legislation and to incorporate a given proposal into the work of Parliament's committees;***

Or. en

**Amendment F**

**Rafał Trzaskowski**

Compromise amendment replacing Amendments 35, 36

**Proposal for a decision**

**Recital I**

*Present text*

I. Written declarations *should be gradually restricted and in the* next term Parliament *should examine whether they should not be completely abolished;*

*Amendment*

I. *The quality and relevance of some* written declarations, *and in particular their concordance with the competences of the Union as set out in Title I of Part I of the Treaty on the Functioning of the European Union, can be underwhelming. Therefore, in the* next term, *the* Parliament *might assess the impact of the new provisions of its Rules of Procedure concerning written declarations and examine their effectiveness;*

Or. en