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## **REPORT**

on the adaptation of the Rules of Procedure to the Treaty of Lisbon  
(2009/2029(REG))

Committee on Constitutional Affairs

Rapporteur: Richard Corbett

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## PROPOSAL FOR A EUROPEAN PARLIAMENT DECISION

### on the adaptation of the Rules of Procedure to the Treaty of Lisbon (2009/2029(REG))

*The European Parliament,*

- having regard to Rules 201 and 202 of its Rules of Procedure,
  - having regard to the report of the Committee on Constitutional Affairs and the opinion of the Committee on Budgets (A6-0277/2009),
1. Decides to amend its Rules of Procedure as shown below;
  2. Points out that the amendments will enter into force on the first day after the entry into force of the relevant Treaty provision;
  3. Instructs its President to forward this decision to the Council and the Commission, for information.

#### Amendment 1

#### Parliament's Rules of Procedure Rule 10 a – paragraph 2 (new)

*Present text*

*Amendment*

***2. Paragraph 1 shall apply mutatis mutandis pending the entry into force of the arrangement<sup>1</sup> whereby a number of additional seats in Parliament are allocated to certain Member States until the end of the seventh parliamentary term. The Member States concerned shall be invited to designate as observers those candidates who would have been elected had the additional seats already been allocated at the time of the preceding European elections.***

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<sup>1</sup> Pursuant to the conclusions of the European Council of 11 and 12 December 2008.

*(This amendment is contingent on the adoption of Amendment 2 concerning a new Rule 10a in the report on the general revision of Parliament's Rules of Procedure (2007/2124(REG))– (PE 405.935v04-00))*

## Amendment 2

### Parliament's Rules of Procedure Rule 34

#### *Present text*

#### Rule 34

***Examination of respect for fundamental rights, the principles of subsidiarity and proportionality, the rule of law, and financial implications***

***During the examination of a legislative proposal, Parliament shall pay particular attention to respect for fundamental rights and in particular that the legislative act is in conformity with the European Union Charter of Fundamental Rights, the principles of subsidiarity and proportionality and the rule of law. In addition, where a proposal has financial implications, Parliament shall establish whether sufficient financial resources are provided.***

#### *Amendment*

#### Rule 34

***Respect for the Charter of Fundamental Rights of the European Union***

***1. Parliament shall in all its activities fully respect fundamental rights as laid down in the Charter of Fundamental Rights of the European Union.***

***Parliament shall also fully respect the rights and principles enshrined in Article 2 and in Article 6(2) and (3) of the Treaty on European Union.***

***2. Where the committee responsible, a political group or at least forty Members are of the opinion that a proposal for a legislative act or parts of it do not comply with rights enshrined in the Charter of Fundamental Rights of the European Union, the matter shall, at their request, be referred to the committee responsible for the interpretation of the Charter of Fundamental Rights. The opinion of that committee shall be annexed to the report of the committee responsible.***

*(See amendments to Rule 36 – paragraph -1 (new), and to Rule 36 a (new))*

*Justification*

*Introduces a new procedure for the scrutiny of the respect of fundamental rights. Constitutes also a minority right.*

**Amendment 3**

**Parliament's Rules of Procedure  
Rule 36 – paragraph -1 (new)**

*Present text*

*Amendment*

***-1. Where a proposal for a legislative act has financial implications, Parliament shall establish whether sufficient financial resources are provided.***

*Justification*

*Text of the amendment identical with Rule 34, last phrase, moved to Rule 36 as a consequence of Amendment 2.*

**Amendment 4**

**Parliament's Rules of Procedure  
Rule 36 a (new)**

*Present text*

*Amendment*

***Rule 36a***

***Examination of respect for the principles of subsidiarity and proportionality***

***1. During the examination of a proposal for a legislative act, Parliament shall pay particular attention to respect for the principles of subsidiarity and proportionality. Except in the cases of urgency referred to in Article 4 of the Protocol on the role of national Parliaments in the European Union, Parliament shall not conclude its first reading before the expiry of the deadline of eight weeks laid down in Article 6 of the Protocol on the application of the principles of subsidiarity and***

*proportionality.*

*2. The committee responsible for respect of the principle of subsidiarity may decide to make recommendations for the attention of the committee responsible in respect of any proposal for a legislative act.*

*3. If a national Parliament sends the President a reasoned opinion in accordance with Article 3 of the Protocol on the role of national Parliaments in the European Union and Article 6 of the Protocol on the application of the principles of subsidiarity and proportionality, that document shall be referred to the committee responsible and forwarded for information to the committee responsible for respect of the principle of subsidiarity. When Parliament receives a reasoned opinion after the committee responsible has adopted its report, it shall be distributed to all Members prior to the vote as a session document. The chair of the committee responsible may request that the matter be referred back to the committee.*

*4. Where reasoned opinions on the non-compliance of a draft legislative act with the principle of subsidiarity represent at least one third of all the votes allocated to the national Parliaments or a quarter in the case of a draft legislative act submitted on the basis of Article 76 of the Treaty on the Functioning of the European Union, Parliament shall not take a decision until the author of the proposal has stated how it intends to proceed.*

*5. Where, under the ordinary legislative procedure, reasoned opinions on the non-compliance of a proposal for a legislative act with the principle of subsidiarity represent at least a simple majority of the votes allocated to the national Parliaments, the committee responsible, having considered the reasoned opinions submitted by the national Parliaments and*

