



EUROPEAN PARLIAMENT

2009 - 2014

Committee on Civil Liberties, Justice and Home Affairs

2012/2130(INI)

29.5.2013

AMENDMENTS

273 - 551

Draft report
Rui Tavares
(PE508.211v02-00)

on the situation of fundamental rights: standards and practices in Hungary
(pursuant to the European Parliament resolution of 16 February 2012)
(2012/2130(INI))

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EN

United in diversity

EN

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Amendment 273
Kinga Gál

Motion for a resolution
Paragraph 32

Motion for a resolution

32. Regrets, however, that as regards presiding judges, Act XX of 2013 provides for their reinstatement in their original executive posts only if these judicial positions are still vacant, with the consequence that not all unlawfully dismissed judges are guaranteed to be reinstated in exactly the same position with the same duties and responsibilities they were holding before their dismissal;

Amendment

32. Takes note that the Act XX of 2013 complies with the decision of the European Court of Justice and that the Hungarian Government regularly informed the Commission on the developments; and takes note of the letter of Deputy Prime Minister Tibor Navracsics to Vice-President Reding from 17 May 2013 on the execution of the ECJ judgement;

Or. en

Amendment 274
Rui Tavares

Motion for a resolution
Paragraph 32

Motion for a resolution

32. Regrets, however, that as regards presiding judges, Act XX of 2013 provides for their reinstatement in their original executive posts only if these judicial positions are still vacant, with the consequence that **not all** unlawfully dismissed judges are guaranteed to be reinstated in exactly the same position with the same duties and responsibilities they were holding before their dismissal;

Amendment

32. Regrets, however, that as regards presiding judges, Act XX of 2013 provides for their reinstatement in their original executive posts only if these judicial positions are still vacant, with the consequence that **only a few** unlawfully dismissed judges are guaranteed to be reinstated in exactly the same position with the same duties and responsibilities they were holding before their dismissal;

Or. en

Amendment 275
Kinga Gál

Motion for a resolution
Paragraph 33

Motion for a resolution

33. Welcomes the Commission's proposal for a permanent scoreboard on justice in all 27 EU Member States as put forward by Vice-President Reding, which shows that safeguarding the independence of the judiciary is a general concern of the EU;

Amendment

33. Welcomes the Commission's proposal for a permanent scoreboard on justice in all 27 EU Member States as put forward by Vice-President Reding, which shows that safeguarding the independence of the judiciary is a general concern of the EU; ***underlines that in several Member States serious concerns might be raised on these issues;***

Or. en

Amendment 276
Renate Weber, Sophia in 't Veld, Nils Torvalds, Sarah Ludford, Gianni Vattimo, Louis Michel, Cecilia Wikström

Motion for a resolution
Paragraph 33

Motion for a resolution

33. Welcomes the Commission's proposal for a permanent scoreboard on justice in all 27 EU Member States as put forward by Vice-President Reding, which shows that safeguarding the independence of the judiciary is a general concern of the EU;

Amendment

33. Welcomes the Commission's proposal for a permanent scoreboard on justice in all 27 EU Member States as put forward by Vice-President Reding, which shows that safeguarding the independence of the judiciary is a general concern of the EU, ***but calls for its enlargement to cover also criminal justice, fundamental rights, the Rule of law and democracy, as already requested by the European Parliament;***

Or. en

Amendment 277
Juan Fernando López Aguilar

Motion for a resolution
Heading II - Subheading 3 a (new)

Motion for a resolution

Amendment

The electoral reform

Or. en

Amendment 278
Juan Fernando López Aguilar

Motion for a resolution
Paragraph 34 a (new)

Motion for a resolution

Amendment

34a. Recalls that the redrawing of electoral districts, the adoption of the Act on the election of members of parliament of Hungary and the Electoral procedural law considerably change the legal and institutional framework for the next elections due in 2014, regrets therefore that these laws were adopted unilaterally by the ruling parties lacking a broad consultation with the opposition.

Or. en

Amendment 279
Juan Fernando López Aguilar

Motion for a resolution
Paragraph 34 b (new)

Motion for a resolution

Amendment

34b. Is concerned that in the present political environment the current provisions of the nomination procedure of the members of the National Election Committee do not adequately guarantee a

balanced representation and its independence;

Or. en

Amendment 280
Juan Fernando López Aguilar

Motion for a resolution
Paragraph 34 c (new)

Motion for a resolution

Amendment

34c. Welcomes the fact that the Hungarian authorities requested the opinion of the Venice Commission on the Act on the Election of Members of Parliament of Hungary on 20 January 2012; considers however that a comprehensive analysis is needed for the evaluation of the fundamentally changed electoral landscape.

Or. en

Amendment 281
Kinga Gál

Motion for a resolution
Paragraph 35

Motion for a resolution

Amendment

35. Acknowledges the efforts of the Hungarian authorities that led to legislative changes aimed at addressing a number of the *shortcomings* identified in order to improve media legislation and bring it into line with EU and Council of Europe *standards*;

35. Acknowledges the efforts of the Hungarian authorities that led to legislative changes aimed at addressing a number of the *inaccuracies* identified in *the field of media regulation in* order to improve media legislation and *to* bring it into line with *the further requirements communicated by the* EU and *the* Council of Europe;

Or. en

Amendment 282
Kinga Gál

Motion for a resolution
Paragraph 36

Motion for a resolution

36. Welcomes the continued constructive dialogue with international actors and stresses that the *fruitful* cooperation between the Council of Europe and the Hungarian Government bore tangible results, as reflected in Act XXXIII of 2013, which *address* several concerns previously highlighted in the legal assessments of media legislation, notably in relation to the appointment and election procedures *for* the presidents of the Media Authority and the Media Council;

Amendment

36. Welcomes the continued constructive dialogue with international actors and stresses that the cooperation between the Council of Europe and the Hungarian Government bore tangible results, as reflected in Act XXXIII of 2013, which *addresses* several concerns previously highlighted in the legal assessments of media legislation, notably in relation to the appointment and election procedures *of* the presidents of the Media Authority and the Media Council;

Or. en

Amendment 283
Rui Tavares

Motion for a resolution
Paragraph 36

Motion for a resolution

36. Welcomes the continued constructive dialogue with international actors and stresses that the fruitful cooperation between the Council of Europe and the Hungarian Government bore tangible results, as reflected in Act XXXIII of 2013, which address *several* concerns previously highlighted in the legal assessments of media legislation, notably in relation to the appointment and election procedures for the presidents of the Media Authority and the Media Council;

Amendment

36. Welcomes the continued constructive dialogue with international actors and stresses that the fruitful cooperation between the Council of Europe and the Hungarian Government bore tangible results, as reflected in Act XXXIII of 2013, which address *some of the* concerns previously highlighted in the legal assessments of media legislation, notably in relation to the appointment and election procedures for the presidents of the Media Authority and the Media Council;

Amendment 284
Claude Moraes

Motion for a resolution
Paragraph 36

Motion for a resolution

36. Welcomes the continued constructive dialogue with international actors and stresses that the fruitful cooperation between the Council of Europe and the Hungarian Government bore tangible results, as reflected in Act XXXIII of 2013, which address *several* concerns previously highlighted in the legal assessments of media legislation, notably in relation to the appointment and election procedures for the presidents of the Media Authority and the Media Council;

Amendment

36. Welcomes the continued constructive dialogue with international actors and stresses that the fruitful cooperation between the Council of Europe and the Hungarian Government bore tangible results, as reflected in Act XXXIII of 2013, which address *some of the* concerns previously highlighted in the legal assessments of media legislation, notably in relation to the appointment and election procedures for the presidents of the Media Authority and the Media Council, *recalls however that there are still concerns regarding the independence of the media authority*;

Amendment 285
Frank Engel

Motion for a resolution
Paragraph 37

Motion for a resolution

37. *Expresses concern at the effects* of the provision of the Fourth Amendment banning political advertising in the commercial media, *as although the announced aim of this provision is to reduce political campaign costs and create equal opportunities for the parties, it jeopardises the provision of balanced*

Amendment

37. *Welcomes the ongoing review* of the provision of the Fourth Amendment banning political advertising in the commercial media;

information;

Or. en

Amendment 286
Jean-Pierre Audy

Motion for a resolution
Paragraph 37

Motion for a resolution

37. Expresses concern at the effects of the provision of the Fourth Amendment banning political advertising in the commercial media, as although the announced aim of this provision is to reduce political campaign costs and create equal opportunities for the parties, it jeopardises the provision of balanced information;

Amendment

37. Takes note that the Fourth Amendment ensures the publication of political advertisings via public media (radio and television) on an equal basis and free of charge with the aim to create equal opportunities for the political parties in the electronic media as well as reduce campaign costs and contribute to the transparency and verifiability of campaign financing; it does not affect at all political advertisings not displayed through broadcasting services (e.g. posters, flyers, internet); takes note that the Hungarian Government is in consultation with the European Commission with a view to fine-tuning the rules on political advertising; underlines that a similar restriction exists in a number of European countries, such as France and Italy;

Or. en

Amendment 287
Kinga Gál, Véronique Mathieu Houillon, Georgios Papanikolaou

Motion for a resolution
Paragraph 37

Motion for a resolution

37. Expresses concern at the effects of the

Amendment

37. Takes note that the Fourth

provision of the Fourth Amendment banning political advertising in the commercial media, as although the announced aim of this provision is to reduce political campaign costs and create equal opportunities for the parties, it jeopardises the provision of balanced information;

Amendment ensures the publication of political advertisements via public media (radio and television) on an equal basis and free of charge with the aim to create equal opportunities for the political parties in the electronic media as well as reduce campaign costs and contribute to the transparency and verifiability of campaign financing; this does not at all affect political advertisements not displayed through broadcasting services (e.g. posters, flyers, internet); takes note that the Hungarian Government is in consultation with the European Commission with a view to fine-tuning the rules on political advertising; underlines that a similar restriction exists in a number of European countries, such as France and Italy;

Or. en

Amendment 288
Kinga Gál

Motion for a resolution
Paragraph 38

Motion for a resolution

38. Reiterates its call on the Hungarian authorities to take action in order to make or commission pro-active regular assessments on the impact of the legislation on the media environment (reduction of the quality of journalism, instances of self-censorship, restriction of editorial freedom and erosion of the quality of working conditions and job security for journalists);

Amendment

38. Stresses that the previous concerns related to the market entry of media services and press products, according to which the prior licensing procedure of the authorities implied an unjustified restriction of the freedom of the press, have subsequently proved to be unfounded opinions;

Or. en

Amendment 289
Marie-Christine Vergiat

Motion for a resolution
Paragraph 39

Motion for a resolution

39. Deplores that ***the creation of*** the state-owned Hungarian News Agency (MTI) ***as*** the single news provider for public service broadcasters, ***while all major private broadcasters are expected to have their own news service, has meant it has a virtual monopoly on the market, as most of its news items are freely available;*** recalls the recommendation of the Council of Europe to eliminate the obligation on public broadcasters to use the national news agency as it constitutes an unreasonable and unfair restriction on the plurality of news provision;

Amendment

39. Deplores that the state-owned Hungarian News Agency (MTI) ***has been declared to be*** the single news provider for public service broadcasters, ***and*** recalls ***in this connection*** the recommendation of the Council of Europe to eliminate the obligation on public broadcasters to use the national news agency as it constitutes an unreasonable and unfair restriction on the plurality of news provision

Or. fr

Amendment 290
Kinga Gál, Kārlis Šadurskis

Motion for a resolution
Paragraph 39

Motion for a resolution

39. ***Deplores that the creation of the state-owned Hungarian News Agency (MTI) as the single news provider for public service broadcasters, while all major private broadcasters are expected to have their own news service, has meant it has a virtual monopoly on the market, as most of its news items are freely available;*** recalls ***the recommendation of the Council of Europe to eliminate the obligation on public broadcasters to use the national news agency as it constitutes an unreasonable and unfair restriction on***

Amendment

39. ***Underlines that Member States remain free to organise their public service broadcasting in a way they deem appropriate while preserving media pluralism, in line with the Amsterdam Protocol attached to the Treaty; takes note of the recent statement of the European Commission with regard to the French media bill that the Commission in no way intends to comment on and evaluate draft national laws;***

the plurality of news provision;

Or. en

Amendment 291
Jean-Pierre Audy

Motion for a resolution
Paragraph 39

Motion for a resolution

39. Deplores that the creation of the state-owned Hungarian News Agency (MTI) as the single news provider for public service broadcasters, while all major private broadcasters are expected to have their own news service, has meant it has a virtual monopoly on the market, as most of its news items are freely available; recalls the recommendation of the Council of Europe to eliminate the obligation on public broadcasters to use the national news agency as it constitutes an unreasonable and unfair restriction on the plurality of news provision;

Amendment

39. Underlines that Member States remain free to organise their public service broadcasting in a way they deem appropriate while preserving media pluralism, in line with the Amsterdam Protocol attached to the Treaty; takes note of the recent statement of the European Commission with regard to the French media bill that the Commission in no way intends to comment on and evaluate draft national laws;

Or. en

Amendment 292
Kinga Gál

Motion for a resolution
Paragraph 40

Motion for a resolution

40. Notes that the national competition authority needs to make regular assessments of the media environments and markets, highlighting potential threats to pluralism;

Amendment

deleted

Or. en

Amendment 293
Marie-Christine Vergiat

Motion for a resolution
Paragraph 41

Motion for a resolution

41. Stresses that measures to regulate the access of media outlets to the market through broadcast licensing and authorising procedures, rules on the protection of state, national or military security and public order **and rules on public morality should not be abused for purposes** of imposing political or partisan control or censorship on the media, and underlines that a proper balance needs to be ensured in this respect;

Amendment

41. Stresses that measures to regulate the access of media outlets to the market through broadcast licensing and authorising procedures **and through** rules on the protection of state, national or military security and public order **should be strictly circumscribed to prevent abuse and the risk** of imposing political or partisan control or censorship on the media, and underlines that a proper balance needs to be ensured in this respect; **by the same token condemns the enactment of rules on public morality and takes the view that freedom of expression can only be assured by ethical charters or codes of behaviour;**

Or. fr

Amendment 294
Kinga Gál

Motion for a resolution
Paragraph 41 a (new)

Motion for a resolution

41a. Acknowledges that, contrary to the previous criticisms, during the application of the legal regulations in the interest of the full achievement of the freedom of expression and the freedom of the press, the law enforcement bodies only resort to restrictions when absolutely necessary (e.g. a violation of the dignity of minorities) in the event of a conflict with

Amendment

other fundamental rights;

Or. en

Amendment 295
Marie-Christine Vergiat

Motion for a resolution
Paragraph 42

Motion for a resolution

42. Is concerned that public service broadcasting is controlled by an extremely centralised institutional system which takes the real operational decisions without public scrutiny; underlines that biased and opaque tendering practices and the biased information of the public service broadcasting reaching a wide audience distort the media market;

Amendment

42. Is concerned that public service broadcasting is controlled by an extremely centralised institutional system which takes the real operational decisions without public scrutiny; underlines that biased and opaque tendering practices and the biased information of the public service broadcasting reaching a wide audience distort the media market, ***and highlights in this context the case of Klub Rádió, which the Media Council decided in December 2011 to deprive of its licence to broadcast in Budapest, following an application procedure which seemed designed to ensure that it would lose its licence;***

Or. fr

Amendment 296
Jean-Pierre Audy

Motion for a resolution
Paragraph 42

Motion for a resolution

42. Is concerned that public service broadcasting is controlled by an extremely centralised institutional system which takes the real operational decisions without public scrutiny; underlines that biased and opaque tendering practices

Amendment

42. Underlines that in line with the Amsterdam Protocol attached to the Treaty (on the System of the Public Broadcasting in the Members States) the system of the public broadcasting in the Member States is directly related to the

and the biased information of the public service broadcasting reaching a wide audience distort the media market;

democratic, social and cultural needs of each society and to the need to preserve media pluralism, and Member States remain free to organise their public service broadcasting in a way they deem appropriate;

Or. en

Amendment 297

Kinga Gál, Véronique Mathieu Houillon, Georgios Papanikolaou

Motion for a resolution

Paragraph 42

Motion for a resolution

42. Is concerned that public service broadcasting is controlled by an extremely centralised institutional system which takes the real operational decisions without public scrutiny; underlines that biased and opaque tendering practices and the biased information of the public service broadcasting reaching a wide audience distort the media market;

Amendment

42. Underlines that in line with the Amsterdam Protocol attached to the Treaty (on the System of the Public Broadcasting in the Members States) the system of the public broadcasting in the Member States is directly related to the democratic, social and cultural needs of each society and to the need to preserve media pluralism, and Member States remain free to organise their public service broadcasting in a way they deem appropriate;

Or. en

Amendment 298

Livia Járóka

Motion for a resolution

Paragraph 43

Motion for a resolution

43. Recalls that content regulations should be clear, allowing citizens and media companies to foresee in which cases they will be infringing the law and to determine

