

5.3.2014

A7-0149/39

**Amendment 39**  
**Philippe Lamberts,**  
on behalf of the Verts/ALE Group

**Report**  
**Othmar Karas, Liem Hoang Ngoc**  
Role and operations of the Troika with regard to the euro area programme countries  
2013/2277(INI)

**A7-0149/2014**

**Motion for a resolution**  
**Paragraph 39a (new)**

*Motion for a resolution*

*Amendment*

***39a. Stresses that formal democratic accountability is a necessary condition for effective democratic accountability and legitimacy but not a sufficient condition; points out that potential conflicts of interest inherent to the troika framework are detrimental to effective democratic accountability; emphasises that a lack of effective democratic accountability is prejudicial to the compliance of the assistance programmes with EU and Member States' fundamental rights objectives and obligations; is of the opinion that replacing the ad hoc troika system by an improved legal structure fully established under the Community method is a necessary condition for addressing the deficit of democratic legitimacy and accountability of the programmes, increasing legal certainty, and resolving and avoiding potential conflicts of interests;***

Or. en

5.3.2014

A7-0149/40

**Amendment 40**

**Philippe Lamberts,**

on behalf of the Verts/ALE Group

**Report**

**A7-0149/2014**

**Othmar Karas, Liem Hoang Ngoc**

Role and operations of the Troika with regard to the euro area programme countries

2013/2277(INI)

**Motion for a resolution**

**Paragraph 39 b (new)**

*Motion for a resolution*

*Amendment*

***39b. Underlines that the crisis-induced changes to the legal framework of the EU and its Member States do not only affect the economic decision-making process at European and Member State level, and namely the role of national parliaments, but also, in a much more direct way, the legal position of individuals; emphasises, therefore, that such measures have been subject and, as recent experience suggests, might be more and more subject to legal challenges before national courts and before the ECJ and the ECHR, given the far-reaching consequences of assistance programmes for the delicate system of democratic legitimation of public power in the multidimensional legal order of the EU, and the role that national and EU institutions play in this regard;***

Or. en

5.3.2014

A7-0149/41

**Amendment 41**  
**Philippe Lamberts,**  
on behalf of the Verts/ALE Group

**Report**  
**Othmar Karas, Liem Hoang Ngoc**  
Role and operations of the Troika with regard to the euro area programme countries  
2013/2277(INI)

A7-0149/2014

**Motion for a resolution**  
**Paragraph 39c (new)**

*Motion for a resolution*

*Amendment*

***39c. Stresses in particular that the ad hoc involvement of EU institutions in the troika framework has created significant hurdles regarding the Council, Eurogroup, Commission and ECB duties of democratic accountability by limiting Parliament's effective rights to request that the Court of Justice review the legality of the decisions underpinning the assistance programmes, as the formal decisions regarding the conditionalities attached to the programmes, as well as the decisions to provide financial assistance, are taken by Member States within the ESM and outside the Community framework, and therefore do not directly fall within the scope of potential legal actions that Parliament could bring to the Court against other EU institutions as laid down in Article 263 TFEU; emphasises that such developments have had far-reaching consequences for the delicate system of balance of power within the Union and are prejudicial to the principle of sincere cooperation laid down in the treaties;***

Or. en

5.3.2014

A7-0149/42

**Amendment 42**

**Philippe Lamberts,**

on behalf of the Verts/ALE Group

**Report**

**A7-0149/2014**

**Othmar Karas, Liem Hoang Ngoc**

Role and operations of the Troika with regard to the euro area programme countries  
2013/2277(INI)

**Motion for a resolution**

**Paragraph 39d (new)**

*Motion for a resolution*

*Amendment*

***39d. Points out that, from a legal perspective, the assistance programmes and the memoranda of understanding have become the object of controversy regarding their compatibility with national, European and international law, and in particular human dignity, the right to property, labour, social and economic rights in combination with the principles of legal certainty, the rule of law, equality, proportionality and subsidiarity, which are alleged to be violated in a certain number of legal cases currently brought to the courts at both national and EU level, including in the case of Greece, where the Council of Europe concluded that the Greek State is in violation of the right to social security enshrined in the European Social Charter;***

Or. en

5.3.2014

A7-0149/43

**Amendment 43**

**Philippe Lamberts,**

on behalf of the Verts/ALE Group

**Report**

**A7-0149/2014**

**Othmar Karas, Liem Hoang Ngoc**

Role and operations of the Troika with regard to the euro area programme countries  
2013/2277(INI)

**Motion for a resolution**

**Paragraph 101a (new)**

*Motion for a resolution*

*Amendment*

*101a. Calls for the use and further development of innovative legislative tools and actions at EU and national level to ensure that the legal obligations relating to access to basic services are met, such as universal access to vital healthcare services and treatments; calls on the Commission to examine diligently the possibility of developing a health rescue fund in order to guarantee access to essential services and treatments in Member States under the programme;*

Or. en

5.3.2014

A7-0149/44

**Amendment 44**

**Philippe Lamberts,**

on behalf of the Verts/ALE Group

**Report**

**A7-0149/2014**

**Othmar Karas, Liem Hoang Ngoc**

Role and operations of the Troika with regard to the euro area programme countries  
2013/2277(INI)

**Motion for a resolution**

**Paragraph 101b (new)**

*Motion for a resolution*

*Amendment*

***101b. Demands that, in addition to structural funds, the Commission table a proposal for an asymmetric shock-absorption mechanism to support temporarily Member States and especially programme countries;***

Or. en

5.3.2014

A7-0149/45

**Amendment 45**

**Philippe Lamberts,**

on behalf of the Verts/ALE Group

**Report**

**A7-0149/2014**

**Othmar Karas, Liem Hoang Ngoc**

Role and operations of the Troika with regard to the euro area programme countries  
2013/2277(INI)

**Motion for a resolution**

**Paragraph 116**

*Motion for a resolution*

*Amendment*

116. Considers that the work started with this report should be followed up; calls on the next Parliament to pursue the work of this report and *to* develop further its key findings and to *investigate further*;

116. Considers that the work started with this report should be followed up; calls on the next Parliament to pursue the work of this report and develop further its key findings, and to *further investigate the activities of the troika, including allegations of maladministration and of EU and international law infringement*;

Or. en