*the Commission, and having heard the views of the committee responsible for respect of the principle of subsidiarity, may recommend to Parliament that it reject the proposal on the grounds of infringement of the principle of subsidiarity. Such a recommendation may also be tabled by one tenth of the Members of Parliament. The opinion given by the committee responsible for respect of the principle of subsidiarity shall be annexed to any such recommendation.*

*The recommendation shall be submitted to Parliament for a debate and vote. If a recommendation to reject the proposal is adopted by a majority of the votes cast, the President shall declare the procedure closed. Where Parliament does not reject the proposal, the procedure shall continue, taking into account any recommendations approved by Parliament.*

*6. Where the Committee of the Regions transmits to Parliament an opinion in which it opposes a proposed legislative act on grounds of infringement of the principle of subsidiarity, the opinion shall be referred to the committee responsible and to the committee responsible for respect of the principle of subsidiarity. The latter committee may submit recommendations which shall be put to the vote prior to the conclusion of the first reading.*

#### *Justification*

*Transposes the new procedures for the national Parliaments with regard to the respect for the principle of subsidiarity ('yellow card' procedure and 'orange card' procedure) into the Rules of Procedure.*

*As pursuant to Article 8 of the Protocol on the application of the principles of subsidiarity and proportionality the Committee of the Regions can bring an action on grounds of infringement of the principle of subsidiarity, Parliament should give particular consideration to any opinion by this Committee which objects a proposed act on these grounds.*

## Amendment 5

### Parliament's Rules of Procedure Rule 41

#### *Present text*

**Consultation** on initiatives originating from a Member State

1. Initiatives originating from a Member State pursuant to **Article 67(1) of the EC Treaty or Articles 34(2) and 42 of the EU Treaty** shall be dealt with pursuant to this Rule and to Rules 34 to 37, 40 and 51.

2. The committee responsible may invite **a representative** of the originating Member State to present **its** initiative to the committee. The **representative** may be accompanied by the Presidency of the Council.

3. Before the committee responsible proceeds to the vote, it shall ask the Commission whether it has prepared a position on the initiative and if so request the Commission to state its position to the committee.

4. When two or more proposals (originating from the Commission and/or the Member States) with the same legislative objective have been submitted to Parliament simultaneously or within a short period of time, Parliament shall deal with them in a single report. In its report, the committee responsible shall indicate to which text it has proposed amendments and it shall refer to all other texts in the legislative resolution.

**5. The time period referred to in Article 39(1) of the EU Treaty shall commence when it is announced in plenary that Parliament has received, in the official languages, an initiative, together with an explanatory statement confirming the initiative's conformity with the Protocol on the application of the principles of subsidiarity and**

#### *Amendment*

**Legislative procedures** on initiatives originating from a Member State

1. Initiatives originating from a Member State pursuant to **Article 76 of the Treaty on the Functioning of the European Union** shall be dealt with pursuant to this Rule and to Rules 34 to 37, 40 and 51.

2. The committee responsible may invite **representatives** of the originating Member States to present **their** initiative to the committee. The **representatives** may be accompanied by the Presidency of the Council.

3. Before the committee responsible proceeds to the vote, it shall ask the Commission whether it has prepared a position on the initiative and if so request the Commission to state its position to the committee.

4. When two or more proposals (originating from the Commission and/or the Member States) with the same legislative objective have been submitted to Parliament simultaneously or within a short period of time, Parliament shall deal with them in a single report. In its report, the committee responsible shall indicate to which text it has proposed amendments and it shall refer to all other texts in the legislative resolution.

*proportionality annexed to the EC Treaty.*

#### **Amendment 6**

##### **Parliament's Rules of Procedure Rule 54 – paragraph 1**

*Present text*

1. In the period following the adoption by Parliament of its *opinion* on a proposal by the Commission, the chairman and the rapporteur of the committee responsible shall monitor the progress of the proposal in the course of the procedure leading to its adoption by the Council, notably to ensure that the undertakings made by the Council or the Commission to Parliament with respect to its *amendments* are properly observed.

*Amendment*

1. In the period following the adoption by Parliament of its *position* on a proposal by the Commission, the chairman and the rapporteur of the committee responsible shall monitor the progress of the proposal in the course of the procedure leading to its adoption by the Council, notably to ensure that the undertakings made by the Council or the Commission to Parliament with respect to its *position* are properly observed.

*Justification*

*Technical and terminological adaptation.*

#### **Amendment 7**

##### **Parliament's Rules of Procedure Rule 55 – subtitle 1**

*Present text*

*Codecision* procedure

*Amendment*

*Ordinary legislative* procedure

#### **Amendment 8**

##### **Parliament's Rules of Procedure Rule 56**

*Present text*

*Rule 56*

*Conciliation procedure contained in the  
1975 joint declaration*

*Amendment*

*deleted*

***1. Where, in the case of certain important Community decisions, the Council intends to depart from the opinion of Parliament, a procedure for conciliation with the Council, with the active participation of the Commission, may be opened by Parliament when delivering its opinion.***

***2. This procedure shall be initiated by Parliament, either at its own or at the Council's initiative.***

***3. For the composition and procedure of the delegation to the conciliation committee and the reporting of the results to Parliament, Rule 64 shall apply.***

***4. The committee responsible shall report on the results of the conciliation. This report shall be debated and voted on by Parliament.***

*Justification*

*With the new provisions on the budget and the multiannual financial framework, the 1975 joint declaration becomes obsolete.*