Amendment

43. Recalls that content regulations should be clear, allowing citizens and media companies to foresee in which cases they will be infringing the law and to determine

the legal consequences of possible violations; *notes with concern that in spite of such detailed content regulations, recent anti-Roma public stances remained unsanctioned by Hungary's Media Authority and calls for balanced application of the legislation;*

the legal consequences of possible violations; *welcomes that despite having only residual jurisdiction over cases of hate speech, Hungary's Media Authority has recently issued penalties for anti-Roma public stances;*

Or. en

Amendment 299

Livia Járóka

Motion for a resolution

Paragraph 44

Motion for a resolution

44. Notes that the Hungarian Parliament has enacted legislation in criminal and civil areas to combat racial incitement and hate speech; points out, however, that legislation on its own cannot achieve the goal of creating a society free from intolerance and discrimination throughout Europe;

Amendment

44. Notes that the Hungarian Parliament has enacted legislation in criminal and civil areas to combat racial incitement and hate speech; *welcomes in particular the Fourth Amendment, which provides the opportunity of effectuating civil actions against manifestations violating the dignity of communities - codifying the findings of the Hungarian Constitutional Court's resolutions of 1992 and 2008, as well as following the 1997 recommendations of the Council of Europe on tackling hate speech - and further strengthens the legal protection regarding the dignity of communities by supplementing the provisions of the Penal Code concerning incitement against a community and violence against a member of a community;* points out, however, that legislation on its own cannot achieve the goal of creating a society free from intolerance and discrimination throughout Europe;

Or. en

Amendment 300

Claude Moraes, Sarah Ludford, Cecilia Wikström, Josef Weidenholzer, Juan Fernando López Aguilar, Boris Zala, Hannu Takkula

Motion for a resolution

Paragraph 44

Motion for a resolution

44. Notes that the Hungarian Parliament has enacted legislation in criminal and civil areas to combat racial incitement and hate speech; points out, however, that legislation on its own cannot achieve the goal of creating a society free from intolerance and discrimination throughout Europe;

Amendment

44. Notes that the Hungarian Parliament has enacted legislation in criminal and civil areas to combat racial incitement and hate speech, points out, however, that legislation on its own cannot achieve the goal of creating a society free from intolerance and discrimination throughout Europe, ***especially when it is not being actively implemented;***

Or. en

Amendment 301

Kinga Gál, Véronique Mathieu Houillon, Georgios Papanikolaou

Motion for a resolution

Paragraph 44

Motion for a resolution

44. Notes that the Hungarian Parliament has enacted legislation in criminal and civil areas to combat racial incitement and hate speech; ***points out, however, that legislation on its own cannot*** achieve the goal of creating a society free from intolerance and discrimination throughout Europe;

Amendment

44. Notes that the Hungarian Parliament has enacted legislation in criminal and civil areas to combat racial incitement and hate speech; ***considers that the adopted legislative measures are the most important starting point to*** achieve the goal of creating a society free from intolerance and discrimination throughout Europe, ***as concrete measures can only be built upon firm legislation;***

Or. en

Amendment 302

Kinga Gál, Edit Bauer

Motion for a resolution
Paragraph 45

Motion for a resolution

45. Underlines that the authorities in all Member States have a positive obligation to act to avoid violation of the rights of persons belonging to minorities and cannot remain neutral when faced with such violations;

Amendment

45. ***Welcomes the adoption the Act CCIII of 2011 (currently Act XXXVI of 2013) on the elections of the Members of Parliament of Hungary enabling minority representation and the Act CLXXIX of 2011 on the Rights of Minorities, as well as the firm stance and zero tolerance of the Hungarian government against any racist incidents, against all form of intolerance and positive steps taken - such as criminalising Holocaust-denial, establishing the Holocaust Remembrance Day, introducing Roma and Jewish history in national curricula or dedicating 2014 as the Hungarian Holocaust Memorial Year - which further strengthen the system of minority protection in Hungary, and which could serve as a model for many other Member States within the EU;*** underlines that the authorities in all Member States have a positive obligation to act to avoid violation of the rights of persons belonging to minorities and cannot remain neutral when faced with such violations;

Or. en

Amendment 303
Livia Járóka

Motion for a resolution
Paragraph 45

Motion for a resolution

45. Underlines that the authorities in all Member States have a positive obligation to act to avoid violation of the rights of persons belonging to minorities and cannot

Amendment

45. Underlines that the authorities in all Member States have a positive obligation to act to avoid violation of the rights of persons belonging to minorities and cannot

remain neutral when faced with such violations;

remain neutral when faced with such violations; **welcomes therefore the 2011 amendment of the Penal Code to prevent campaigns of extreme right groups aiming at the intimidation of Roma communities, threatening with up to three years imprisonment the 'provocative unsocial behaviour' which induces fear in a member of a national, ethnic, racial or religious community;**

Or. en

Amendment 304

Claude Moraes, Sarah Ludford, Cecilia Wikström, Josef Weidenholzer, Juan Fernando López Aguilar, Boris Zala, Hannu Takkula

Motion for a resolution Paragraph 45

Motion for a resolution

45. Underlines that the authorities in all Member States have a positive obligation to act to avoid violation of the rights of persons belonging to minorities **and** cannot remain neutral when faced with such violations;

Amendment

45. Underlines that the authorities in all Member States have a positive obligation to act to avoid violation of the rights of persons belonging to minorities, cannot remain neutral **and should take the necessary legal, educational and political measures** when faced with such violations;

Or. en

Amendment 305

Livia Járóka

Motion for a resolution Paragraph 45 a (new)

Motion for a resolution

Amendment

45a. Acknowledges the eminent role of the Hungarian Government in launching the European Framework of National Roma Inclusion Strategies during its EU

presidency in 2011 as well as its Framework Agreement of Cooperation with the National Roma Self-Government, defining specific numerical commitments until 2015 to foster the employment, education and health care for Roma;

Or. en

Amendment 306
Josef Weidenholzer, Birgit Sippel

Motion for a resolution
Paragraph 45 b (new)

Motion for a resolution

Amendment

45b. Regrets the fact that, with regard to homelessness, the social security system focuses primarily on declaring it illegal for homeless people to stay in public areas and laying down punishments for this, and calls for social inclusion measures.

Or. de

Amendment 307
Renate Weber, Sophia in 't Veld, Nils Torvalds
on behalf of the ALDE Group
Ulrike Lunacek
on behalf of the Verts/ALE Group
Michael Cashman, Claude Moraes, Sylvie Guillaume
on behalf of the S&D Group

Motion for a resolution
Paragraph 45 c (new)

Motion for a resolution

Amendment

45c. Notes with concern repeated changes to the legal order restricting the rights of lesbian, gay, bisexual and transgender (LGBT) people, for instance by seeking to exclude same-sex couples and their

children, but also other diverse forms of families, from the definition of 'family' in the Fundamental Law; stresses that this runs against recent European Court of Human Rights jurisprudence, and fuels a climate of intolerance vis-à-vis LGBT people;

Or. en

Amendment 308
Gianni Vattimo, Cecilia Wikström

Motion for a resolution
Paragraph 45 d (new)

Motion for a resolution

Amendment

45d. Expresses serious concern on the insertion of provisions in the Hungarian Constitution through the Fourth Amendment that enable the Parliament or local governments to criminalize homelessness, in contradiction to the Hungarian Constitutional Court previous judgment that had abolished, among others, similar provisions contained in the Petty Offence Act, stating that criminalizing the status of homelessness is unconstitutional, since it violates human dignity; calls on the Hungarian authorities to delete this provision from the Constitution, and calls on the Commission and the Council to do the same;

Or. en

Amendment 309
Sylvie Guillaume

Motion for a resolution
Paragraph 45 e (new)

Motion for a resolution

Amendment

45e. Sharply criticises the inclusion in the Fundamental Law of provisions criminalising homelessness after these provisions had been ruled invalid because unconstitutional by the Constitutional Court, and emphasises that the Government's desire to criminalise the homeless – frequently reiterated, first in the Petty Offences Act, then in the Fourth Amendment to the Fundamental Law – runs counter to the values of the European Union set out in the Treaties, and targets a particularly vulnerable group by means of legislation that violates individual rights;

Or. fr

Amendment 310

Livia Járóka

Motion for a resolution

Paragraph 45 f (new)

Motion for a resolution

Amendment

45f. Welcomes the establishment of the institutional framework for the implementation of the government's social inclusion policy, in particular:

- the Inter-Ministerial Commission for Social Inclusion and Roma Affairs, for providing governmental coordination for improving the social conditions and promoting the integration of those living in extreme poverty,

- the Roma Coordination Council for the socialization of inclusion policies and for the monitoring of the framework agreement between the government and the National Roma Self-Government, and

- the Türr István Training and Research Institute, for providing assistance in operating the public employment system and the social inclusion of marginalized communities;

Or. en

Amendment 311

Livia Járóka

Motion for a resolution

Paragraph 45 g (new)

Motion for a resolution

Amendment

45g. Welcomes that as from 1 July 2013, Hungarian local governments can only receive financial support from public finances, EU funds or programmes based on international agreements, if they have an appropriate Equal Opportunities Program in effect;

Or. en

Amendment 312

Frank Engel

Motion for a resolution

Heading II - Subheading 6

Motion for a resolution

Amendment

Freedom of religion and recognition of churches

deleted

Or. en

Amendment 313

Edit Bauer

Motion for a resolution
Heading II - Subheading 6

Motion for a resolution

Amendment

Freedom of religion and recognition of churches *deleted*

Or. en

Amendment 314
Frank Engel

Motion for a resolution
Paragraph 46

Motion for a resolution

Amendment

46. Notes with concern that the modifications introduced in the Fundamental Law by the Fourth Amendment attribute to the parliament the power to recognise, by way of cardinal laws and without the constitutional duty to justify a refusal of recognition, certain organisations engaged in religious activities as churches, which might negatively affect the duty of the State to remain neutral and impartial in its relations with the various religions and beliefs; *deleted*

Or. en

Amendment 315
Edit Bauer

Motion for a resolution
Paragraph 46

Motion for a resolution

Amendment

46. Notes with concern that the modifications introduced in the *deleted*

Fundamental Law by the Fourth Amendment attribute to the parliament the power to recognise, by way of cardinal laws and without the constitutional duty to justify a refusal of recognition, certain organisations engaged in religious activities as churches, which might negatively affect the duty of the State to remain neutral and impartial in its relations with the various religions and beliefs;

Or. en

Amendment 316
Kinga Gál, László Surján

Motion for a resolution
Paragraph 46

Motion for a resolution

46. Notes ***with concern*** that the ***modifications introduced in*** the Fundamental Law ***by the Fourth Amendment attribute to the parliament the power to recognise, by way of cardinal laws and without the constitutional duty to justify a refusal of recognition, certain organisations engaged in religious activities as churches, which might negatively affect the duty of the State to remain neutral and impartial in its relations with the various religions and beliefs;***

Amendment

46. Notes ***that according to the Treaty of Lisbon the legislation on the relation between state and churches belongs solely to the Member States' competence, thus there are many differences in how churches are recognized in Member States from official state religion (e.g.: Denmark, Greece, Malta) up to solely operating in the form of associations (e.g.: France); takes note that the freedom of religion is entirely ensured by the Fundamental Law (Article VII) stating that "everyone shall have the right to freedom of thought, conscience and religion. This right shall include the freedom to choose or change religion or any other persuasion, and the freedom for every person to proclaim, refrain from proclaiming, profess or teach his or her religion or any other persuasion by performing religious acts, ceremonies or in any other way, whether individually or jointly with others, in the public domain or in his or her private life. (...) The***

Churches shall be autonomous and the State shall cooperate with the Churches for community goals"; takes note that the specific concerns raised by the Constitutional Court on the recognition of state subsidized churches have been addressed by Parliament under a new bill (No. T/10750) amending the Act on Churches, according to which the proposed new legislation sets out clear conditions for recognition as a state subsidized church, contains an obligation for detailed reasoning of a decision which refuses church status, specifies deadlines for the procedure of recognition and ensures the possibility of legal remedy at the Constitutional Court in cases of refusal or lack of a decision. Any religious community can freely use the denomination "church";

Or. en

Amendment 317
Frank Engel

Motion for a resolution
Heading II - Subheading 7

Motion for a resolution

Amendment

Conclusion

deleted

Or. en

Amendment 318
Livia Járóka

Motion for a resolution
Paragraph 47

Motion for a resolution

Amendment

47. Concludes – for the reasons explained

deleted

above – that the systemic and general trend of repeatedly modifying the constitutional and legal framework in very short time frames, and the content of such modifications, are incompatible with the values referred to in Article 2 TEU, Article 3, paragraph 1 and Article 6 TEU and deviate from the principles referred to in Article 4, paragraph 3 TEU; considers that - unless corrected in a timely and sufficient manner - this trend will result in a clear risk of a serious breach of the values referred to in Article 2 TEU;

Or. en

Amendment 319
Frank Engel

Motion for a resolution
Paragraph 47

Motion for a resolution

Amendment

47. Concludes – for the reasons explained above – that the systemic and general trend of repeatedly modifying the constitutional and legal framework in very short time frames, and the content of such modifications, are incompatible with the values referred to in Article 2 TEU, Article 3, paragraph 1 and Article 6 TEU and deviate from the principles referred to in Article 4, paragraph 3 TEU; considers that - unless corrected in a timely and sufficient manner - this trend will result in a clear risk of a serious breach of the values referred to in Article 2 TEU; *deleted*

Or. en

Amendment 320
Kinga Gál

Motion for a resolution
Paragraph 47

Motion for a resolution

47. Concludes – *for the reasons explained above – that the systemic and general trend of repeatedly modifying the constitutional and legal framework in very short time frames, and the content of such modifications, are incompatible with the values referred to in Article 2 TEU, Article 3, paragraph 1 and Article 6 TEU and deviate from the principles referred to in Article 4, paragraph 3 TEU; considers that - unless corrected in a timely and sufficient manner - this trend will result in a clear risk of a serious breach of the values referred to in Article 2 TEU;*

Amendment

47. Concludes *that the major constitutional reform has been completed during 2011-2012, thus there is no "systemic and general trend" for modifying the system; takes note of the currently ongoing "fine-tuning of a system" regarding amendments of legislation mainly as a result of the activity of the Constitutional Court, which proves the well-functioning of the checks and balances in Hungary; the pure fact of changing and adopting of laws can not be considered as incompatible with values of the Treaties; it is of the opinion that it is for the European Commission to identify instances of incompatibility with EU law and for the European Court of Justice to adjudicate any such case; where such incompatibility was identified the correcting measures were immediately adopted by the Hungarian government;*

Or. en

Amendment 321

Renate Weber, Sophia in 't Veld, Nils Torvalds, Sarah Ludford, Gianni Vattimo, Louis Michel, Cecilia Wikström

Motion for a resolution
Paragraph 47

Motion for a resolution

47. Concludes – for the reasons explained above – that the systemic and general ***trend of repeatedly modifying*** the constitutional and legal framework in very short time frames, and the content of such modifications, are incompatible with the values referred to in Article 2 TEU, Article 3, paragraph 1 and Article 6 TEU and

Amendment

47. Concludes – for the reasons explained above – that the systemic and general ***repeated modification of*** the constitutional and legal framework in very short time frames, and the content of such modifications, are incompatible with the values referred to in Article 2 TEU, Article 3, paragraph 1 and Article 6 TEU and

deviate from the principles referred to in Article 4, paragraph 3 TEU; considers that - unless corrected in a timely and sufficient manner - **this trend will result in a clear risk** of a serious breach of the values referred to in Article 2 TEU;

deviate from the principles referred to in Article 4, paragraph 3 TEU; considers that **this constitutes a clear risk of a serious breach of the values referred to in Article 2 TEU and considers that**, unless corrected in a timely and sufficient manner, **this will lead to the existence** of a serious **and persistent breach by a Member State** of the values referred to in Article 2;

Or. en

Amendment 322

Kinga Gál, Kārlis Šadurskis, Jacek Protasiewicz

Motion for a resolution

Paragraph 47 a (new)

Motion for a resolution

Amendment

47a. Objects the use of double standards in the treatment of a Member States; stresses that same situations, legal provisions should be treated similarly, otherwise the principle of equality of the Member States before the Treaties is not respected;

Or. en

Amendment 323

Marie-Christine Vergiat

Motion for a resolution

Paragraph 48

Motion for a resolution

Amendment

48. Reaffirms that its present resolution is not only about Hungary, but inseparably about the European Union **as a whole**, and its democratic **reconstruction** and development after the fall of the **20th century totalitarianisms**. It is about **the**

48. Reaffirms that its present resolution is not only about Hungary, but inseparably about the European Union **and all its Member States**, its **construction** and development **during the 20th century**, **particularly** after the fall of the **totalitarian**

European family, its common values and standards, *its inclusiveness and* its capacity to engage in dialogue. ***It is about*** the need to implement Treaties which all Member States have voluntarily acceded to. ***It is about*** the mutual help and mutual trust that the Union, its *citizens and* Member States need to have if these Treaties are to be more than just words on paper but the legal basis for ***a true, just and open Europe respecting*** fundamental rights;

regimes, and about its future; it is about its common values and standards, its capacity to engage in dialogue, the need to implement Treaties which all Member States have voluntarily acceded to, the mutual help and mutual trust that the Union, its Member States ***and citizens*** need to have if these Treaties are to be more than just words on paper ***and to form a*** legal basis ***enabling*** fundamental rights ***to be respected;***