**Amendment 9**

**Parliament's Rules of Procedure  
Rule 57 – title**

*Present text*

Communication of the Council's ***common***  
position

*Amendment*

Communication of the Council's position

*(Horizontal amendment: the words "Council's common position", "common position of the Council" or "common position" shall be replaced throughout the entire text of the Rules of Procedure by the words "Council's position", "position of the Council" or "position".)*

*Justification*

*Technical and terminological adaptation.*



*Present text*

*Amendment*

**3. The President, after consulting the chairman of the committee responsible, may agree to a Council request to extend any time limits pursuant to Article 252(g) of the EC Treaty.** *deleted*

*Justification*

*See amendment to Rule 58 – paragraph 1 – subparagraph 2.*

### **Amendment 13**

#### **Parliament's Rules of Procedure Rule 61 – paragraph 4**

*Present text*

*Amendment*

**4. By way of derogation from paragraph 3, if a rejection by Parliament falls under the provisions of Article 252 of the EC Treaty, the President shall request the Commission to withdraw its proposal. If the Commission does so, the President shall announce in Parliament that the legislative procedure is closed.** *deleted*

*Justification*

*Article 252 of the EC Treaty has been deleted.*

### **Amendment 14**

#### **Parliament's Rules of Procedure Title of Chapter 6 a (new) (to be introduced after Rule 68 and before Chapter 7)**

*Present text*

*Amendment*

#### **CHAPTER 6a CONSTITUTIONAL MATTERS**

### **Amendment 15**

**Parliament's Rules of Procedure  
Rule 68 aa (new) (to be introduced in Chapter 6 a (new))**

*Present text*

*Amendment*

**Rule 68aa**

**Ordinary Treaty revision**

**1. In accordance with Rules 38a and 45 the committee responsible may submit to Parliament a report containing proposals addressed to the Council for amendment of the Treaties.**

**2. If the European Council decides to convene a Convention, the representatives of Parliament shall be appointed by Parliament upon a proposal by the Conference of Presidents.**

**Parliament's delegation shall elect its leader and its candidates for membership of any steering group or bureau set up by the Convention.**

**3. Where the European Council requests Parliament's consent on a decision not to convene a Convention for the examination of proposed amendments of the Treaties, the matter shall be referred to the committee responsible in accordance with Rule 75.**

*Justification*

*It may not always be most efficient to have the Parliament's delegation chaired by a member of the Convention's steering group, bureau or presidium.*

**Amendment 16**

**Parliament's Rules of Procedure  
Rule 68 b (new) (to be introduced in Chapter 6 a (new))**

*Present text*

*Amendment*

**Rule 68b**

**Simplified Treaty revision**

**In accordance with Rules 38a and 45 the**

*committee responsible may submit to Parliament, in accordance with the procedure set out in Article 48(6) of the Treaty on European Union, a report containing proposals addressed to the European Council for revision of all or part of the provisions of Part Three of the Treaty on the Functioning of the European Union.*

*Justification*

*Reflects the new right for Parliament to propose Treaty changes introduced by the Treaty of Lisbon.*

**Amendment 17**

**Parliament's Rules of Procedure**

**Rule 68 c (new) (to be introduced in Chapter 6 a (new))**

*Present text*

*Amendment*

***Rule 68c***

***Accession treaties***

- 1. Any application by a European State to become a member of the European Union shall be referred for consideration to the committee responsible.***
- 2. Parliament may decide, on a proposal from the committee responsible, a political group or at least 40 Members, to request the Commission and the Council to take part in a debate before negotiations with the applicant State commence.***
- 3. Throughout the negotiations the Commission and the Council shall inform the committee responsible regularly and thoroughly of the progress in the negotiations, if necessary on a confidential basis.***
- 4. At any stage of the negotiations Parliament may, on the basis of a report from the committee responsible, adopt recommendations and require these to be***

*taken into account before the conclusion of a Treaty for the accession of an applicant State to the European Union.*

*5. When the negotiations are completed, but before any agreement is signed, the draft agreement shall be submitted to Parliament for consent in accordance with Rule 75.*

## **Amendment 18**

### **Parliament's Rules of Procedure**

#### **Rule 68 d (new) (to be introduced in Chapter 6 a (new))**

*Present text*

*Amendment*

#### **Rule 68d**

##### ***Withdrawal from the Union***

*If a Member State, pursuant to Article 50 of the Treaty on European Union, wishes to withdraw from the Union, the matter shall be referred to Parliament's committee responsible. Rule 68c shall apply mutatis mutandis. Parliament shall decide on consent to an agreement on the withdrawal by a majority of the votes cast.*

*Justification*

*Caters for the new possibility to withdraw from the Union.*

## **Amendment 19**

### **Parliament's Rules of Procedure**

#### **Rule 68 e (new) (to be introduced in Chapter 6 a (new))**

*Present text*

*Amendment*

#### **Rule 68e**

##### ***Breach by a Member State of fundamental principles***

*1. Parliament may, on the basis of a specific report of the committee responsible drawn up in accordance with*

***Rules 38a and 45:***

***(a) vote on a reasoned proposal calling on the Council to act pursuant to Article 7(1) of the Treaty on European Union;***

***(b) vote on a proposal calling on the Commission or the Member States to submit a proposal pursuant to Article 7(2) of the Treaty on European Union;***

***(c) vote on a proposal calling on the Council to act pursuant to Article 7(3) or, subsequently, Article 7(4) of the Treaty on European Union.***

***2. Any request from the Council for consent on a proposal submitted pursuant to Article 7(1) and (2) of the Treaty on European Union along with the observations submitted by the Member State in question shall be announced to Parliament and referred to the committee responsible in accordance with Rule 75. Except in urgent and justified circumstances, Parliament shall take its decision on a proposal from the committee responsible.***

***3. Decisions under paragraphs 1 and 2 shall require a two-thirds majority of the votes cast, representing a majority of Parliament's component Members.***

***4. Subject to the authorisation of the Conference of Presidents, the committee responsible may submit an accompanying motion for a resolution. That motion for a resolution shall set out Parliament's views on a serious breach by a Member State, on the appropriate sanctions and on varying or revoking those sanctions.***

***5. The committee responsible shall ensure that Parliament is fully informed and, where necessary, asked for its views on all follow-up measures to its consent as given pursuant to paragraph 3. The Council shall be invited to outline developments as appropriate. On a proposal from the committee responsible, drawn up with the authorisation of the Conference of***

***Presidents, Parliament may adopt recommendations to the Council.***

*(This amendment reproduces almost entirely the wording of the current Rule 95, which will be deleted if this amendment is adopted, adding a reference to Rule 38a)*

*Justification*

*Reproduces with slight changes the wording of the current Rule 95.*

## **Amendment 20**

### **Parliament's Rules of Procedure Rule 68 f (new) (to be introduced in Chapter 6 a (new))**

*Present text*

*Amendment*

#### ***Rule 68f***

#### ***Composition of Parliament***

***In due time before the end of a parliamentary term, Parliament may, on the basis of a report from its committee responsible drawn up in accordance with Rule 38a, make a proposal to modify its composition. The European Council's draft decision establishing the composition of Parliament shall be examined in accordance with Rule 75.***

*Justification*

*Corresponds to the new right of initiative pursuant to Article 14, paragraph 2, subparagraph 2 TUE.*

## **Amendment 21**

### **Parliament's Rules of Procedure Rule 76 (to be introduced as Rule 68 g in Chapter 6 a (new))**

*Present text*

*Amendment*

#### ***Rule 76***

#### ***Rule 68g***

#### ***Procedures in Parliament***

#### ***Enhanced cooperation between Member States***

1. Requests ***by Member States or***

1. Requests to introduce enhanced

**Commission proposals** to introduce enhanced cooperation between Member States **and consultations of Parliament** pursuant to Article **40a(2)** of the **EU Treaty** shall be referred by the President to the committee responsible for consideration. Rules 35, 36, 37, 40, 49 to **56** and 75 shall apply as appropriate.

2. The committee responsible shall verify compliance with Article **11** of the **EC Treaty** and Articles **27a, 27b, 40, 43, 44 and 44a** of the **EU Treaty**.

3. Subsequent acts proposed under enhanced cooperation, once it is established, shall be dealt with in Parliament under the same procedures as when enhanced cooperation does not apply.

cooperation between Member States pursuant to Article **20** of the Treaty **on European Union** shall be referred by the President to the committee responsible for consideration. Rules 35, 36, 37, 40, 49 to **55** and 75 shall apply as appropriate.

2. The committee responsible shall verify compliance with Article **20** of the Treaty **on European Union** and Articles **326 to 334** of the Treaty **on the Functioning of the European Union**.

3. Subsequent acts proposed under enhanced cooperation, once it is established, shall be dealt with in Parliament under the same procedures as when enhanced cooperation does not apply. **Rule 40 shall apply.**

## Amendment 22

### Parliament's Rules of Procedure Rule 69

*Present text*

**Rule 69**

**General Budget**

**Implementing procedures for examination of the General Budget of the European Union and supplementary budgets, in accordance with the financial provisions of the Treaties establishing the European Communities, shall be adopted by resolution of Parliament and annexed to these Rules<sup>1</sup>.**

*Amendment*

**deleted**

*Justification*

*As Annex IV is integrated into the Rules, this provision is no longer needed.*

## **Amendment 23**

### **Parliament's Rules of Procedure**

#### **Rule 69 a (new) (to be introduced in Chapter 7 – Budgetary Procedures)**

*Present text*

*Amendment*

#### **Rule 69a**

##### ***Multiannual financial framework***

***Where the Council requests Parliament's consent concerning the proposal for a regulation laying down the multiannual financial framework, the matter shall be referred to the committee responsible in accordance with the procedure laid down in Rule 75. Parliament's consent shall require the votes of a majority of its component Members.***

#### *Justification*

*Reflects the fact that the Multiannual financial framework has become a legislative act needing the consent of Parliament.*

## **Amendment 24**

### **Parliament's Rules of Procedure**

#### **Rule 69 b (new)**

*Present text*

*Amendment*

#### **Rule 69b**

***1. The following documents shall be made available to Members:***

***(a) the draft budget presented by the Commission;***

***(b) a summary by the Council of its deliberations on the draft budget;***

***(c) the Council's position on the draft budget drawn up pursuant to Article 314(3) of the Treaty on the Functioning of the European Union;***

***(d) any draft decision on the provisional twelfths pursuant to Article 315 of the***

*Treaty on the Functioning of the European Union.*

*2. Those documents shall be referred to the committee responsible. Any committee concerned may deliver an opinion.*

*3. If other committees wish to deliver opinions, the President shall set the time-limit within which these are to be communicated to the committee responsible.*

## Amendment 25

### Parliament's Rules of Procedure Rule 69 c (new)

*Present text*

*Amendment*

#### **Rule 69c**

#### ***Consideration of the draft budget – first stage***

***1. Subject to the conditions set out below, any Member may table and speak in support of draft amendments to the draft budget.***