Or. fr

Amendment 324

Kinga Gál, Véronique Mathieu Houillon, Kārlis Šadurskis, Jacek Protasiewicz, Georgios Papanikolaou

Motion for a resolution

Paragraph 48

Motion for a resolution

48. ***Reaffirms*** that its present resolution is ***not only*** about Hungary, ***but inseparably about the European Union as a whole, and its democratic reconstruction and development after the fall of the 20th century totalitarianisms. It is about the European family, its common values and standards, its inclusiveness and its capacity to engage in dialogue. It is about the need to implement Treaties*** which all Member States have voluntarily acceded to. ***It is about the mutual help and mutual trust that the Union, its citizens and*** Member States ***need to have if these*** Treaties ***are to be more than just words on paper but the legal basis for a true, just and open Europe respecting*** fundamental rights;

Amendment

48. ***Takes note of the fact*** that its present resolution is about Hungary, ***although several issues raised are present in the legal system and practice of several Member States; Regrets that the principle detailed in Article 4(2) - according to*** which ***"the Union shall respect the equality of*** Member States ***before the*** Treaties ***as well as their national identities, inherent in their fundamental structures, political and constitutional" -*** was not taken into account;

Or. en

Amendment 325
Marie-Christine Vergiat

Motion for a resolution
Paragraph 49

Motion for a resolution

49. Shares the idea of a Union which is not only a ‘union of democracies’ but also a ‘Union *of Democracy*’, based upon pluralistic societies where respect for human rights and the rule of law prevail;

Amendment

49. Shares the idea of a Union which is not only a ‘union of democracies’ but also a ‘*Democratic Union*’, *with a shared foundation of democratic principles*, based *in particular* upon pluralistic societies where respect for human rights and the rule of law prevail;

Or. fr

Amendment 326
Kinga Gál, Kārlis Šadurskis, Jacek Protasiewicz

Motion for a resolution
Paragraph 49

Motion for a resolution

49. Shares the idea of a Union which is not only a ‘union of democracies’ but also a ‘Union of Democracy’, based upon pluralistic societies where respect for human rights and the rule of law prevail;

Amendment

49. Shares the idea of a Union which is not only a ‘union of democracies’ but also a ‘Union of Democracy’, based upon pluralistic societies where respect for human rights and the rule of law prevail; *and stresses that the freely elected Parliaments are excepted as basic elements of democracy*;

Or. en

Amendment 327
Ildikó Gáll-Pelcz

Motion for a resolution
Paragraph 50

Motion for a resolution

50. Reaffirms that while in times of economic and social crisis one may yield to the temptation to disregard constitutional principles, the credibility and robustness of constitutional institutions play a pivotal role in underpinning economic, fiscal and social policies;

Amendment

50. Reaffirms that while in times of economic and social crisis one may yield to the temptation to disregard constitutional principles, the credibility and robustness of constitutional institutions play a pivotal role in underpinning economic, fiscal and social policies; ***however there is also a need for a much stronger fiscal and budgetary responsibility in order to safeguard the interest of the future generations in a society;***

Or. en

Amendment 328
Marie-Christine Vergiat

Motion for a resolution
Paragraph 50

Motion for a resolution

50. Reaffirms that while in times of economic and social crisis one may yield to the temptation to disregard constitutional principles, the credibility and robustness of constitutional institutions play a pivotal role ***in underpinning*** economic, ***fiscal*** and social ***policies***;

Amendment

50. Reaffirms that, while in times of economic and social crisis one may yield to the temptation to disregard constitutional principles, the credibility and robustness of constitutional institutions play a pivotal role in ***upholding*** economic and social ***cohesion and avoiding a retreat into cultural isolationism***;

Or. fr

Amendment 329
Frank Engel

Motion for a resolution
Paragraph 51

Motion for a resolution

Amendment

51. States that it is ready – and calls on the Council and Commission to also be prepared – in the event that Hungary does not implement the recommendations set out in paragraph 61, to take action under Article 7(1) TEU to determine the existence of a clear risk of a serious breach by Hungary of the common values of the Union as set out in Article 2 TEU;

deleted

Or. en

Amendment 330

Edit Bauer

Motion for a resolution

Paragraph 51

Motion for a resolution

Amendment

51. States that it is ready – and calls on the Council and Commission to also be prepared – in the event that Hungary does not implement the recommendations set out in paragraph 61, to take action under Article 7(1) TEU to determine the existence of a clear risk of a serious breach by Hungary of the common values of the Union as set out in Article 2 TEU;

deleted

Or. en

Amendment 331

Kārlis Šadurskis

Motion for a resolution

Paragraph 51

Motion for a resolution

Amendment

51. States that it is ready – and calls on

deleted

the Council and Commission to also be prepared – in the event that Hungary does not implement the recommendations set out in paragraph 61, to take action under Article 7(1) TEU to determine the existence of a clear risk of a serious breach by Hungary of the common values of the Union as set out in Article 2 TEU;

Or. en

Amendment 332
Jacek Protasiewicz

Motion for a resolution
Paragraph 51

Motion for a resolution

Amendment

51. States that it is ready – and calls on the Council and Commission to also be prepared – in the event that Hungary does not implement the recommendations set out in paragraph 61, to take action under Article 7(1) TEU to determine the existence of a clear risk of a serious breach by Hungary of the common values of the Union as set out in Article 2 TEU;

deleted

Or. en

Amendment 333
Kinga Gál, Véronique Mathieu Houillon, Georgios Papanikolaou

Motion for a resolution
Paragraph 51

Motion for a resolution

Amendment

51. States that it is ready – and calls on the Council and Commission to also be prepared – in the event that Hungary does not implement the recommendations set out in paragraph 61, to take action under

deleted

Article 7(1) TEU to determine the existence of a clear risk of a serious breach by Hungary of the common values of the Union as set out in Article 2 TEU;

Or. en

Amendment 334

Renate Weber, Sophia in 't Veld, Nils Torvalds, Sarah Ludford, Gianni Vattimo, Louis Michel, Cecilia Wikström

Motion for a resolution

Paragraph 51

Motion for a resolution

51. ***States that it is ready – and*** calls on the Council and Commission to ***also be prepared*** – in the event that Hungary does not implement the recommendations set out in paragraph 61, to take action under Article 7(1) TEU to determine the existence of a ***clear risk of a serious*** breach by Hungary of the common values of the Union as set out in Article 2 TEU;

Amendment

51. Calls on the Council and Commission to– in the event that Hungary does not implement the recommendations set out in paragraph 61, to take action under Article 7(2) TEU to determine the existence of a ***serious and persistent*** breach by Hungary of the common values of the Union as set out in Article 2 TEU;

Or. en

Amendment 335

Kinga Gál

Motion for a resolution

Paragraph 51 a (new)

Motion for a resolution

51a. Regrets that the numerous human rights association, NGOs and research institutes, who issued documents analysing the Hungarian situation and legislative changes, fail to provide factually correct information, furthermore regrets that the assessments of international organisations are often

based on unfounded press information;

Or. en

Amendment 336
Jean-Pierre Audy

Motion for a resolution
Paragraph 52

Motion for a resolution

52. Calls on *the* Member States *to comply* with their Treaty obligations to respect, guarantee, protect and promote the Union's common values, which is an indispensable condition for respecting the substance of Union citizenship and for building a culture of mutual trust enabling effective cross-border cooperation and a well functioning EU area of freedom, security and justice;

Amendment

52. Calls on Member States *that are not complying* with their Treaty obligations to respect, guarantee, protect and promote the Union's common values, which is an indispensable condition for respecting the substance of Union citizenship and for building a culture of mutual trust enabling effective cross-border cooperation and a well functioning EU area of freedom, security and justice, *to do so without delay*;

Or. fr

Amendment 337
Marie-Christine Vergiat

Motion for a resolution
Paragraph 52

Motion for a resolution

52. Calls on the Member States to comply with their Treaty obligations to respect, guarantee, protect and promote the Union's common values, which is an indispensable condition for respecting the substance of Union citizenship and for building a culture of mutual trust enabling effective cross-border cooperation and a *well functioning EU* area of freedom, security and justice;

Amendment

52. Calls on the Member States to comply with their Treaty obligations to respect, guarantee, protect and promote the Union's common values, which is an indispensable condition for respecting *democracy and thus* the substance of Union citizenship and for building a culture of mutual trust enabling effective cross-border cooperation and a *genuine* area of freedom, security and justice;

Amendment 338
Marie-Christine Vergiat

Motion for a resolution
Paragraph 53

Motion for a resolution

53. Considers that it is the moral and legal duty of all Members States, as well as of the Union institutions, to defend the European values as enshrined in the Treaties, the Charter of Fundamental Rights and the European Convention on Human Rights to which the EU will soon accede;

Amendment

53. Considers that it is the moral and legal duty of all Members States, as well as of the Union institutions, to defend the European values as enshrined in the Treaties, the Charter of Fundamental Rights and the European Convention on Human Rights ***to which every Member State is a signatory and*** to which the EU will soon accede;

Amendment 339
Livia Járóka

Motion for a resolution
Paragraph 55

Motion for a resolution

55. Expects all Member States to take the necessary steps, particularly within the Council of the European Union, to contribute loyally to the promotion of the Union's values and to cooperate with Parliament and the Commission in monitoring their observance, especially in the framework of the 'Article 2 Trilogue' referred to in paragraph 76;

Amendment

deleted

Amendment 340
Frank Engel

Motion for a resolution
Paragraph 55

Motion for a resolution

55. Expects all Member States to take the necessary steps, particularly within the Council of the European Union, to contribute loyally to the promotion of the Union's values and to cooperate with Parliament and the Commission in monitoring their observance, *especially in the framework of the 'Article 2 Trilogue' referred to in paragraph 76;*

Amendment

55. Expects all Member States to take the necessary steps, particularly within the Council of the European Union, to contribute loyally to the promotion of the Union's values and to cooperate with Parliament and the Commission in monitoring their observance;

Or. en

Amendment 341
Kinga Gál, Kārlis Šadurskis

Motion for a resolution
Paragraph 55

Motion for a resolution

55. Expects all Member States to take the necessary steps, particularly within the Council of the European Union, to contribute *loyally* to the promotion of the Union's values and to cooperate with Parliament and the Commission *in monitoring their observance, especially in the framework of the 'Article 2 Trilogue' referred to in paragraph 76;*

Amendment

55. Expects all Member States to take the necessary steps, particularly within the Council of the European Union, to contribute to the promotion of the Union's values and to cooperate with Parliament and the Commission;

Or. en

Amendment 342
Frank Engel

Motion for a resolution
Heading III - Subheading 3

Motion for a resolution

Amendment

Appeal to the European Council

deleted

Or. en

Amendment 343
Frank Engel

Motion for a resolution
Paragraph 56

Motion for a resolution

Amendment

56. Reminds the European Council of its responsibilities within the framework of the area of freedom, liberty, security and justice;

deleted

Or. en

Amendment 344
Marie-Christine Vergiat

Motion for a resolution
Paragraph 56

Motion for a resolution

Amendment

56. Reminds the European Council of its responsibilities within the framework of the area of freedom, liberty, security and justice;

56. Does not affect English version (linguistic amendment to French)

Or. fr

Amendment 345
Frank Engel

Motion for a resolution
Paragraph 57

Motion for a resolution

Amendment

57. Notes with disappointment that the European Council is the only EU political institution that has remained silent, while the Commission, Parliament, the Council of Europe, the OSCE and even the U.S. administration have voiced concerns over the situation in Hungary;

deleted

Or. en

Amendment 346
Edit Bauer

Motion for a resolution
Paragraph 57

Motion for a resolution

Amendment

57. Notes with disappointment that the European Council is the only EU political institution that has remained silent, while the Commission, Parliament, the Council of Europe, the OSCE and even the U.S. administration have voiced concerns over the situation in Hungary;

deleted

Or. en

Amendment 347
Kinga Gál, Kārlis Šadurskis

Motion for a resolution
Paragraph 57

Motion for a resolution

Amendment

57. Notes with disappointment that the European Council is the only EU political institution that has remained silent, while

deleted

the Commission, Parliament, the Council of Europe, the OSCE and even the U.S. administration have voiced concerns over the situation in Hungary;

Or. en

Amendment 348
Frank Engel

Motion for a resolution
Paragraph 58

Motion for a resolution

Amendment

58. Considers that the European Council cannot remain inactive in cases where one of the Member States is faced with changes that may negatively affect the rule of law in that country and therefore the rule of law in the European Union at large, in particular when mutual trust in the legal system and judicial cooperation may be put at risk;

deleted

Or. en

Amendment 349
Jean-Pierre Audy

Motion for a resolution
Paragraph 58

Motion for a resolution

Amendment

58. Considers that the European Council cannot remain inactive in cases where one of the Member States *is faced with changes that may negatively affect the rule of law in that country and therefore the rule of law in the European Union at large, in particular when mutual trust in the legal system and judicial cooperation may be put at risk;*

58. Considers that the European Council cannot remain inactive in cases where one of the Member States *breaches a concrete fundamental rights or rule of law in that country, as it affects negatively the European Union; stresses furthermore that the European Council cannot use double standards when looking at Member States and its infringements;*

Amendment 350

Kinga Gál, Véronique Mathieu Houillon, Georgios Papanikolaou

Motion for a resolution

Paragraph 58

Motion for a resolution

58. Considers that the European Council cannot remain inactive in cases where one of the Member States *is faced with changes that may negatively affect the rule of law in that country and therefore the rule of law in the European Union at large, in particular when mutual trust in the legal system and judicial cooperation may be put at risk;*

Amendment

58. Considers that the European Council cannot remain inactive in cases where one of the Member States *breaches the concrete fundamental rights or rule of law in that country, as it affects negatively the European Union; stresses furthermore that the European Council cannot use double standards when looking at Member States and its infringements;*

Amendment 351

Frank Engel

Motion for a resolution

Paragraph 59

Motion for a resolution

59. Invites the President of the European Council to inform Parliament of his assessment of the situation and rapidly engage in consultations with the President of Parliament and the President of the Commission;

Amendment

deleted

Amendment 352

Kinga Gál

Motion for a resolution
Paragraph 59

Motion for a resolution

Amendment

59. Invites the President of the European Council to inform Parliament of his assessment of the situation and rapidly engage in consultations with the President of Parliament and the President of the Commission;

deleted

Or. en

Amendment 353
Edit Bauer

Motion for a resolution
Paragraph 59

Motion for a resolution

Amendment

59. Invites the President of the European Council to inform Parliament of his assessment of the situation and rapidly engage in consultations with the President of Parliament and the President of the Commission;

deleted

Or. en

Amendment 354
Jean-Pierre Audy, Véronique Mathieu Houillon

Motion for a resolution
Paragraph 60 – introductory part

Motion for a resolution

Amendment

60. Calls on the Commission as the guardian of the Treaties:

60. Calls on the Commission as the guardian of the Treaties ***and as the body responsible for ensuring that Union law is correctly applied, under the supervision of the Court of Justice of the European***

Union;

Or. fr

Amendment 355

Frank Engel

Motion for a resolution

Paragraph 60 – indent 1

Motion for a resolution

– to inform Parliament of its assessment of the Fourth Amendment of the Fundamental Law *and its impact on cooperation within the EU*;

Amendment

– to inform Parliament of its assessment of the Fourth Amendment of the Fundamental Law;

Or. en

Amendment 356

Kinga Gál

Motion for a resolution

Paragraph 60 – indent 2 a (new)

Motion for a resolution

- to launch objective investigation and start infringement proceeding if well grounded - without applying double standards -, whenever a Member State violates the rights enshrined in the Charter of Fundamental Rights of the EU when implementing EU legislation;

Or. en

Amendment 357

Frank Engel

Motion for a resolution

Paragraph 60 – indent 3

Motion for a resolution

Amendment

– to focus not only on specific infringements of EU law to be remedied notably through Article 258 TFEU, but to draw the consequences of a systemic change of the constitutional and legal system of a Member State where multiple and recurrent infringements unfortunately result in a state of legal uncertainty which not longer meets the requirements of Article 2 TEU;

deleted

Or. en

Amendment 358

Livia Járóka

**Motion for a resolution
Paragraph 60 – indent 3**

Motion for a resolution

Amendment

*– to focus **not only** on specific infringements of EU law to be remedied notably through Article 258 TFEU, **but to draw the consequences of a systemic change of the constitutional and legal system of a Member State where multiple and recurrent infringements unfortunately result in a state of legal uncertainty which not longer meets the requirements of Article 2 TEU;***

– to focus on specific infringements of EU law to be remedied notably through Article 258 TFEU;