***2. Draft amendments shall be admissible only if they are presented in writing, bear the signatures of at least forty Members or are tabled on behalf of a political group or committee, specify the budget heading to which they refer and ensure the maintenance of a balance between revenue and expenditure. Draft amendments shall include all relevant information on the remarks to be entered against the budget heading in question.***

*All draft amendments to the draft budget must be justified in writing.*

***3. The President shall set the time-limit for the tabling of draft amendments.***

***4. The committee responsible shall deliver its opinion on the texts submitted before they are discussed in Parliament.***

*Draft amendments which have been rejected in the committee responsible shall not be put to the vote in Parliament unless this has been requested in writing, before a deadline to be set by the President, by a committee or at least forty Members; that deadline may on no account be less than 24 hours before the start of the vote.*

*5. Draft amendments to the estimates of Parliament which are similar to those already rejected by Parliament at the time when the estimates were drawn up shall be discussed only where the committee responsible has delivered a favourable opinion.*

*6. Notwithstanding Rule 51(2) of the Rules of Procedure, Parliament shall take separate and successive votes on:*

- each draft amendment,*
- each section of the draft budget,*
- a motion for a resolution concerning the draft budget.*

*However, Rule 155(4) to (8) shall apply.*

*7. Articles, chapters, titles and sections of the draft budget in respect of which no draft amendments have been tabled shall be deemed adopted.*

*8. Draft amendments shall require for adoption the votes of a majority of the component Members of Parliament.*

*9. If Parliament has amended the draft budget, the draft budget thus amended shall be forwarded to the Council and the Commission, together with the justifications.*

*10. The minutes of the sitting at which Parliament delivered its opinion on the draft budget shall be forwarded to the Council and the Commission.*

*(This amendment partly reproduces the wording of the current Article 3 of Annex IV, which will be deleted if this amendment is adopted)*

**Amendment 26**

**Parliament's Rules of Procedure  
Rule 69 d (new)**

*Present text*

*Amendment*

***Rule 69d***

***Financial dialogue***

***The President shall participate in regular meetings between the Presidents of the European Parliament, the Council and the Commission convened, on the initiative of the Commission, under the budgetary procedures referred to in Title II of Part Six of the Treaty on the Functioning of the European Union. The President shall take all necessary steps to promote consultation and reconciliation of the positions of the institutions in order to facilitate the implementation of the procedures aforementioned.***

***The President of Parliament may delegate this task to a Vice-President having experience in budgetary matters or to the chair of the committee responsible for budgetary issues.***

**Amendment 27**

**Parliament's Rules of Procedure  
Rule 69 e (new)**

*Present text*

*Amendment*

***Rule 69e***

***Budgetary conciliation***

***1. The President shall convene the Conciliation Committee in accordance with Article 314(4) of the Treaty on the Functioning of the European Union.***

***2. The delegation representing Parliament at meetings of the Conciliation Committee in the budgetary procedure shall consist***

*of a number of members equal to that of the Council delegation.*

*3. The members of the delegation shall be appointed by the political groups each year prior to Parliament's vote on the Council's position, preferably from amongst the members of the committee responsible for budgetary issues and other committees concerned. The delegation shall be led by the President of Parliament. The President may delegate this office to a Vice-President having experience in budgetary matters or to the chair of the committee responsible for budgetary issues.*

*4. Rule 64(2), (4), (5), (7) and (8) shall apply.*

*5. Where agreement on a joint text is reached within the Conciliation Committee, the matter shall be placed on the agenda of a sitting of Parliament to be held within fourteen days from the date of that agreement. The joint text shall be made available to all Members. Rule 65(2) and (3) shall apply.*

*6. The joint text as a whole shall be subject to a single vote. The vote shall be taken by a roll-call vote. The joint text shall be deemed to be approved unless it is rejected by the majority of the component Members of the Parliament.*

*7. If Parliament approves the joint text whilst the Council rejects it, the committee responsible may table all or some of Parliament's amendments to the Council's position for a confirmation in accordance with Article 314(7)(d) of the Treaty on the Functioning of the European Union.*

*The vote on the confirmation shall be placed on the agenda of a sitting of Parliament to be held within fourteen days from the date of the communication by the Council of its rejection of the joint text.*

*The amendments shall be deemed to be confirmed if they are approved by a majority of the component Members of the Parliament and three-fifths of the votes cast.*

## **Amendment 28**

### **Parliament's Rules of Procedure Rule 69 f (new)**

*Present text*

*Amendment*

#### **Rule 69f**

##### ***Final adoption of the budget***

***Where the President is satisfied that the budget has been adopted in accordance with the provisions of Article 314 of the Treaty on the Functioning of the European Union, he shall declare in Parliament that the budget has been finally adopted. He shall arrange for its publication in the Official Journal.***

*(This amendment partly reproduces the wording of the current Article 4 of Annex IV, which will be deleted if this amendment is adopted)*

## **Amendment 29**

### **Parliament's Rules of Procedure Rule 69 g (new)**

*Present text*

*Amendment*

#### **Rule 69g**

##### ***Provisional twelfths system***

***1. Any decision by the Council authorising expenditure in excess of the provisional one twelfth for expenditure shall be referred to the committee responsible.***

***2. The committee responsible may table a draft decision to reduce the expenditure referred to in paragraph 1. Parliament***

*shall decide on it within 30 days after the adoption of the Council's decision.*

*3. Parliament shall act by a majority of its component Members.*

*(This amendment partly reproduces the wording of the current Article 7 of Annex IV, which will be deleted if this amendment is adopted)*