Or. en

Amendment 359

Renate Weber

**Motion for a resolution
Paragraph 60 – indent 3**

Motion for a resolution

– to focus not only on specific infringements of EU law to be remedied notably through Article 258 TFEU, but to draw the consequences of a systemic change of the constitutional and legal system of a Member State where multiple and recurrent infringements unfortunately result in a state of legal uncertainty which not longer meets the requirements of Article 2 TEU;

Amendment

– to focus not only on specific infringements of EU law to be remedied notably through Article 258 TFEU, but to draw the consequences of a systemic change of the constitutional and legal system *and practice* of a Member State where multiple and recurrent infringements unfortunately result in a state of legal uncertainty which not longer meets the requirements of Article 2 TEU;

Or. en

Amendment 360

Kinga Gál, Frank Engel, Véronique Mathieu Houillon, Georgios Papanikolaou

**Motion for a resolution
Paragraph 60 – indent 3**

Motion for a resolution

– to focus *not* only on specific infringements of EU law to be remedied notably through Article 258 TFEU, *but to draw the consequences of a systemic change of the constitutional and legal system of a Member State where multiple and recurrent infringements unfortunately result in a state of legal uncertainty which not longer meets the requirements of Article 2 TEU;*

Amendment

– to focus only on specific infringements of EU law to be remedied notably through Article 258 TFEU, *as this is what is in its mandate under the Treaty;*

Or. en

Amendment 361

Kinga Gál, Véronique Mathieu Houillon, Kārlis Šadurskis, Georgios Papanikolaou

**Motion for a resolution
Paragraph 60 – indent 4**

Motion for a resolution

– to adopt a more comprehensive approach to addressing any potential risks of serious breach of fundamental values in a given Member State at an early stage and immediately to engage in a structured political dialogue with the relevant Member State and the other EU institutions; this structured political dialogue should be coordinated at the highest political level of the Commission and have a clear impact on the full spectrum of negotiations between the Commission and the Member State concerned in the various EU fields;

Amendment

– to adopt a more comprehensive approach to addressing any potential risks of serious breach of fundamental values in a given Member State at an early stage and immediately to engage in a structured political dialogue with the relevant Member State and the other EU institutions ***without applying double standards***; this structured political dialogue should be coordinated at the highest political level of the Commission and have a clear impact on the full spectrum of negotiations between the Commission and the Member State concerned in the various EU fields;

Or. en

Amendment 362

Kinga Gál, Lívia Járóka, Kārlis Šadurskis

Motion for a resolution

Paragraph 60 – indent 5

Motion for a resolution

– to create – as soon as risks of violations of Article 2 TEU are identified – an ‘Article 2 TEU/Rule of Law Alarm Agenda’ to be dealt with by the Commission with exclusive priority and urgency, coordinated at the highest political level and fully taken into account in the various EU sectoral policies until full compliance with Article 2 TEU is restored and any risks of violation thereof are defused;

Amendment

deleted

Or. en

Amendment 363

Renate Weber, Sophia in 't Veld, Nils Torvalds, Sarah Ludford, Gianni Vattimo, Louis

Michel, Cecilia Wikström

**Motion for a resolution
Paragraph 60 – indent 5**

Motion for a resolution

– to create – as soon as risks of violations of Article 2 TEU are identified – an ‘Article 2 TEU/**Rule of Law** Alarm Agenda’ to be dealt with by the Commission with exclusive priority and urgency, coordinated at the highest political level and fully taken into account in the various EU sectoral policies until full compliance with Article 2 TEU is restored and any risks of violation thereof are defused;

Amendment

– to create – as soon as risks of violations of Article 2 TEU are identified – an ‘Article 2 TEU/Alarm Agenda’ to be dealt with by the Commission with exclusive priority and urgency, coordinated at the highest political level and fully taken into account in the various EU sectoral policies until full compliance with Article 2 TEU is restored and any risks of violation thereof are defused;

Or. en

Amendment 364

Kinga Gál, Livia Járóka, Kārlis Šadurskis

**Motion for a resolution
Paragraph 60 – indent 6**

Motion for a resolution

– to hold meetings at technical level with the services of the Member State concerned but not to conclude any negotiations in any policy fields other than Article 2 TEU-related ones until full compliance with Article 2 TEU has been ensured;

Amendment

deleted

Or. en

Amendment 365

Marie-Christine Vergiat

**Motion for a resolution
Paragraph 60 – indent 7**

Motion for a resolution

– to apply a horizontal approach involving all the Commission services concerned in order to ensure respect for the rule of law in all fields, including the economic sector;

Amendment

to apply a horizontal approach involving all the Commission services concerned in order to ensure respect for the rule of law in all fields, including the economic **and social** sector;

Or. fr

Amendment 366

Kinga Gál

**Motion for a resolution
Paragraph 60 – indent 8**

Motion for a resolution

– to *update its 2003 communication on Article 7 of the Treaty on European Union (COM(2003) 606) and to draw up a detailed proposal for a swift and independent monitoring mechanism and an early warning system;*

Amendment

deleted

Or. en

Amendment 367

Renate Weber, Sophia in 't Veld, Nils Torvalds, Sarah Ludford, Gianni Vattimo, Louis Michel, Cecilia Wikström

**Motion for a resolution
Paragraph 60 – indent 8**

Motion for a resolution

– to *update* its 2003 communication on Article 7 of the Treaty on European Union (COM(2003) 606) *and to draw up a detailed proposal for a swift and independent monitoring mechanism and an early warning system;*

Amendment

– to *implement* its 2003 communication on Article 7 of the Treaty on European Union (COM(2003) 606)

Amendment 368

Renate Weber, Sophia in 't Veld, Nils Torvalds, Sarah Ludford, Gianni Vattimo, Louis Michel, Cecilia Wikström

Motion for a resolution

Paragraph 60 – indent 8 a (new)

Motion for a resolution

Amendment

- to draw up a detailed proposal for a swift and independent monitoring mechanism applying to all Member States, based on objective indicators developed on Article 2 TEU; an evaluation and early warning system; a list of proportionate and progressive measures and sanctions, including freezing or withdrawal of EU funds, to be taken in cases of clear risk of a serious breach, or existence of a serious and persistent breach, by a Member State of the values referred to in Article 2 TEU;

Amendment 369

Kinga Gál, Véronique Mathieu Houillon, Kārlis Šadurskis, Georgios Papanikolaou

Motion for a resolution

Paragraph 60 – indent 9

Motion for a resolution

Amendment

– to regularly monitor the correct functioning of the European area of justice and to take action when the independence of the judiciary is put at risk in any Member State, with a view to avoiding the weakening of mutual trust between national judicial authorities, which would inevitably create obstacles to the correct application of the EU instruments on mutual recognition and cross-border

– to regularly monitor the correct functioning of the European area of justice and to take action when the independence of the judiciary is put at risk in any Member State ***without applying double standards***, with a view to avoiding the weakening of mutual trust between national judicial authorities, which would inevitably create obstacles to the correct application of the EU instruments on

cooperation;

mutual recognition and cross-border
cooperation;

Or. en

Amendment 370
Jean-Pierre Audy

Motion for a resolution
Paragraph 60 – indent 10

Motion for a resolution

– to ensure that Member States guarantee correct implementation of the Charter of Fundamental Rights with respect to media pluralism and equal access to information;

Amendment

– to ensure that Member States, **which are signatories to it**, guarantee correct implementation of the Charter of Fundamental Rights with respect to media pluralism and equal access to information;

Or. fr

Amendment 371
Kinga Gál, Kārlis Šadurskis

Motion for a resolution
Paragraph 60 – indent 10

Motion for a resolution

– to ensure that Member States guarantee correct implementation of the Charter of Fundamental Rights with respect to media pluralism and equal access to information;

Amendment

– to ensure that Member States guarantee correct implementation of the Charter of Fundamental Rights with respect to media pluralism and equal access to information, **when these effect EU-law**;

Or. en

Amendment 372
Renate Weber, Sophia in 't Veld, Nils Torvalds, Sarah Ludford, Gianni Vattimo, Louis Michel, Cecilia Wikström

Motion for a resolution
Paragraph 60 – indent 13

Motion for a resolution

– to address these issues in the framework of the implementation of the Audiovisual Media Services Directive in order to improve cooperation between regulatory bodies of the Member States and the Commission, bringing forward as soon as possible a *legislative proposal aimed at reviewing Article 30 of that Directive*;

Amendment

– to address these issues in the framework of the implementation of the Audiovisual Media Services Directive in order to improve cooperation between regulatory bodies of the Member States and the Commission, bringing forward as soon as possible a *revision and amendment of the Directive and notably of its Articles 29 and 30*;

Or. en

Amendment 373
Edit Bauer

Motion for a resolution
Paragraph 60 – indent 14

Motion for a resolution

– *to address the issue of the conformity with EU law of the new provision of the Fourth Amendment enabling the Hungarian Government to impose a special tax in order to implement EU Court of Justice judgments entailing payment obligations when the state budget does not have sufficient funding available and when the public debt exceeds half of the Gross Domestic Product, and to suggest adequate measures to prevent what may result in a breach of sincere cooperation as enshrined in Article 4(3) TEU.*

Amendment

deleted

Or. en

Amendment 374
Kinga Gál, Kārlis Šadurskis

Motion for a resolution
Paragraph 60 – indent 14

Motion for a resolution

– to ***address the issue of*** the conformity with EU law of the new provision of the Fourth Amendment enabling the Hungarian Government to impose a special tax in order to implement EU Court of Justice judgments entailing payment obligations when the state budget does not have sufficient funding available and when the public debt exceeds half of the Gross Domestic Product, and to suggest adequate measures to prevent what may result in a breach of sincere cooperation as enshrined in Article 4(3) TEU.

Amendment

– to ***participate cooperatively in the ongoing dialogue with the Hungarian government on*** the conformity with EU law of the new provision of the Fourth Amendment enabling the Hungarian Government to impose a special tax in order to implement EU Court of Justice judgments entailing payment obligations when the state budget does not have sufficient funding available and when the public debt exceeds half of the Gross Domestic Product, and to suggest adequate measures to prevent what may result in a breach of sincere cooperation as enshrined in Article 4(3) TEU;

Or. en

Amendment 375
Sylvie Guillaume

Motion for a resolution
Paragraph 60 – indent 14 a (new)

Motion for a resolution

– to ***adopt a European Homelessness Strategy, as called for by the European Parliament in its resolution of 14 September 2011 on an EU Homelessness Strategy (P7_TA(2011)0383) to ensure that the fundamental rights of homeless people are respected in the Member States and that they are not criminalised simply because they have nowhere to go;***

Amendment

Or. fr

Amendment 376
Jean-Pierre Audy

Motion for a resolution
Paragraph 60 – indent 14 b (new)

Motion for a resolution

Amendment

**– to work independently, conscientiously,
quickly and with a high level of
competence;**

Or. fr

Amendment 377
Jean-Pierre Audy

Motion for a resolution
Paragraph 60 – indent 14 c (new)

Motion for a resolution

Amendment

**– wherever a problem of interpretation
arises with a Member State, particularly
Hungary, concerning the application of
Union law, to bring the matter before the
Court of Justice of the European Union
without delay;**

Or. fr

Amendment 378
Marie-Christine Vergiat

Motion for a resolution
Paragraph 60 a (new)

Motion for a resolution

Amendment

**60a. Deplores the Commission's agenda
as reflected in its announcement on
3 May 2013 that the infringement
proceedings against Hungary for
excessive deficit may be dropped, and**

calls on the Commission to give more consideration to the positions and work of the European Parliament before taking or announcing economic decisions in respect of a Member State, to ensure that all the European Union's institutions maintain a coherent approach to the Union's values as a whole;

Or. fr

Amendment 379
Marie-Christine Vergiat

Motion for a resolution
Paragraph 60 b (new)

Motion for a resolution

Amendment

60b. Reminds the Commission that the Charter of Fundamental Rights of the European Union, and the European Union's forthcoming accession to the European Convention on Human Rights, reaffirm a new architecture for European Union law, a structure with human rights more than ever at its heart, thus conferring on the Commission, as guardian of the Treaties, greater responsibilities in this area;

Or. fr

Amendment 380
Edit Bauer

Motion for a resolution
Heading III - Subheading 5

Motion for a resolution

Amendment

Recommendations to the Hungarian Authorities

deleted

Amendment 381
Edit Bauer

Motion for a resolution
Paragraph 61

Motion for a resolution

Amendment

61. Urges the Hungarian authorities to implement the following recommendations without any further delay, with a view to fully restoring the rule of law and its key requirements on the constitutional setting, the system of checks and balances and the independence of the judiciary, as well as strong safeguards for fundamental rights, including freedom of expression, media and religion and the right to property:

deleted

On the Fundamental Law:

- to fully restore the supremacy of the Fundamental Law by removing from it those provisions previously declared unconstitutional by the Constitutional Court;***
- to fully apply the recommendations of the Venice Commission and, in particular, to revise the list of policy areas requiring a qualified majority in line with the recommendations of the Venice Commission and with a view to ensuring future meaningful elections;***
- to secure a lively parliamentary system which also respects opposition forces by allowing a reasonable time for a genuine debate between the majority and the opposition and for the participation of the wider public in the legislative procedure;***

On checks and balances:

- to restore the right of the Constitutional Court to review all legislation without***

exception with a view to counterbalancing parliamentary and executive actions and ensuring, through full judicial review, that the Fundamental Law always remains the supreme law of the land;

– to fully restore the prerogatives of the Constitutional Court as the supreme body of constitutional protection, and thus the primacy of the Fundamental Law, by removing from its text the limitations on the Constitutional Court’s power to review the constitutionality of any modifications of the Fundamental Law as well as the abolition of two decades of constitutional case-law;

– to restore the case-law of the Constitutional Court issued before the entry into force of the Fundamental Law, in particular in the field of fundamental rights¹;

– to restore the prerogatives of the parliament in the budgetary field and thus secure the full democratic legitimacy of budgetary decisions by removing the restriction of parliamentary powers by the non-parliamentary Budget Council;

– to provide clarifications on how the Hungarian authorities intend to remedy the premature termination of the term of office of senior officials with a view to securing the institutional independence of the data protection authority;

On the independence of the judiciary:

– to fully restore and guarantee the independence of the judiciary by ensuring that the principles of irremovability and guaranteed term of office of judges, the rules governing the structure and composition of the governing bodies of the judiciary, as well as the safeguards on the independence of the Constitutional Court, are enshrined in the Fundamental Law;

¹ See Working Document n° 5.

– to promptly and correctly implement the above-mentioned decisions of the Court of Justice of the European Union of 6 November 2012 and of the Hungarian Constitutional Court, by enabling the dismissed judges who so wish to be reinstated in their previous positions, including those presiding judges whose original executive posts are no longer vacant;

– to establish objective selection criteria, or to mandate the National Judicial Council to establish such criteria, with a view to ensuring that the rules on the transfer of cases respect the right to a fair trial and the principle of a lawful judge;

– to implement the remaining recommendations laid down in the Venice Commission’s opinion No CDL-AD(2012)020 on the cardinal acts on the judiciary that were amended following the adoption of Opinion CDL-AD(2012)001;

On the media and pluralism:

– to fulfil the commitment to further discuss cooperation activities at expert level on the more long-term perspective of the freedom of the media, building on the most important remaining recommendations of the 2012 legal expertise of the Council of Europe;

– to ensure timely and close involvement of all relevant stakeholders, including media professionals, opposition parties and civil society, in any further review of this legislation, which regulates such a fundamental aspect of the functioning of a democratic society, and in the process of implementation;

– to observe the positive obligation arising from European Court of Human Rights jurisprudence under Article 10 ECHR to protect freedom of expression as one of the preconditions for a functioning democracy;

– to respect, guarantee, protect and promote the fundamental right to freedom of expression and information, as well as media freedom and pluralism, and to refrain from developing or supporting mechanisms that threaten media freedom and journalistic and editorial independence;

– to make sure that legally binding procedures and mechanisms are in place for the selection and appointment of heads of public media, management boards, media councils and regulatory bodies, in line with the principles of independence, integrity, experience and professionalism, representation of the entire political and social spectrum, legal certainty and continuity;

– to provide legal guarantees regarding full protection of the confidentiality of sources principle and to strictly apply European Court of Human Rights-related case-law;

– to provide legal guarantees regarding full protection of the confidentiality of sources principle and to strictly apply European Court of Human Rights-related case-law;

– to ensure that rules relating to political information throughout the audiovisual media sector guarantee fair access to different political competitors, opinions and viewpoints, in particular on the occasion of elections and referendums, allowing citizens to form their own opinions without undue influence from one dominant opinion-forming power;

On respect for fundamental rights

– to take positive action to ensure that the fundamental rights of all persons, including persons belonging to minorities, are respected;

On the freedom of religion and the recognition of churches:

– to establish clear, neutral and impartial requirements and institutional procedures for the recognition of religious organisations as churches which respect the duty of the State to remain neutral and impartial in its relations with the various religions and beliefs and to provide effective means of redress in cases of non-recognition or lack of a decision in line with the constitutional requirements set out in the above-mentioned Decision 6/2013 of the Constitutional Court;

¹⁶ See Working Document n° 5.

Or. en

Amendment 382
Csaba Sógor

Motion for a resolution
Paragraph 61

Motion for a resolution

Amendment

61. Urges the Hungarian authorities to implement the following recommendations without any further delay, with a view to fully restoring the rule of law and its key requirements on the constitutional setting, the system of checks and balances and the independence of the judiciary, as well as strong safeguards for fundamental rights, including freedom of expression, media and religion and the right to property:

deleted

On the Fundamental Law:

– to fully restore the supremacy of the Fundamental Law by removing from it those provisions previously declared unconstitutional by the Constitutional Court;

– to fully apply the recommendations of the Venice Commission and, in particular,

to revise the list of policy areas requiring a qualified majority in line with the recommendations of the Venice Commission and with a view to ensuring future meaningful elections;

– to secure a lively parliamentary system which also respects opposition forces by allowing a reasonable time for a genuine debate between the majority and the opposition and for the participation of the wider public in the legislative procedure;

On checks and balances:

– to restore the right of the Constitutional Court to review all legislation without exception with a view to counterbalancing parliamentary and executive actions and ensuring, through full judicial review, that the Fundamental Law always remains the supreme law of the land;

– to fully restore the prerogatives of the Constitutional Court as the supreme body of constitutional protection, and thus the primacy of the Fundamental Law, by removing from its text the limitations on the Constitutional Court's power to review the constitutionality of any modifications of the Fundamental Law as well as the abolition of two decades of constitutional case law;

– to restore the case-law of the Constitutional Court issued before the entry into force of the Fundamental Law, in particular in the field of fundamental rights¹;

– to restore the prerogatives of the parliament in the budgetary field and thus secure the full democratic legitimacy of budgetary decisions by removing the restriction of parliamentary powers by the non-parliamentary Budget Council;

– to provide clarifications on how the Hungarian authorities intend to remedy the premature termination of the term of office of senior officials with a view to securing the institutional independence of

the data protection authority;

On the independence of the judiciary:

– to fully restore and guarantee the independence of the judiciary by ensuring that the principles of irremovability and guaranteed term of office of judges, the rules governing the structure and composition of the governing bodies of the judiciary, as well as the safeguards on the independence of the Constitutional Court, are enshrined in the Fundamental Law;

– to promptly and correctly implement the above-mentioned decisions of the Court of Justice of the European Union of 6 November 2012 and of the Hungarian Constitutional Court, by enabling the dismissed judges who so wish to be reinstated in their previous positions, including those presiding judges whose original executive posts are no longer vacant;

– to establish objective selection criteria, or to mandate the National Judicial Council to establish such criteria, with a view to ensuring that the rules on the transfer of cases respect the right to a fair trial and the principle of a lawful judge;

– to implement the remaining recommendations laid down in the Venice Commission’s opinion No CDL-AD(2012)020 on the cardinal acts on the judiciary that were amended following the adoption of Opinion CDL-AD(2012)001;

On the media and pluralism:

– to fulfil the commitment to further discuss cooperation activities at expert level on the more long-term perspective of the freedom of the media, building on the most important remaining recommendations of the 2012 legal expertise of the Council of Europe;

– to ensure timely and close involvement of all relevant stakeholders, including

media professionals, opposition parties and civil society, in any further review of this legislation, which regulates such a fundamental aspect of the functioning of a democratic society, and in the process of implementation;

– to observe the positive obligation arising from European Court of Human Rights jurisprudence under Article 10 ECHR to protect freedom of expression as one of the preconditions for a functioning democracy;

– to respect, guarantee, protect and promote the fundamental right to freedom of expression and information, as well as media freedom and pluralism, and to refrain from developing or supporting mechanisms that threaten media freedom and journalistic and editorial independence;

– to make sure that legally binding procedures and mechanisms are in place for the selection and appointment of heads of public media, management boards, media councils and regulatory bodies, in line with the principles of independence, integrity, experience and professionalism, representation of the entire political and social spectrum, legal certainty and continuity;

– to provide legal guarantees regarding full protection of the confidentiality of sources principle and to strictly apply European Court of Human Rights-related case-law;

– to ensure that rules relating to political information throughout the audiovisual media sector guarantee fair access to different political competitors, opinions and viewpoints, in particular on the occasion of elections and referendums, allowing citizens to form their own opinions without undue influence from one dominant opinion-forming power;

On respect for fundamental rights

– to take positive action to ensure that the fundamental rights of all persons, including persons belonging to minorities, are respected;

On the freedom of religion and the recognition of churches:

– to establish clear, neutral and impartial requirements and institutional procedures for the recognition of religious organisations as churches which respect the duty of the State to remain neutral and impartial in its relations with the various religions and beliefs and to provide effective means of redress in cases of non-recognition or lack of a decision in line with the constitutional requirements set out in the above-mentioned Decision 6/2013 of the Constitutional Court;

See Working Document No 5.

Or. hu

Amendment 383
Frank Engel

Motion for a resolution
Paragraph 61 – introductory part

Motion for a resolution

61. Urges the Hungarian authorities to implement *the following recommendations without any further delay, with a view to fully restoring the rule of law and its key requirements on the constitutional setting, the system of checks and balances and the independence of the judiciary, as well as strong safeguards for fundamental rights, including freedom of expression, media and religion and the right to property:*

Amendment

61. Urges the Hungarian authorities to implement *all the measures the European Commission as the guardian of the treaties deems necessary in order to fully comply with EU law, to implement, as swiftly as possible, the recommendations of the Venice Commission and to ultimately enact the still pending judgments of the Hungarian Constitutional Court:*

Or. en

Amendment 384
Kinga Gál, Kārlis Šadurskis

Motion for a resolution
Paragraph 61 – introductory part

Motion for a resolution

61. *Urges the Hungarian authorities to implement the following recommendations without any further delay, with a view to fully restoring the rule of law and its key requirements on the constitutional setting, the system of checks and balances and the independence of the judiciary, as well as strong safeguards for fundamental rights, including freedom of expression, media and religion and the right to property:*

Amendment

61. *Stresses that it has no mandate to make recommendations to the Hungarian authorities; repeats its resolution of 16 February 2012 on the recent political developments in Hungary, which "Instructs the Committee on Civil Liberties, Justice and Home Affairs, in cooperation with the European Commission, the Council of Europe and the Venice Commission, to follow up the issue of whether and how the recommendations of the Commission and the European Parliament set out in point 4 of this resolution have been implemented and to present its findings in a report;"*

Or. en

Amendment 385
Jacek Protasiewicz

Motion for a resolution
Paragraph 61 – introductory part

Motion for a resolution

61. *Urges the Hungarian authorities to implement the following recommendations without any further delay, with a view to fully restoring the rule of law and its key requirements on the constitutional setting, the system of checks and balances and the independence of the judiciary, as well as strong safeguards for fundamental rights,*

Amendment

61. *Repeats its resolution of 16 February 2012 on the recent political developments in Hungary, which "Instructs the Committee on Civil Liberties, Justice and Home Affairs, in cooperation with the European Commission, the Council of Europe and the Venice Commission, to follow up the issue of whether and how the recommendations of the Commission*

including freedom of expression, media and religion and the right to property:

and the European Parliament set out in point 4 of this resolution have been implemented and to present its findings in a report;"

Or. en

Amendment 386
Marie-Christine Vergiat

Motion for a resolution
Paragraph 61 – introductory part

Motion for a resolution

61. Urges the Hungarian authorities to implement the following recommendations without any further delay, with a view to fully restoring the rule of law and its key requirements on the constitutional setting, the system of checks and balances and the independence of the judiciary, as well as strong safeguards for fundamental rights, including freedom of expression, media and religion and the right to property:

Amendment

61. Urges the Hungarian authorities to implement the following recommendations without any further delay, with a view to fully restoring the rule of law and its key requirements on the constitutional setting, the system of checks and balances and the independence of the judiciary, as well as strong safeguards for fundamental rights, including freedom of expression, media and religion, ***protection of minorities and action to combat discrimination***, and the right to property:

Or. fr

Amendment 387
Kinga Gál

Motion for a resolution
Paragraph 61 – subheading 1

Motion for a resolution

On the Fundamental Law:

Amendment

deleted

Or. en

Amendment 388
Edit Bauer

Motion for a resolution
Paragraph 61 – subheading 1

Motion for a resolution

Amendment

On the Fundamental Law:

deleted

Or. en

Amendment 389
Csaba Sógor

Motion for a resolution
Paragraph 61 – subheading 1

Motion for a resolution

Amendment

On the Fundamental Law:

deleted

Or. hu

Amendment 390
Frank Engel

Motion for a resolution
Paragraph 61 – indent 1

Motion for a resolution

Amendment

– to fully restore the supremacy of the Fundamental Law by removing from it those provisions previously declared unconstitutional by the Constitutional Court;

deleted

Or. en

Amendment 391
Kinga Gál

**Motion for a resolution
Paragraph 61 – indent 1**

Motion for a resolution

Amendment

***– to fully restore the supremacy of the
Fundamental Law by removing from it
those provisions previously declared
unconstitutional by the Constitutional
Court;***

deleted

Or. en

**Amendment 392
Edit Bauer**

**Motion for a resolution
Paragraph 61 – indent 1**

Motion for a resolution

Amendment

***– to fully restore the supremacy of the
Fundamental Law by removing from it
those provisions previously declared
unconstitutional by the Constitutional
Court;***

deleted

Or. en

**Amendment 393
Csaba Sógor**

**Motion for a resolution
Paragraph 61 – indent 1**

Motion for a resolution

Amendment

**to fully restore the supremacy of the
Fundamental Law by removing from it
those provisions previously declared
unconstitutional by the Constitutional
Court;**

deleted

Amendment 394
Jean-Pierre Audy

Motion for a resolution
Paragraph 61 – indent 1

Motion for a resolution

– to fully restore the supremacy of the Fundamental Law by removing from it those provisions previously declared unconstitutional by the Constitutional Court;

Amendment

– to repeal or amend those provisions of Hungarian law which the Commission has declared to conflict with European Union law or, where there has been a dispute on the interpretation of Union law, with the findings of the Court of Justice of the European Union;

Or. fr

Amendment 395
Sylvie Guillaume

Motion for a resolution
Paragraph 61 – indent 1 a (new)

Motion for a resolution

– to take a new approach, finally assuming its responsibilities towards homeless and hence vulnerable people, as set out in the international treaties on human rights to which Hungary is a signatory, such as the European Convention on Human Rights and the Charter of Fundamental Rights of the European Union, and thus to promote fundamental rights rather than violating them by including in its Fundamental Law provisions that criminalise homeless people;

Amendment

Or. fr

Amendment 396
Kinga Gál

Motion for a resolution
Paragraph 61 – indent 2

Motion for a resolution

Amendment

– to fully apply the recommendations of the Venice Commission and, in particular, to revise the list of policy areas requiring a qualified majority in line with the recommendations of the Venice Commission and with a view to ensuring future meaningful elections; *deleted*

Or. en

Amendment 397
Edit Bauer

Motion for a resolution
Paragraph 61 – indent 2

Motion for a resolution

Amendment

– to fully apply the recommendations of the Venice Commission and, in particular, to revise the list of policy areas requiring a qualified majority in line with the recommendations of the Venice Commission and with a view to ensuring future meaningful elections; *deleted*

Or. en

Amendment 398
Csaba Sógor

Motion for a resolution
Paragraph 61 – indent 2

Motion for a resolution

Amendment

to fully apply the recommendations of the Venice Commission and, in particular, to revise the list of policy areas requiring a qualified majority in line with the recommendations of the Venice Commission and with a view to ensuring future meaningful elections;

deleted

Or. hu

Amendment 399
Frank Engel

Motion for a resolution
Paragraph 61 – indent 2 a (new)

Motion for a resolution

Amendment

- to reduce the recurrent use of cardinal laws in order to leave policy areas such as family, social, fiscal and budget to ordinary legislation and majorities;

Or. en

Amendment 400
Kinga Gál

Motion for a resolution
Paragraph 61 – indent 3

Motion for a resolution

Amendment

– to secure a lively parliamentary system which also respects opposition forces by allowing a reasonable time for a genuine debate between the majority and the opposition and for the participation of the wider public in the legislative procedure;

deleted

Or. en

Amendment 401
Edit Bauer

Motion for a resolution
Paragraph 61 – indent 3

Motion for a resolution

Amendment

– to secure a lively parliamentary system which also respects opposition forces by allowing a reasonable time for a genuine debate between the majority and the opposition and for the participation of the wider public in the legislative procedure;

deleted

Or. en

Amendment 402
Frank Engel

Motion for a resolution
Paragraph 61 – indent 3

Motion for a resolution

Amendment

– to secure a lively parliamentary system which also respects opposition forces by allowing a reasonable time for a genuine debate between the majority and the opposition and for the participation of the wider public in the legislative procedure;

deleted

Or. en

Amendment 403
Csaba Sógor

Motion for a resolution
Paragraph 61 – indent 3

Motion for a resolution

Amendment

to secure a lively parliamentary system which also respects opposition forces by allowing a reasonable time for a genuine debate between the majority and the opposition and for the participation of the wider public in the legislative procedure;

deleted

Or. hu

**Amendment 404
Frank Engel**

**Motion for a resolution
Paragraph 61 – indent 3 a (new)**

Motion for a resolution

Amendment

- to insure the widest possible participation of all parliamentary parties in the constitutional process, even though the relevant special majority is held by the governing coalition alone;

Or. en

**Amendment 405
Kinga Gál**

**Motion for a resolution
Paragraph 61 – subheading 2**

Motion for a resolution

Amendment

On checks and balances:

deleted

Or. en

**Amendment 406
Edit Bauer**

Motion for a resolution
Paragraph 61 – subheading 2

Motion for a resolution

Amendment

On checks and balances:

deleted

Or. en

Amendment 407
Csaba Sógor

Motion for a resolution
Paragraph 61 – subheading 2

Motion for a resolution

Amendment

On checks and balances:

deleted

Or. hu

Amendment 408
Frank Engel

Motion for a resolution
Paragraph 61 – indent 4

Motion for a resolution

Amendment

– to restore the right of the Constitutional Court to review all legislation without exception with a view to counterbalancing parliamentary and executive actions and ensuring, through full judicial review, that the Fundamental Law always remains the supreme law of the land;

deleted

Or. en

Amendment 409
Kinga Gál

Motion for a resolution
Paragraph 61 – indent 4

Motion for a resolution

Amendment

– to restore the right of the Constitutional Court to review all legislation without exception with a view to counterbalancing parliamentary and executive actions and ensuring, through full judicial review, that the Fundamental Law always remains the supreme law of the land;

deleted

Or. en

Amendment 410
Edit Bauer

Motion for a resolution
Paragraph 61 – indent 4

Motion for a resolution

Amendment

– to restore the right of the Constitutional Court to review all legislation without exception with a view to counterbalancing parliamentary and executive actions and ensuring, through full judicial review, that the Fundamental Law always remains the supreme law of the land;

deleted

Or. en

Amendment 411
Jean-Pierre Audy

Motion for a resolution
Paragraph 61 – indent 4

Motion for a resolution

Amendment

to restore the right of the Constitutional Court to review all legislation without

deleted

exception with a view to counterbalancing parliamentary and executive actions and ensuring, through full judicial review, that the Fundamental Law always remains the supreme law of the land;

Or. fr

Amendment 412
Csaba Sógor

Motion for a resolution
Paragraph 61 – indent 4

Motion for a resolution

Amendment

to restore the right of the Constitutional Court to review all legislation without exception with a view to counterbalancing parliamentary and executive actions and ensuring, through full judicial review, that the Fundamental Law always remains the supreme law of the land;

deleted

Or. hu

Amendment 413
Csaba Sógor

Motion for a resolution
Paragraph 61 – indent 4

Motion for a resolution

Amendment

to restore the right of the Constitutional Court to review all legislation without exception with a view to counterbalancing parliamentary and executive actions and ensuring, through full judicial review, that the Fundamental Law always remains the supreme law of the land;

deleted

Or. hu

Amendment 414
Juan Fernando López Aguilar

Motion for a resolution
Paragraph 61 – indent 4 a (new)

Motion for a resolution

Amendment

- to strive for consensus when electing the members of the Constitutional Court with a meaningful involvement of the opposition and to ensure that the members of the court are free from political influence.