## **Amendment 30**

### **Parliament's Rules of Procedure Rule 73 a (new)**

*Present text*

*Amendment*

#### ***Rule 73a***

***Procedure to be applied when drawing up  
Parliament's estimates***

***1. As regards Parliament's budget, the Bureau and the committee responsible for the budget shall take decisions in successive stages on:***

***(a) the establishment plan;***

***(b) the preliminary draft and the draft estimates.***

***2. The decisions concerning the establishment plan will be taken according to the following procedure:***

***(a) the Bureau shall draw up the establishment plan for each financial year;***

***(b) a conciliation procedure between the Bureau and the committee responsible for the budget shall be opened in cases where the opinion of the latter diverges from the initial decisions taken by the Bureau;***

***(c) at the end of the procedure, the Bureau shall take the final decision on the estimates for the establishment plan, in accordance with Rule 197(3), without prejudice to decisions taken pursuant to Article 314 of the Treaty on the Functioning of the European Union.***

**3. As regards the estimates proper, the procedure for drawing up the estimates will begin as soon as the Bureau has taken a final decision on the establishment plan. The stages of that procedure will be those laid down in Rule 73. A conciliation procedure shall be opened in cases where the positions of the committee responsible for budgetary issues and of the Bureau are widely divergent.**

*(This amendment reproduces almost entirely the wording of the current Article 8 of Annex IV, which will be deleted if this amendment is adopted. If this amendment is adopted, Rule 73(7) is deleted.)*

### **Amendment 31**

#### **Parliament's Rules of Procedure Rule 75 – title**

*Present text*

*Amendment*

*Assent* procedure

**Consent** procedure

*(Horizontal amendment: the word "assent" shall be replaced throughout the entire text of the Rules of Procedure by the word "consent".)*

*Justification*

*Technical and terminological adaptation.*

### **Amendment 32**

#### **Parliament's Rules of Procedure Rule 75 – paragraph 1**

*Present text*

*Amendment*

1. Where Parliament is requested to give its **assent** to a proposed act, it shall take a decision on the basis of a recommendation from the committee responsible to approve or reject the act.

1. Where Parliament is requested to give its **consent** to a proposed act, it shall take a decision on the basis of a recommendation from the committee responsible to approve or reject the act.

Parliament shall take a decision on the act requiring its *assent* under the *EC* or *EU Treaty* by means of a single vote, and no amendments may be tabled. The majority required for the adoption of the *assent* shall be the majority indicated in the article of the *EC Treaty* or of the *EU Treaty* that constitutes the legal basis for the proposed act.

Parliament shall take a decision on the act requiring its *consent* under the *Treaty on European Union* or *the Treaty on the Functioning of the European Union* by means of a single vote, and no amendments may be tabled. The majority required for the adoption of the *consent* shall be the majority indicated in the article of the *Treaty on European Union* or of the *Treaty on the Functioning of the European Union* that constitutes the legal basis for the proposed act.

### *Justification*

*Terminological adaptation.*

### **Amendment 33**

#### **Parliament's Rules of Procedure Rule 75 – paragraph 2**

##### *Present text*

2. For accession treaties and international agreements and determination of a serious and persistent breach of common principles by a Member State, Rules 82, 83 and 95 shall apply respectively. For an enhanced cooperation procedure in an area covered by the procedure *laid down in Article 251 of the EC Treaty*, Rule 76 shall apply.

##### *Amendment*

2. For accession treaties and international agreements and determination of a serious and persistent breach of common principles by a Member State, Rules 82, 83 and 95 shall apply respectively. For an enhanced cooperation procedure in an area covered by the *ordinary legislative* procedure, Rule 76 shall apply.

*(Horizontal amendment: the words 'procedure laid down in Article 251 of the EC Treaty' shall be replaced throughout the entire text of the Rules of Procedure by the words 'ordinary legislative procedure'.)*

### **Amendment 34**

#### **Parliament's Rules of Procedure Rule 75 – paragraph 3**

##### *Present text*

3. Where Parliament's *assent* is required

##### *Amendment*

3. Where Parliament's *consent* is required

for a *legislative proposal*, the committee responsible may decide, in order to facilitate a positive outcome of the procedure, to present an interim report on the *Commission proposal* to Parliament with a motion for a resolution containing recommendations for modification or implementation of the *proposal*.

*If Parliament approves at least one recommendation the President shall request further discussion with the Council.*

*The committee responsible shall make its final recommendation for the assent of Parliament in the light of the outcome of the discussion with the Council.*

for a *proposed legislative act or an envisaged international treaty*, the committee responsible may decide, in order to facilitate a positive outcome of the procedure, to present an interim report on the proposal to Parliament with a motion for a resolution containing recommendations for modification or implementation of the *proposed act*.

*(Horizontal amendment: with the exception of Rules 52 and 53, the words 'Commission proposal' and 'legislative proposal' shall be replaced throughout the entire text of the Rules of Procedure by the words 'proposal for a legislative act' or 'proposed legislative act' as grammatically appropriate.)*

## **Amendment 35**

### **Parliament's Rules of Procedure Rule 80 b (new)**

*Present text*

*Amendment*

#### **Rule 80b**

#### **Delegated acts**

*Where a legislative act delegates to the Commission the power to supplement or amend certain non-essential elements of a legislative act, the committee responsible:*

*– shall examine any draft delegated act where it is transmitted to Parliament for scrutiny within a period set by the legislative act;*

*– may submit to Parliament in a motion for a resolution any appropriate proposal in accordance with the provisions of the legislative act.*