Or. en

Amendment 415
Kinga Gál

Motion for a resolution
Paragraph 61 – indent 5

Motion for a resolution

Amendment

– to fully restore the prerogatives of the Constitutional Court as the supreme body of constitutional protection, and thus the primacy of the Fundamental Law, by removing from its text the limitations on the Constitutional Court's power to review the constitutionality of any modifications of the Fundamental Law as well as the abolition of two decades of constitutional case-law;

deleted

Or. en

Amendment 416
Frank Engel

Motion for a resolution
Paragraph 61 – indent 5

Motion for a resolution

Amendment

– to fully restore the prerogatives of the Constitutional Court as the supreme body of constitutional protection, and thus the primacy of the Fundamental Law, by removing from its text the limitations on the Constitutional Court's power to review the constitutionality of any modifications of the Fundamental Law as well as the abolition of two decades of constitutional case-law;

deleted

Or. en

Amendment 417
Edit Bauer

Motion for a resolution
Paragraph 61 – indent 5

Motion for a resolution

Amendment

– to fully restore the prerogatives of the Constitutional Court as the supreme body of constitutional protection, and thus the primacy of the Fundamental Law, by removing from its text the limitations on the Constitutional Court's power to review the constitutionality of any modifications of the Fundamental Law as well as the abolition of two decades of constitutional case-law;

deleted

Or. en

Amendment 418
Jean-Pierre Audy

Motion for a resolution
Paragraph 61 – indent 5

Motion for a resolution

Amendment

– to fully restore the prerogatives of the Constitutional Court as the supreme body of constitutional protection, and thus the primacy of the Fundamental Law, by removing from its text the limitations on the Constitutional Court’s power to review the constitutionality of any modifications of the Fundamental Law as well as the abolition of two decades of constitutional case-law;

deleted

Or. fr

Amendment 419
Csaba Sógor

Motion for a resolution
Paragraph 61 – indent 5

Motion for a resolution

Amendment

to fully restore the prerogatives of the Constitutional Court as the supreme body of constitutional protection, and thus the primacy of the Fundamental Law, by removing from its text the limitations on the Constitutional Court’s power to review the constitutionality of any modifications of the Fundamental Law as well as the abolition of two decades of constitutional case-law;

deleted

Or. hu

Amendment 420
Kinga Gál

Motion for a resolution
Paragraph 61 – indent 6

Motion for a resolution

Amendment

– to restore the case-law of the Constitutional Court issued before the entry into force of the Fundamental Law, in particular in the field of fundamental rights¹⁶ ;

deleted

¹⁶ See Working Document n° 5.

Or. en

**Amendment 421
Frank Engel**

**Motion for a resolution
Paragraph 61 – indent 6**

Motion for a resolution

Amendment

– to restore the case-law of the Constitutional Court issued before the entry into force of the Fundamental Law, in particular in the field of fundamental rights¹⁶ ;

deleted

¹⁶ See Working Document n° 5.

Or. en

**Amendment 422
Edit Bauer**

**Motion for a resolution
Paragraph 61 – indent 6**

Motion for a resolution

Amendment

– to restore the case-law of the Constitutional Court issued before the entry into force of the Fundamental Law,

deleted

in particular in the field of fundamental rights¹⁶ ;

¹⁶ *See Working Document n° 5.*

Or. en

Amendment 423
Csaba Sógor

Motion for a resolution
Paragraph 61 – indent 6

Motion for a resolution

Amendment

to restore the case-law of the Constitutional Court issued before the entry into force of the Fundamental Law, in particular in the field of fundamental rights¹⁶;

deleted

¹⁶ *See Working Document No 5.*

Or. hu

Amendment 424
Kinga Gál

Motion for a resolution
Paragraph 61 – indent 6 – footnote 16

Motion for a resolution

Amendment

16. See Working Document n° 5.

deleted

Or. en

Amendment 425
Kinga Gál

Motion for a resolution
Paragraph 61 – indent 7

Motion for a resolution

Amendment

– to restore the prerogatives of the parliament in the budgetary field and thus secure the full democratic legitimacy of budgetary decisions by removing the restriction of parliamentary powers by the non-parliamentary Budget Council;

deleted

Or. en

Amendment 426
Edit Bauer

Motion for a resolution
Paragraph 61 – indent 7

Motion for a resolution

Amendment

– to restore the prerogatives of the parliament in the budgetary field and thus secure the full democratic legitimacy of budgetary decisions by removing the restriction of parliamentary powers by the non-parliamentary Budget Council;

deleted

Or. en

Amendment 427
Csaba Sógor

Motion for a resolution
Paragraph 61 – indent 7

Motion for a resolution

Amendment

to restore the prerogatives of the parliament in the budgetary field and thus secure the full democratic legitimacy of budgetary decisions by removing the restriction of parliamentary powers by the

deleted

non-parliamentary Budget Council;

Or. hu

Amendment 428
Kinga Gál

Motion for a resolution
Paragraph 61 – indent 8

Motion for a resolution

Amendment

– to provide clarifications on how the Hungarian authorities intend to remedy the premature termination of the term of office of senior officials with a view to securing the institutional independence of the data protection authority;

deleted

Or. en

Amendment 429
Edit Bauer

Motion for a resolution
Paragraph 61 – indent 8

Motion for a resolution

Amendment

– to provide clarifications on how the Hungarian authorities intend to remedy the premature termination of the term of office of senior officials with a view to securing the institutional independence of the data protection authority;

deleted

Or. en

Amendment 430
Csaba Sógor

Motion for a resolution
Paragraph 61 – indent 8

Motion for a resolution

Amendment

to provide clarifications on how the Hungarian authorities intend to remedy the premature termination of the term of office of senior officials with a view to securing the institutional independence of the data protection authority;

deleted

Or. hu

Amendment 431
Kinga Gál

Motion for a resolution
Paragraph 61 – subheading 3

Motion for a resolution

Amendment

On the independence of the judiciary:

deleted

Or. en

Amendment 432
Edit Bauer

Motion for a resolution
Paragraph 61 – subheading 3

Motion for a resolution

Amendment

On the independence of the judiciary:

deleted

Or. en

Amendment 433
Csaba Sógor

Motion for a resolution
Paragraph 61 – subheading 3

Motion for a resolution

Amendment

On the independence of the judiciary: *deleted*

Or. hu

Amendment 434
Kinga Gál

Motion for a resolution
Paragraph 61 – indent 9

Motion for a resolution

Amendment

– to fully restore and guarantee the independence of the judiciary by ensuring that the principles of irremovability and guaranteed term of office of judges, the rules governing the structure and composition of the governing bodies of the judiciary, as well as the safeguards on the independence of the Constitutional Court, are enshrined in the Fundamental Law; *deleted*

Or. en

Amendment 435
Edit Bauer

Motion for a resolution
Paragraph 61 – indent 9

Motion for a resolution

Amendment

– to fully restore and guarantee the independence of the judiciary by ensuring that the principles of irremovability and guaranteed term of office of judges, the rules governing the structure and composition of the governing bodies of *deleted*

the judiciary, as well as the safeguards on the independence of the Constitutional Court, are enshrined in the Fundamental Law;

Or. en

Amendment 436
Csaba Sógor

Motion for a resolution
Paragraph 61 – indent 9

Motion for a resolution

Amendment

to fully restore and guarantee the independence of the judiciary by ensuring that the principles of irremovability and guaranteed term of office of judges, the rules governing the structure and composition of the governing bodies of the judiciary, as well as the safeguards on the independence of the Constitutional Court, are enshrined in the Fundamental Law;

deleted

Or. hu

Amendment 437
Frank Engel

Motion for a resolution
Paragraph 61 – indent 9

Motion for a resolution

Amendment

– to fully **restore and** guarantee the independence of the judiciary by ensuring that the principles of irremovability and guaranteed term of office of judges, the rules governing the structure and composition of the governing bodies of the judiciary, as well as the safeguards on the independence of the Constitutional Court,

– to fully guarantee the independence of the judiciary by ensuring that the principles of irremovability and guaranteed term of office of judges, the rules governing the structure and composition of the governing bodies of the judiciary, as well as the safeguards on the independence of the Constitutional Court, are enshrined in the

are enshrined in the Fundamental Law;

Fundamental Law;

Or. en

Amendment 438
Kinga Gál

Motion for a resolution
Paragraph 61 – indent 10

Motion for a resolution

Amendment

– to promptly and correctly implement the above-mentioned decisions of the Court of Justice of the European Union of 6 November 2012 and of the Hungarian Constitutional Court, by enabling the dismissed judges who so wish to be reinstated in their previous positions, including those presiding judges whose original executive posts are no longer vacant;

deleted

Or. en

Amendment 439
Edit Bauer

Motion for a resolution
Paragraph 61 – indent 10

Motion for a resolution

Amendment

– to promptly and correctly implement the above-mentioned decisions of the Court of Justice of the European Union of 6 November 2012 and of the Hungarian Constitutional Court, by enabling the dismissed judges who so wish to be reinstated in their previous positions, including those presiding judges whose original executive posts are no longer vacant;

deleted

Amendment 440
Csaba Sógor

Motion for a resolution
Paragraph 61 – indent 10

Motion for a resolution

Amendment

to promptly and correctly implement the above-mentioned decisions of the Court of Justice of the European Union of 6 November 2012 and of the Hungarian Constitutional Court, by enabling the dismissed judges who so wish to be reinstated in their previous positions, including those presiding judges whose original executive posts are no longer vacant;

deleted

Or. hu

Amendment 441
Kinga Gál

Motion for a resolution
Paragraph 61 – indent 11

Motion for a resolution

Amendment

– to establish objective selection criteria, or to mandate the National Judicial Council to establish such criteria, with a view to ensuring that the rules on the transfer of cases respect the right to a fair trial and the principle of a lawful judge;

deleted

Or. en

Amendment 442
Edit Bauer

Motion for a resolution
Paragraph 61 – indent 11

Motion for a resolution

Amendment

– to establish objective selection criteria, or to mandate the National Judicial Council to establish such criteria, with a view to ensuring that the rules on the transfer of cases respect the right to a fair trial and the principle of a lawful judge;

deleted

Or. en

Amendment 443
Csaba Sógor

Motion for a resolution
Paragraph 61 – indent 11

Motion for a resolution

Amendment

to establish objective selection criteria, or to mandate the National Judicial Council to establish such criteria, with a view to ensuring that the rules on the transfer of cases respect the right to a fair trial and the principle of a lawful judge;

deleted

Or. hu

Amendment 444
Kinga Gál

Motion for a resolution
Paragraph 61 – indent 12

Motion for a resolution

Amendment

– to implement the remaining recommendations laid down in the Venice Commission's opinion No CDL-AD(2012)020 on the cardinal acts on the

deleted

judiciary that were amended following the adoption of Opinion CDL-AD(2012)001;

Or. en

Amendment 445
Edit Bauer

Motion for a resolution
Paragraph 61 – indent 12

Motion for a resolution

Amendment

– to implement the remaining recommendations laid down in the Venice Commission's opinion No CDL-AD(2012)020 on the cardinal acts on the judiciary that were amended following the adoption of Opinion CDL-AD(2012)001;

deleted

Or. en

Amendment 446
Csaba Sógor

Motion for a resolution
Paragraph 61 – indent 12

Motion for a resolution

Amendment

to implement the remaining recommendations laid down in the Venice Commission's opinion No CDL-AD(2012)020 on the cardinal acts on the judiciary that were amended following the adoption of Opinion CDL-AD(2012)001;

deleted

Or. hu

Amendment 447
Juan Fernando López Aguilar

Motion for a resolution
Paragraph 61 – subheading 3 a (new)

Motion for a resolution

Amendment

On the electoral reform

Or. en

Amendment 448
Juan Fernando López Aguilar

Motion for a resolution
Paragraph 61 – indent 12 a (new)

Motion for a resolution

Amendment

***- to ensure balanced representation within
the National Election Committee***

Or. en

Amendment 449
Juan Fernando López Aguilar

Motion for a resolution
Paragraph 61 – indent 12 b (new)

Motion for a resolution

Amendment

***- to invite the Venice Commission and the
OSCE/ ODIHR to carry out a joint
analysis of the comprehensively changed
legal and institutional framework of the
elections and to invite the ODIHR for a
Needs Assessment Mission and a long and
short term election observation.***

Or. en

Amendment 450
Kinga Gál

Motion for a resolution
Paragraph 61 – subheading 4

Motion for a resolution

Amendment

On the media and pluralism:

deleted

Or. en

Amendment 451
Edit Bauer

Motion for a resolution
Paragraph 61 – subheading 4

Motion for a resolution

Amendment

On the media and pluralism:

deleted

Or. en

Amendment 452
Csaba Sógor

Motion for a resolution
Paragraph 61 – subheading 4

Motion for a resolution

Amendment

On the media and pluralism:

deleted

Or. hu

Amendment 453
Kinga Gál

Motion for a resolution
Paragraph 61 – indent 13

Motion for a resolution

Amendment

– to fulfil the commitment to further discuss cooperation activities at expert level on the more long-term perspective of the freedom of the media, building on the most important remaining recommendations of the 2012 legal expertise of the Council of Europe;

deleted

Or. en

Amendment 454

Edit Bauer

Motion for a resolution

Paragraph 61 – indent 13

Motion for a resolution

Amendment

– to fulfil the commitment to further discuss cooperation activities at expert level on the more long-term perspective of the freedom of the media, building on the most important remaining recommendations of the 2012 legal expertise of the Council of Europe;

deleted

Or. en

Amendment 455

Csaba Sógor

Motion for a resolution

Paragraph 61 – indent 13

Motion for a resolution

Amendment

to fulfil the commitment to further discuss cooperation activities at expert level on the more long-term perspective of the freedom of the media, building on the most important remaining

deleted

*recommendations of the 2012 legal
expertise of the Council of Europe;*

Or. hu

Amendment 456
Kinga Gál

Motion for a resolution
Paragraph 61 – indent 14

Motion for a resolution

Amendment

*– to ensure timely and close involvement
of all relevant stakeholders, including
media professionals, opposition parties
and civil society, in any further review of
this legislation, which regulates such a
fundamental aspect of the functioning of
a democratic society, and in the process of
implementation;*

deleted

Or. en

Amendment 457
Edit Bauer

Motion for a resolution
Paragraph 61 – indent 14

Motion for a resolution

Amendment

*– to ensure timely and close involvement
of all relevant stakeholders, including
media professionals, opposition parties
and civil society, in any further review of
this legislation, which regulates such a
fundamental aspect of the functioning of
a democratic society, and in the process of
implementation;*

deleted

Or. en

Amendment 458
Csaba Sógor

Motion for a resolution
Paragraph 61 – indent 14

Motion for a resolution

Amendment

to ensure timely and close involvement of all relevant stakeholders, including media professionals, opposition parties and civil society, in any further review of this legislation, which regulates such a fundamental aspect of the functioning of a democratic society, and in the process of implementation;

deleted

Or. hu

Amendment 459
Kinga Gál

Motion for a resolution
Paragraph 61 – indent 15

Motion for a resolution

Amendment

– to observe the positive obligation arising from European Court of Human Rights jurisprudence under Article 10 ECHR to protect freedom of expression as one of the preconditions for a functioning democracy;

deleted

Or. en

Amendment 460
Edit Bauer

Motion for a resolution
Paragraph 61 – indent 15

Motion for a resolution

Amendment

– to observe the positive obligation arising from European Court of Human Rights jurisprudence under Article 10 ECHR to protect freedom of expression as one of the preconditions for a functioning democracy; *deleted*

Or. en

**Amendment 461
Csaba Sógor**

**Motion for a resolution
Paragraph 61 – indent 15**

Motion for a resolution

Amendment

to observe the positive obligation arising from European Court of Human Rights jurisprudence under Article 10 ECHR to protect freedom of expression as one of the preconditions for a functioning democracy; *deleted*

Or. hu

**Amendment 462
Kinga Gál**

**Motion for a resolution
Paragraph 61 – indent 16**

Motion for a resolution

Amendment

– to respect, guarantee, protect and promote the fundamental right to freedom of expression and information, as well as media freedom and pluralism, and to refrain from developing or supporting mechanisms that threaten media freedom and journalistic and editorial *deleted*

independence;

Or. en

Amendment 463
Edit Bauer

Motion for a resolution
Paragraph 61 – indent 16

Motion for a resolution

Amendment

– to respect, guarantee, protect and promote the fundamental right to freedom of expression and information, as well as media freedom and pluralism, and to refrain from developing or supporting mechanisms that threaten media freedom and journalistic and editorial independence;

deleted

Or. en

Amendment 464
Frank Engel

Motion for a resolution
Paragraph 61 – indent 16

Motion for a resolution

Amendment

– to respect, guarantee, protect and promote the fundamental right to freedom of expression and information, as well as media freedom and pluralism, and to refrain from developing or supporting mechanisms that threaten media freedom and journalistic and editorial independence;

deleted

Or. en

Amendment 465
Csaba Sógor

Motion for a resolution
Paragraph 61 – indent 16

Motion for a resolution

Amendment

to respect, guarantee, protect and promote the fundamental right to freedom of expression and information, as well as media freedom and pluralism, and to refrain from developing or supporting mechanisms that threaten media freedom and journalistic and editorial independence; *deleted*

Or. hu

Amendment 466
Kinga Gál

Motion for a resolution
Paragraph 61 – indent 17

Motion for a resolution

Amendment

– to make sure that legally binding procedures and mechanisms are in place for the selection and appointment of heads of public media, management boards, media councils and regulatory bodies, in line with the principles of independence, integrity, experience and professionalism, representation of the entire political and social spectrum, legal certainty and continuity; *deleted*

Or. en

Amendment 467
Edit Bauer

Motion for a resolution
Paragraph 61 – indent 17

Motion for a resolution

Amendment

– to make sure that legally binding procedures and mechanisms are in place for the selection and appointment of heads of public media, management boards, media councils and regulatory bodies, in line with the principles of independence, integrity, experience and professionalism, representation of the entire political and social spectrum, legal certainty and continuity;

deleted

Or. en

Amendment 468
Csaba Sógor

Motion for a resolution
Paragraph 61 – indent 17

Motion for a resolution

Amendment

to make sure that legally binding procedures and mechanisms are in place for the selection and appointment of heads of public media, management boards, media councils and regulatory bodies, in line with the principles of independence, integrity, experience and professionalism, representation of the entire political and social spectrum, legal certainty and continuity;

deleted

Or. hu

Amendment 469
Renate Weber

Motion for a resolution
Paragraph 61 – indent 17

Motion for a resolution

– to make sure that legally binding procedures and mechanisms are in place for the selection and appointment of heads of public media, management boards, media councils and regulatory bodies, in line with the principles of independence, integrity, experience and professionalism, representation of the entire political and social spectrum, legal certainty and continuity;

Amendment

– to make sure that **objective**, legally binding procedures and mechanisms are in place for the selection and appointment of heads of public media, management boards, media councils and regulatory bodies, in line with the principles of independence, integrity, experience and professionalism, representation of the entire political and social spectrum, legal certainty and continuity;

Or. en

Amendment 470
Kinga Gál

Motion for a resolution
Paragraph 61 – indent 18

Motion for a resolution

– to provide legal guarantees regarding full protection of the confidentiality of sources principle and to strictly apply European Court of Human Rights-related case-law;

Amendment

deleted

Or. en

Amendment 471
Edit Bauer

Motion for a resolution
Paragraph 61 – indent 18

Motion for a resolution

– to provide legal guarantees regarding full protection of the confidentiality of sources principle and to strictly apply European Court of Human Rights-related

Amendment

deleted

case-law;

Or. en

Amendment 472

Csaba Sógor

Motion for a resolution

Paragraph 61 – indent 18

Motion for a resolution

Amendment

to provide legal guarantees regarding full protection of the confidentiality of sources principle and to strictly apply European Court of Human Rights-related case-law;

deleted

Or. hu

Amendment 473

Kinga Gál

Motion for a resolution

Paragraph 61 – indent 19

Motion for a resolution

Amendment

– to ensure that rules relating to political information throughout the audiovisual media sector guarantee fair access to different political competitors, opinions and viewpoints, in particular on the occasion of elections and referendums, allowing citizens to form their own opinions without undue influence from one dominant opinion-forming power;

deleted

Or. en

Amendment 474

Edit Bauer

Motion for a resolution
Paragraph 61 – indent 19

Motion for a resolution

Amendment

– to ensure that rules relating to political information throughout the audiovisual media sector guarantee fair access to different political competitors, opinions and viewpoints, in particular on the occasion of elections and referendums, allowing citizens to form their own opinions without undue influence from one dominant opinion-forming power;

deleted

Or. en

Amendment 475
Csaba Sógor

Motion for a resolution
Paragraph 61 – indent 19

Motion for a resolution

Amendment

to ensure that rules relating to political information throughout the audiovisual media sector guarantee fair access to different political competitors, opinions and viewpoints, in particular on the occasion of elections and referendums, allowing citizens to form their own opinions without undue influence from one dominant opinion-forming power;

deleted

Or. hu

Amendment 476
Kinga Gál

Motion for a resolution
Paragraph 61 – subheading 5

Motion for a resolution *Amendment*
On respect for fundamental rights ***deleted***
Or. en

Amendment 477
Frank Engel

Motion for a resolution
Paragraph 61 – subheading 5

Motion for a resolution *Amendment*
On respect for fundamental rights ***deleted***
Or. en

Amendment 478
Edit Bauer

Motion for a resolution
Paragraph 61 – subheading 5

Motion for a resolution *Amendment*
On respect for fundamental rights ***deleted***
Or. en

Amendment 479
Csaba Sógor

Motion for a resolution
Paragraph 61 – subheading 5

Motion for a resolution *Amendment*
On respect for fundamental rights ***deleted***
Or. hu

Amendment 480
Renate Weber

Motion for a resolution
Paragraph 61 – subheading 5

Motion for a resolution

Amendment

On respect for *fundamental rights*

On respect for *rights of persons belonging to minorities*

Or. en

Amendment 481
Kinga Gál

Motion for a resolution
Paragraph 61 – indent 20

Motion for a resolution

Amendment

– to take positive action to ensure that the fundamental rights of all persons, including persons belonging to minorities, are respected;

deleted

Or. en

Amendment 482
Frank Engel

Motion for a resolution
Paragraph 61 – indent 20

Motion for a resolution

Amendment

– to take positive action to ensure that the fundamental rights of all persons, including persons belonging to minorities, are respected;

deleted

Or. en

Amendment 483
Edit Bauer

Motion for a resolution
Paragraph 61 – indent 20

Motion for a resolution

Amendment

– to take positive action to ensure that the fundamental rights of all persons, including persons belonging to minorities, are respected;

deleted

Or. en

Amendment 484
Csaba Sógor

Motion for a resolution
Paragraph 61 – indent 20

Motion for a resolution

Amendment

to take positive action to ensure that the fundamental rights of all persons, including persons belonging to minorities, are respected;

deleted

Or. hu

Amendment 485
Livia Járóka

Motion for a resolution
Paragraph 61 – indent 20

Motion for a resolution

Amendment

*– to **take** positive **action** to ensure that the fundamental rights of all persons, including persons belonging to minorities, are respected;*

*– to **continue taking** positive **actions** to ensure that the fundamental rights of all persons, including persons belonging to minorities, are respected;*

Amendment 486
Sylvie Guillaume

Motion for a resolution
Paragraph 61 – indent 20

Motion for a resolution

– to take positive action to ensure that the fundamental rights of all persons, including persons belonging to minorities, are respected;

Amendment

– to take positive action to ensure that the fundamental rights of all persons, including persons belonging to minorities *and homeless persons*, are respected;

Or. fr

Amendment 487
Claude Moraes, Sarah Ludford, Cecilia Wikström, Josef Weidenholzer, Juan Fernando López Aguilar, Boris Zala, Hannu Takkula

Motion for a resolution
Paragraph 61 – indent 20

Motion for a resolution

– to take positive action to ensure that the fundamental rights of all persons, including persons belonging to minorities, are respected;

Amendment

– to take positive action *and effective measures* to ensure that the fundamental rights of all persons, including persons belonging to minorities, are respected;

Or. en

Amendment 488
Gianni Vattimo

Motion for a resolution
Paragraph 61 – indent 20

Motion for a resolution

– to take positive action to ensure that the

Amendment

– to take positive action to ensure that the

fundamental rights of all persons, including persons belonging to minorities, are respected;

fundamental rights of all persons, including persons belonging to minorities, are respected; ***to review the definition of 'family' and the provision enabling the criminalization of homeless persons in the Fundamental Law;***

Or. en

Amendment 489
Marie-Christine Vergiat

Motion for a resolution
Paragraph 61 – indent 20

Motion for a resolution

– to take positive action to ensure that the fundamental rights of all persons, including persons belonging to minorities, are respected;

Amendment

– to take positive action to ensure that the fundamental rights of all persons, including persons belonging to minorities, are respected, ***and take the necessary action to ensure that the measures adopted are implemented by all public authorities;***

Or. fr

Amendment 490
Josef Weidenholzer, Birgit Sippel

Motion for a resolution
Paragraph 61 – indent 20 a (new)

Motion for a resolution

- calls on the Hungarian Government to do all in its power to strengthen the mechanism for social dialogue and comprehensive consultation and to guarantee the rights associated with this.

Or. de

Amendment 491
Josef Weidenholzer, Birgit Sippel

Motion for a resolution
Paragraph 61 – indent 20 b (new)

Motion for a resolution

Amendment

- calls on the Hungarian Government to increase its efforts to integrate the Roma and to lay down targeted measures to ensure their protection. Racist threats directed at the Roma must be unequivocally and resolutely repelled.

Or. de

Amendment 492
Kinga Gál

Motion for a resolution
Paragraph 61 – subheading 6

Motion for a resolution

Amendment

On the freedom of religion and the recognition of churches:

deleted

Or. en

Amendment 493
Frank Engel

Motion for a resolution
Paragraph 61 – subheading 6

Motion for a resolution

Amendment

On the freedom of religion and the recognition of churches:

deleted

Or. en

Amendment 494
Edit Bauer

Motion for a resolution
Paragraph 61 – subheading 6

Motion for a resolution

Amendment

***On the freedom of religion and the
recognition of churches:***

deleted

Or. en

Amendment 495
Csaba Sógor

Motion for a resolution
Paragraph 61 – subheading 6

Motion for a resolution

Amendment

***On the freedom of religion and the
recognition of churches:***

deleted

Or. hu

Amendment 496
Kinga Gál

Motion for a resolution
Paragraph 61 – indent 21

Motion for a resolution

Amendment

***– to establish clear, neutral and impartial
requirements and institutional procedures
for the recognition of religious
organisations as churches which respect
the duty of the State to remain neutral
and impartial in its relations with the
various religions and beliefs and to
provide effective means of redress in cases
of non-recognition or lack of a decision in
line with the constitutional requirements***

deleted

*set out in the above-mentioned Decision
6/2013 of the Constitutional Court;*

Or. en

Amendment 497
Frank Engel

Motion for a resolution
Paragraph 61 – indent 21

Motion for a resolution

Amendment

*– to establish clear, neutral and impartial
requirements and institutional procedures
for the recognition of religious
organisations as churches which respect
the duty of the State to remain neutral
and impartial in its relations with the
various religions and beliefs and to
provide effective means of redress in cases
of non-recognition or lack of a decision in
line with the constitutional requirements
set out in the above-mentioned Decision
6/2013 of the Constitutional Court;*

deleted

Or. en

Amendment 498
Edit Bauer

Motion for a resolution
Paragraph 61 – indent 21

Motion for a resolution

Amendment

*– to establish clear, neutral and impartial
requirements and institutional procedures
for the recognition of religious
organisations as churches which respect
the duty of the State to remain neutral
and impartial in its relations with the
various religions and beliefs and to
provide effective means of redress in cases*

deleted

of non-recognition or lack of a decision in line with the constitutional requirements set out in the above-mentioned Decision 6/2013 of the Constitutional Court;

Or. en

Amendment 499
Csaba Sógor

Motion for a resolution
Paragraph 61 – indent 21

Motion for a resolution

Amendment

to establish clear, neutral and impartial requirements and institutional procedures for the recognition of religious organisations as churches which respect the duty of the State to remain neutral and impartial in its relations with the various religions and beliefs and to provide effective means of redress in cases of non-recognition or lack of a decision in line with the constitutional requirements set out in the above-mentioned Decision 6/2013 of the Constitutional Court;

deleted

Or. hu

Amendment 500
Csaba Sógor

Motion for a resolution
Heading III - Subheading 6

Motion for a resolution

Amendment

Recommendations to the EU institutions on setting up a new mechanism to effectively enforce Article 2 TEU

deleted

Or. hu

Amendment 501
Kinga Gál

Motion for a resolution
Paragraph 63

Motion for a resolution

63. Firmly requests that Member States be regularly assessed on their continued compliance with the fundamental values of the Union and the requirements of democracy and the rule of law;

Amendment

63. Firmly requests that Member States be regularly assessed on their continued compliance with the fundamental values of the Union and the requirements of democracy and the rule of law ***without pointing at a single Member State and not dealing with the others where similar concerns could be raised; firmly requests furthermore that similar situations in Member States should be monitored along the same pattern, otherwise the principle of equality of the Member States before the Treaties is not respected;***

Or. en

Amendment 502
Frank Engel

Motion for a resolution
Paragraph 63

Motion for a resolution

63. ***Firmly requests*** that Member States be regularly assessed on their continued compliance with the fundamental values of the Union and the requirements of democracy and the rule of law;

Amendment

63. ***Deems appropriate*** that Member States be regularly assessed on their continued compliance with the fundamental values of the Union and the requirements of democracy and the rule of law ***bearing in mind that such an assessment must be founded on a commonly accepted European understanding of constitutional and legal dynamic;***

Or. en

Amendment 503
Kinga Gál

Motion for a resolution
Paragraph 64

Motion for a resolution

64. Calls for closer cooperation between Union institutions and other international bodies, particularly with the Council of Europe and the Venice Commission, and for use to be made of their expertise in upholding the principles of democracy, human rights and the rule of law;

Amendment

64. Calls for closer cooperation between Union institutions and other international bodies, particularly with the Council of Europe and the Venice Commission, and for use to be made of their expertise in upholding the principles of democracy, human rights and the rule of law; ***stresses however that the Venice Commission is a consultative body of the Council of Europe submitting recommendations to the Council of Europe Member States, which recommendations were not compulsory on those Member States so far;***

Or. en

Amendment 504
Kinga Gál

Motion for a resolution
Paragraph 65

Motion for a resolution

65. Acknowledges and welcomes the initiatives undertaken, the analysis conducted and the recommendations issued by the Council of Europe, in particular its Secretary General, Parliamentary Assembly and Commissioner for Human Rights and the Venice Commission;

Amendment

deleted

Or. en

Amendment 505
Kinga Gál

Motion for a resolution
Paragraph 66

Motion for a resolution

66. Calls on all EU institutions to launch a joint reflection and debate – as also requested by the Ministers of Foreign Affairs of Germany, Netherlands, Denmark and Finland in their above-mentioned letter to Commission President – on how to equip the Union with the necessary tools for it to fulfil its Treaty obligations on democracy, the rule of law and fundamental rights, while avoiding any risks of applying double standards *between* its Member States;

Amendment

66. Calls on all EU institutions to launch a joint reflection and debate – as also requested by the Ministers of Foreign Affairs of Germany, Netherlands, Denmark and Finland in their above-mentioned letter to Commission President – on how to equip the Union with the necessary tools for it to fulfil its Treaty obligations on democracy, the rule of law and fundamental rights, while avoiding any risks of applying double standards *towards* its Member States *otherwise the principle of equality of the Member States before the Treaties is not respected*;

Or. en

Amendment 506
Kinga Gál

Motion for a resolution
Paragraph 68

Motion for a resolution

68. Given the current institutional mechanism laid down in Article 7 TEU, reiterates the calls it made, in its resolution of 12 December 2012 on the situation of fundamental rights in the European Union (2010-2011), for the establishment of a new mechanism ('Copenhagen high-level group') to ensure compliance by all Member States with the common values enshrined in Article 2 TEU;

Amendment

deleted

Amendment 507
Frank Engel

Motion for a resolution
Paragraph 68

Motion for a resolution

Amendment

68. Given the current institutional mechanism laid down in Article 7 TEU, reiterates the calls it made, in its resolution of 12 December 2012 on the situation of fundamental rights in the European Union (2010-2011), for the establishment of a new mechanism ('Copenhagen high-level group') to ensure compliance by all Member States with the common values enshrined in Article 2 TEU;

deleted

Or. en

Amendment 508

Renate Weber, Sophia in 't Veld, Nils Torvalds, Sarah Ludford, Gianni Vattimo, Louis Michel, Cecilia Wikström

Motion for a resolution
Paragraph 68

Motion for a resolution

Amendment

68. Given the current institutional mechanism laid down in Article 7 TEU, reiterates the calls it made, in its resolution of 12 December 2012 on the situation of fundamental rights in the European Union (2010-2011), for the establishment of a new mechanism ('Copenhagen high-level group') to ensure compliance by all Member States with the common values enshrined in Article 2 TEU;

68. Given the current institutional mechanism laid down in Article 7 TEU, reiterates the calls it made, in its resolution of 12 December 2012 on the situation of fundamental rights in the European Union (2010□2011), for the establishment of a new mechanism (***which could take the form of a strengthened Commission-FRA monitoring, evaluation and recommendation exercise and a strengthened Commission-Council-***

European Parliament-Member States dialogue on measures to be taken, a 'Copenhagen high-level group', a "wise men group" as precedently foreseen by the Treaties, an Article 70 TFEU evaluation, etc) to ensure compliance by all Member States with the common values enshrined in Article 2 TEU;

Or. en

Amendment 509

Kinga Gál

Motion for a resolution

Paragraph 69

Motion for a resolution

Amendment

69. Reiterates that the setting-up of such a mechanism could involve the rethinking of the mandate of the European Union Agency for Fundamental Rights, which should be enhanced to include regular monitoring of Member States' compliance with Article 2 of the TEU;

deleted

Or. en

Amendment 510

Frank Engel

Motion for a resolution

Paragraph 69

Motion for a resolution

Amendment

69. Reiterates that the setting-up of such a mechanism could involve the rethinking of the mandate of the European Union Agency for Fundamental Rights, which should be enhanced to include regular monitoring of Member States' compliance with Article 2 of the TEU;

deleted

Amendment 511

Renate Weber, Sophia in 't Veld, Nils Torvalds, Sarah Ludford, Gianni Vattimo, Louis Michel, Cecilia Wikström