*The provisions of Rule 81 shall apply mutatis mutandis.*

*Justification*

*The Rule is intended to transpose the new regime of delegated acts into the Rules of Procedure.*

**Amendment 36**

**Parliament's Rules of Procedure  
Title II a (new) (to be introduced before Chapter 12)**

*Present text*

*Amendment*

**TITLE IIa  
EXTERNAL RELATIONS**

*Justification*

*Introduced to highlight the importance of this item.*

**Amendment 37**

**Parliament's Rules of Procedure  
Chapter 12 – title**

*Present text*

*Amendment*

**TREATIES AND INTERNATIONAL  
AGREEMENTS**

**INTERNATIONAL AGREEMENTS**

*Justification*

*Consequence of the reorganisation of chapters.*

**Amendment 38**

**Parliament's Rules of Procedure  
Rule 85**

*Present text*

*Amendment*

**Rule 85**

*deleted*

***Appointment of the High Representative  
for the common foreign and security  
policy***

- 1. Prior to the appointment of a High Representative for the common foreign and security policy, the President shall invite the President-in-Office of the Council to make a statement to Parliament, pursuant to Article 21 of the EU Treaty. The President shall invite the President of the Commission to make a statement at the same time.***
- 2. Upon the appointment of the new High Representative for the common foreign and security policy, pursuant to Article 207(2) of the EC Treaty, and before officially taking office, the High Representative shall be invited by the President to make a statement to, and answer questions from, the committee responsible.***
- 3. Following the statements and answers referred to in paragraphs 1 and 2 and at the initiative of the committee responsible, or in accordance with Rule 114, Parliament may make a recommendation.***

*Justification*

*The High Representative for the common foreign and security policy becomes member of the Commission. Special provisions are therefore no longer necessary.*

**Amendment 39**

**Parliament's Rules of Procedure  
Rule 86 – title**

*Present text*

*Amendment*

***Appointment of special representatives for  
the purposes of the common foreign and***

Special representatives

*security policy*

**Amendment 40**

**Parliament's Rules of Procedure  
Rule 86 – paragraph 4 a (new)**

*Present text*

*Amendment*

***4a. A special representative appointed by the Council with a mandate in relation to particular policy issues may be invited by Parliament, or may ask to be invited, to make a statement to the committee responsible.***

*(This amendment partly reproduces the wording of the current Rule 87 – paragraph 3 which will be deleted if this amendment is adopted)*

*Justification*

*This wording allows to invite special representatives when necessary and not only at the occasion of their appointment.*

**Amendment 41**

**Parliament's Rules of Procedure  
Rule 87**

*Present text*

*Amendment*

***Rule 87***

***deleted***

***Statements by the High Representative for the common foreign and security policy and by other special representatives***

***1. The High Representative shall be invited to make statements in Parliament at least four times a year. Rule 103 shall apply.***

***2. The High Representative shall be invited at least four times a year to attend meetings of the committee responsible in order to make a statement and answer questions. The High Representative may also be invited, or may ask to be invited,***

*on other occasions, whenever the committee considers this to be necessary.*

*3. Whenever a special representative is appointed by the Council with a mandate in relation to particular policy issues, that special representative may be invited by Parliament, or may ask to be invited, to make a statement to the committee responsible.*

*Justification*

*See justification to Rule 85.*

**Amendment 42**

**Parliament's Rules of Procedure**

**Rule 89 – paragraph 2**

*Present text*

2. The committees concerned shall seek to ensure that the ***High Representative for the common foreign and security policy***, the Council and the Commission provide them with regular and timely information on the development and implementation of the Union's common foreign and security policy, on the costs envisaged each time that a decision entailing expenditure is adopted under that policy and on any other financial considerations relating to the implementation of actions under that policy. Exceptionally, at the request of the Commission, the Council or the High Representative, a committee may decide to hold its proceedings in camera.

*Amendment*

2. The committees concerned shall seek to ensure that the ***Vice-President of the Commission/High Representative of the Union for Foreign Affairs and Security Policy***, the Council and the Commission provide them with regular and timely information on the development and implementation of the Union's common foreign and security policy, on the costs envisaged each time that a decision entailing expenditure is adopted under that policy and on any other financial considerations relating to the implementation of actions under that policy. Exceptionally, at the request of the Commission, the Council or the High Representative, a committee may decide to hold its proceedings in camera.

*(Horizontal amendment: "High Representative for the common foreign and security policy" shall be replaced throughout the entire text of the Rules of Procedure by "Vice-President of the Commission/High Representative of the Union for Foreign Affairs and Security*

*Policy".)*

#### **Amendment 43**

##### **Parliament's Rules of Procedure Rule 89 – paragraph 3**

*Present text*

3. **An annual** debate shall be held on the consultative document established by the **Council** on the main aspects and basic choices of the common foreign and security policy, including the financial implications for the Union budget. The procedures laid down in Rule 103 shall apply.

*Amendment*

3. **Twice a year, a** debate shall be held on the consultative document established by the **Vice-President of the Commission/High Representative of the Union for Foreign Affairs and Security Policy** on the main aspects and basic choices of the common foreign and security policy, including **the common security and defence policy** and the financial implications for the Union budget. The procedures laid down in Rule 103 shall apply.