Motion for a resolution

Paragraph 69

Motion for a resolution

69. **Reiterates** that the *setting-up* of such a mechanism **could involve the rethinking of the mandate of** the European Union Agency for Fundamental Rights, which should **be enhanced to include** regular monitoring **of** Member States' compliance with Article 2 of the TEU;

Amendment

69. **Believes** that the *setting-up* of such a mechanism **should fully involve** the European Union Agency for Fundamental Rights, which should **carry out horizontal and** regular monitoring **and evaluation of EU and** Member States' compliance with Article 2 of the TEU; **reiterates its request to review the mandate of the FRA to strengthen its competences and powers;**

Amendment 512

Frank Engel

Motion for a resolution

Paragraph 70

Motion for a resolution

70. **Reiterates that, in any case, this new mechanism has to be independent from political influence, swift and effective;**

Amendment

deleted

Amendment 513

Kinga Gál

Motion for a resolution

Paragraph 70

Motion for a resolution

70. Reiterates that, ***in any case, this new mechanism has to*** be independent from political influence, ***swift and effective***;

Amendment

70. Reiterates that ***all kinds of mechanism of the European Union which relates to monitoring of Member States should*** be independent from political influence;

Or. en

Amendment 514

Frank Engel

Motion for a resolution

Paragraph 71 - introductory part

Motion for a resolution

71. Recommends that this mechanism serve to:

Amendment

deleted

Or. en

Amendment 515

Frank Engel

Motion for a resolution

Paragraph 71 – indent 1

Motion for a resolution

– regularly monitor respect for fundamental rights, the state of democracy and the rule of law in all Member States while fully respecting national constitutional traditions;

Amendment

deleted

Or. en

Amendment 516

Frank Engel

Motion for a resolution
Paragraph 71 – indent 2

Motion for a resolution

Amendment

– conduct such monitoring uniformly in all Member States to avoid any risks of double standards between its Member States; *deleted*

Or. en

Amendment 517
Frank Engel

Motion for a resolution
Paragraph 71 – indent 3

Motion for a resolution

Amendment

– warn the EU at an early stage about any risks of deterioration of the values enshrined in Article 2 TEU; *deleted*

Or. en

Amendment 518
Frank Engel

Motion for a resolution
Paragraph 71 – indent 4

Motion for a resolution

Amendment

– issue recommendations to the EU institutions and Member States on how to respond and remedy any deterioration of the values enshrined in Article 2 TEU; *deleted*

Or. en

Amendment 519
Kinga Gál

Motion for a resolution
Paragraph 72

Motion for a resolution

Amendment

72. Instructs its committee responsible for the protection within the territory of the Union of citizens' rights, human rights and fundamental rights, and for determining clear risks of a serious breach by a Member State of the common principles, to submit a detailed proposal in the form of a report to the Conference of Presidents and to the Plenary; *deleted*

Or. en

Amendment 520
Frank Engel

Motion for a resolution
Paragraph 72

Motion for a resolution

Amendment

72. Instructs its committee responsible for the protection within the territory of the Union of citizens' rights, human rights and fundamental rights, and for determining clear risks of a serious breach by a Member State of the common principles, to submit a detailed proposal in the form of a report to the Conference of Presidents and to the Plenary; *deleted*

Or. en

Amendment 521
Renate Weber, Sophia in 't Veld, Nils Torvalds, Sarah Ludford, Gianni Vattimo, Louis Michel, Cecilia Wikström

Motion for a resolution
Paragraph 72

Motion for a resolution

72. Instructs its committee responsible for the protection within the territory of the Union of citizens' rights, human rights and fundamental rights, and for determining clear risks of a serious breach by a Member State of the common principles, to submit a detailed proposal in the form of a report to the Conference of Presidents and to the Plenary;

Amendment

72. Calls on the Council to act pursuant to Article 7(1) of the Treaty on European Union, Rule 74e of the European Parliament Rules of Procedure and on the basis of the present detailed proposal and specific report to Plenary;

Or. en

Amendment 522

Renate Weber, Sophia in 't Veld, Nils Torvalds, Sarah Ludford, Gianni Vattimo, Louis Michel, Cecilia Wikström

Motion for a resolution
Paragraph 72 a (new)

Motion for a resolution

72a. invites also Member States and the European Commission, pursuant to Article 7(1) TEU to take up their responsibilities and issue reasoned proposals for the Council in the view of the determination that there is a clear risk of a serious breach by Hungary of the values referred to in Article 2, hear the Member State in question and address recommendations to it;

Amendment

Or. en

Amendment 523

Renate Weber, Sophia in 't Veld, Nils Torvalds, Sarah Ludford, Gianni Vattimo, Louis Michel, Cecilia Wikström

Motion for a resolution
Paragraph 72 b (new)

Motion for a resolution

Amendment

72b. Instructs its committee responsible for the protection within the territory of the Union of citizens' rights, human rights and fundamental rights, and for determining clear risks of a serious breach by a Member State of the common principles, as well as its committee responsible for the determination of the existence of a serious and persistent breach by a Member State of the principles common to the Member States, to follow up the developments of the situation in Hungary;

Or. en

Amendment 524
Frank Engel

Motion for a resolution
Paragraph 73

Motion for a resolution

Amendment

73. Emphasises that this mechanism shall not interfere with, nor duplicate, the work carried out by the Council of Europe and other international bodies, but shall operate in full cooperation with them;

deleted

Or. en

Amendment 525
Kinga Gál

Motion for a resolution
Paragraph 74

Motion for a resolution

Amendment

74. Intends to convene a Conference on this issue, before the end of 2013, that brings together representatives from the Member States, the European institutions, the Council of Europe, national Constitutional and Supreme Courts, the Court of Justice of the European Union and the European Court of Human Rights; *deleted*

Or. en

**Amendment 526
Frank Engel**

**Motion for a resolution
Paragraph 74**

Motion for a resolution

Amendment

74. Intends to convene a Conference on this issue, before the end of 2013, that brings together representatives from the Member States, the European institutions, the Council of Europe, national Constitutional and Supreme Courts, the Court of Justice of the European Union and the European Court of Human Rights; *deleted*

Or. en

**Amendment 527
Kinga Gál**

**Motion for a resolution
Heading IV**

Motion for a resolution

Amendment

IV- Follow-up *deleted*

Amendment 528
Edit Bauer

Motion for a resolution
Heading IV

Motion for a resolution

Amendment

IV- Follow-up

deleted

Or. en

Amendment 529
Edit Bauer

Motion for a resolution
Paragraph 75

Motion for a resolution

Amendment

75. Calls on the Hungarian authorities to inform Parliament, the Commission, the Council Presidency and the Council of Europe of the procedure and the calendar they intend to follow for the implementation of the recommendations contained in paragraph 61;

deleted

Or. en

Amendment 530
Kinga Gál, Livia Járóka

Motion for a resolution
Paragraph 75

Motion for a resolution

Amendment

75. Calls on the Hungarian authorities to inform Parliament, the Commission, the

deleted

Council Presidency and the Council of Europe of the procedure and the calendar they intend to follow for the implementation of the recommendations contained in paragraph 61;

Or. en

Amendment 531
Csaba Sógor

Motion for a resolution
Paragraph 75

Motion for a resolution

Amendment

75. Calls on the Hungarian authorities to inform Parliament, the Commission, the Council Presidency and the Council of Europe of the procedure and the calendar they intend to follow for the implementation of the recommendations contained in paragraph 61;

deleted

Or. hu

Amendment 532
Frank Engel

Motion for a resolution
Paragraph 75

Motion for a resolution

Amendment

75. Calls on the Hungarian authorities to inform Parliament, the Commission, the Council Presidency and the Council of Europe ***of the procedure and the calendar they intend to follow*** for the implementation of the ***recommendations contained in paragraph 61;***

75. Calls on the Hungarian authorities to inform Parliament, the Commission, the Council Presidency and the Council of Europe ***on*** the implementation of the ***requested measures;***

Or. en

Amendment 533
Jean-Pierre Audy

Motion for a resolution
Paragraph 75

Motion for a resolution

75. Calls on the Hungarian authorities to inform Parliament, the Commission, the Council *Presidency* and the Council of Europe of the procedure and the calendar they intend to follow for the implementation of the recommendations contained in paragraph 61;

Amendment

75. Calls on the Hungarian authorities to inform Parliament, the Commission, the *Presidencies of the Council and of the European Council*, and the Council of Europe, of the procedure and the calendar they intend to follow for the implementation of the recommendations contained in paragraph 61;

Or. fr

Amendment 534
Ágnes Hankiss

Motion for a resolution
Paragraph 75 – subparagraph 1 (new)

Motion for a resolution

Amendment

I suggest that the entire report should be dismissed and removed from the agenda.

Or. en

Amendment 535
Ágnes Hankiss

Motion for a resolution
Paragraph 75 a (new)

Motion for a resolution

Amendment

75a. I suggest that the entire report should be dismissed and removed from

the agenda.

Or. en

Amendment 536

Edit Bauer

Motion for a resolution

Paragraph 76

Motion for a resolution

Amendment

76. Invites the Commission and the Council to each designate a representative who, together with the Parliament's rapporteur ('Article 2 Trilogue'), will carry out an assessment of the information sent by the Hungarian authorities on the implementation of the recommendations contained in paragraph 61;

deleted

Or. en

Amendment 537

Kinga Gál, Lívia Járóka

Motion for a resolution

Paragraph 76

Motion for a resolution

Amendment

76. Invites the Commission and the Council to each designate a representative who, together with the Parliament's rapporteur ('Article 2 Trilogue'), will carry out an assessment of the information sent by the Hungarian authorities on the implementation of the recommendations contained in paragraph 61;

deleted

Or. en

Amendment 538
Csaba Sógor

Motion for a resolution
Paragraph 76

Motion for a resolution

Amendment

76. Invites the Commission and the Council to each designate a representative who, together with the Parliament's rapporteur ('Article 2 Trilogue'), will carry out an assessment of the information sent by the Hungarian authorities on the implementation of the recommendations contained in paragraph 61;

deleted

Or. hu

Amendment 539
Marie-Christine Vergiat

Motion for a resolution
Paragraph 76

Motion for a resolution

Amendment

76. Invites the Commission and the Council to each designate a representative who, together with the Parliament's rapporteur ('Article 2 Trilogue'), will carry out an assessment of the information sent by the Hungarian authorities on the implementation of the recommendations contained in paragraph 61;

76. Invites the Commission and the Council to each designate a representative who, together with the Parliament's rapporteur **and shadow rapporteurs** ('Article 2 Trilogue'), will carry out an assessment of the information sent by the Hungarian authorities on the implementation of the recommendations contained in paragraph 61;

Or. fr

Amendment 540
Frank Engel

Motion for a resolution
Paragraph 76

Motion for a resolution

76. Invites the Commission **and the Council to each designate a representative who, together with the Parliament's rapporteur ('Article 2 Trilogue'), will carry out an assessment of the information sent by the Hungarian authorities on the implementation of the *recommendations contained in paragraph 61;***

Amendment

76. Invites the Commission **to** carry out an assessment of the information sent by the Hungarian authorities on the implementation of the ***requested measures;***

Or. en

Amendment 541
Rui Tavares

Motion for a resolution
Paragraph 76

Motion for a resolution

76. Invites the Commission and the Council to each designate a representative who, together with the Parliament's rapporteur ('Article 2 Trilogue'), will carry out an assessment of the information sent by the Hungarian authorities on the implementation of the recommendations contained in paragraph 61;

Amendment

76. Invites the Commission and the Council to each designate a representative who, together with the Parliament's rapporteur ('Article 2 Trilogue'), will carry out an assessment of the information sent by the Hungarian authorities on the implementation of the recommendations contained in paragraph 61, ***as well as follow up on future possible modifications ensuring their compliance with Article 2;***

Or. en

Amendment 542
Frank Engel

Motion for a resolution
Paragraph 77

Motion for a resolution

Amendment

77. Asks the Conference of Presidents to activate the mechanism laid down in Article 7(1) TEU in case the replies from the Hungarian authorities to the above-mentioned recommendations do not comply with the requirements of Article 2 TEU;

deleted

Or. en

**Amendment 543
Kinga Gál**

**Motion for a resolution
Paragraph 77**

Motion for a resolution

Amendment

77. Asks the Conference of Presidents to activate the mechanism laid down in Article 7(1) TEU in case the replies from the Hungarian authorities to the above-mentioned recommendations do not comply with the requirements of Article 2 TEU;

deleted

Or. en

**Amendment 544
Edit Bauer**

**Motion for a resolution
Paragraph 77**

Motion for a resolution

Amendment

77. Asks the Conference of Presidents to activate the mechanism laid down in Article 7(1) TEU in case the replies from the Hungarian authorities to the above-mentioned recommendations do not

deleted

comply with the requirements of Article 2 TEU;

Or. en

Amendment 545
Csaba Sógor

Motion for a resolution
Paragraph 77

Motion for a resolution

Amendment

77. Asks the Conference of Presidents to activate the mechanism laid down in Article 7(1) TEU in case the replies from the Hungarian authorities to the above-mentioned recommendations do not comply with the requirements of Article 2 TEU;

deleted

Or. hu

Amendment 546
Jean-Pierre Audy

Motion for a resolution
Paragraph 77

Motion for a resolution

Amendment

77. Asks the Conference of Presidents to activate the mechanism laid down in Article 7(1) TEU in case the replies from the Hungarian authorities to the above-mentioned recommendations do not comply with the requirements of Article 2 TEU;

77. Asks the Conference of Presidents to activate the mechanism laid down in Article 7(1) TEU in case the replies from the Hungarian authorities to the above-mentioned recommendations do not comply with the requirements of Article 2 TEU *as duly established by an interpretation of the Court of Justice of the European Union;*

Or. fr

Amendment 547

Renate Weber, Sophia in 't Veld, Nils Torvalds, Sarah Ludford, Gianni Vattimo, Louis Michel, Cecilia Wikström

Motion for a resolution

Paragraph 77

Motion for a resolution

77. *Asks the Conference of Presidents to activate the mechanism laid down in Article 7(1) TEU in case the replies from the Hungarian authorities to the above-mentioned recommendations do not comply with the requirements of Article 2 TEU;*

Amendment

77. *Calls the Commission and Member States to activate Article 7(2) TEU, shall the Hungarian authorities fail to comply with the requirements of Article 2 TEU and with the above-mentioned concerns and recommendations;*

Or. en

Amendment 548

Marie-Christine Vergiat

Motion for a resolution

Paragraph 77

Motion for a resolution

77. *Asks the Conference of Presidents to activate the mechanism laid down in Article 7(1) TEU in case the replies from the Hungarian authorities to the above-mentioned recommendations do not comply with the requirements of Article 2 TEU;*

Amendment

77. *Asks the Conference of Presidents to activate the mechanism laid down in Article 7(1) TEU in case the replies from the Hungarian authorities do not comply with the above-mentioned recommendations;*

Or. fr

Amendment 549

Kinga Gál

Motion for a resolution

Paragraph 78

Motion for a resolution

78. Instructs its President to forward this resolution to the Parliament, President and Government of Hungary, to the ***Presidents of the Constitutional Court and the Kúria, to the*** Council, the Commission, the governments and parliaments of the Member States ***and the candidate countries***, the Fundamental Rights Agency, the Council of Europe, ***the OSCE and the U.S. Secretary of State.***

Amendment

78. Instructs its President to forward this resolution to the Parliament, President and Government of Hungary, to the Council, the Commission, the governments and parliaments of the Member States, the Fundamental Rights Agency, ***and*** the Council of Europe;

Or. en

Amendment 550
Jean-Pierre Audy

Motion for a resolution
Paragraph 78

Motion for a resolution

78. Instructs its President to forward this resolution to the Parliament, President and Government of Hungary, to the Presidents of the Constitutional Court and the Kúria, to the Council, the Commission, the governments and parliaments of the Member States and the candidate countries, the Fundamental Rights Agency, the Council of Europe, the OSCE and the U.S. Secretary of State.

Amendment

78. Instructs its President to forward this resolution to the Parliament, President and Government of Hungary, to the Presidents of the Constitutional Court and the Kúria, to the Council, ***the European Council***, the Commission, the governments and parliaments of the Member States and the candidate countries, the Fundamental Rights Agency, the Council of Europe, the OSCE and the U.S. Secretary of State.

Or. fr

Amendment 551
Csaba Sógor

Motion for a resolution
Paragraph 78

Motion for a resolution

78. Instructs its President to forward this

Amendment

78. Instructs its President to forward this

resolution to the Parliament, President and Government of Hungary, to the Presidents of the Constitutional Court and the Kúria, to the Council, the Commission, the governments and parliaments of the Member States and the candidate countries, the Fundamental Rights Agency, the Council of Europe, the OSCE *and the U.S. Secretary of State.*

resolution to the Parliament, President and Government of Hungary, to the Presidents of the Constitutional Court and the Kúria, to the Council, the Commission, the governments and parliaments of the Member States and the candidate countries, the Fundamental Rights Agency, the Council of Europe *and* the OSCE.

Or. hu