#### **Amendment 44**

##### **Parliament's Rules of Procedure Chapter 14 – title**

*Present text*

**POLICE AND JUDICIAL  
COOPERATION IN CRIMINAL  
MATTERS**

*Amendment*

*deleted*

*Justification*

*This provision has become obsolete.*

#### **Amendment 45**

##### **Parliament's Rules of Procedure Rule 92**

*Present text*

**Rule 92**

*Amendment*

*deleted*

***Provision of information to Parliament in the fields of police and judicial cooperation in criminal matters***

***1. The committee responsible shall ensure that Parliament is fully and regularly informed on the activities covered by police and judicial cooperation in criminal matters and that its opinions are duly taken into consideration when the Council adopts common positions defining the approach of the Union to a particular matter pursuant to Article 34(2)(a) of the EU Treaty.***

***2. Exceptionally, at the request of the Commission or the Council, a committee may decide to hold its proceedings in camera.***

***3. The debate referred to in Article 39(3) of the EU Treaty shall be held in accordance with the arrangements laid down in Rule 103(2), (3) and (4).***

*Justification*

*This provision has become obsolete.*

**Amendment 46**

**Parliament's Rules of Procedure  
Rule 93**

*Present text*

*Amendment*

***Rule 93***

***deleted***

***Consultation of Parliament in the fields of police and judicial cooperation in criminal matters***

***Consultation of Parliament pursuant to Article 34(2)(b), (c) and (d) of the EU Treaty shall be dealt with pursuant to Rules 34 to 37, 40, 41 and 51.***

***Where applicable, consideration of the proposal shall then be placed, at the latest, on the agenda of the last sitting to be held***

*before expiry of the time limit laid down in accordance with Article 39(1) of the EU Treaty.*

*When Parliament is consulted on the draft Council decision appointing the Director and Board members of Europol, Rule 101 shall apply mutatis mutandis.*

*Justification*

*This provision has become obsolete.*

#### **Amendment 47**

#### **Parliament's Rules of Procedure Rule 94**

*Present text*

*Amendment*

#### **Rule 94**

*deleted*

***Recommendations in the fields of police and judicial cooperation in criminal matters***

***1. The committee responsible for matters relating to police and judicial cooperation in criminal matters may draw up recommendations to the Council in the field covered by Title VI of the EU Treaty after obtaining authorisation from the Conference of Presidents or on a proposal within the meaning of Rule 114.***

***2. In urgent cases the authorisation referred to in paragraph 1 may be granted by the President, who may likewise authorise an emergency meeting of the committee concerned.***

***3. Recommendations drawn up in this way shall be included on the agenda for the next part-session. Rule 90(4) shall apply mutatis mutandis.***

***(See also interpretation under Rule 114.)***

*Justification*

*This provision has become obsolete.*

**Amendment 48**

**Parliament's Rules of Procedure  
Rule 98**

*Present text*

1. When the Council *has agreed on* a ***nomination*** for President of the Commission, the President shall request the ***nominee*** to make a statement and present his or her political guidelines to Parliament. The statement shall be followed by a debate.

The Council shall be invited to take part in the debate.

2. Parliament shall ***approve or reject*** the ***nomination*** by a majority of ***the votes cast***.

The vote shall be taken by secret ballot.

3. If the ***nominee*** is elected, the President shall inform the Council accordingly, requesting it and the President-elect of the Commission to propose by common accord the nominees for the various posts of Commissioners.

4. If ***Parliament*** does not ***approve*** the ***nomination***, the President shall ***request*** the Council to ***nominate*** a new candidate.

*Amendment*

1. When the ***European*** Council ***proposes*** a ***candidate*** for President of the Commission, the President shall request the ***candidate*** to make a statement and present his or her political guidelines to Parliament. The statement shall be followed by a debate.

The ***European*** Council shall be invited to take part in the debate.

2. Parliament shall ***elect*** the ***President of the Commission*** by a majority of ***its component Members***.

The vote shall be taken by secret ballot.

3. If the ***candidate*** is elected, the President shall inform the Council accordingly, requesting it and the President-elect of the Commission to propose by common accord the nominees for the various posts of Commissioners.

4. If ***the candidate*** does not ***obtain*** the ***required majority***, the President shall ***invite*** the ***European*** Council to ***propose*** a new candidate ***within one month for election in accordance with the same procedure***.

*Justification*

*Takes account of Parliament's new right to elect the President of the Commission.*

## Amendment 49

### Parliament's Rules of Procedure Rule 100 a (new)

*Present text*

*Amendment*

#### **Rule 100a**

#### ***Nomination of Judges and Advocates- General at the Court of Justice***

***On a proposal of its committee responsible, Parliament shall appoint its nominee to the panel of seven persons charged with scrutinising the suitability of candidates to become Judge or Advocate-General of the Court of Justice.***

#### *Justification*

*Corresponds to the new role of Parliament with regard to the nominations for the Court of Justice.*

## Amendment 50

### Parliament's Rules of Procedure Rule 114 – paragraph 1

*Present text*

*Amendment*

1. A political group or at least forty Members may table a proposal for a recommendation to the Council concerning subjects under ***Titles V and VI*** of the ***EU Treaty***, or where Parliament has not been consulted on an international agreement within the scope of Rule 83 or 84.

1. A political group or at least forty Members may table a proposal for a recommendation to the Council concerning subjects under ***Title V*** of the ***Treaty on European Union***, or where Parliament has not been consulted on an international agreement within the scope of Rule 83 or 84.

#### *Justification*

*The current provisions of the Title VI of the TEU, on police and judicial cooperation in criminal matters, are replaced by the provisions of Title V of the TFEU which require the Parliament to be at least consulted in these matters.*

## Amendment 51

### Parliament's Rules of Procedure Rule 125

#### *Present text*

The Conference of Presidents shall designate members of Parliament's delegation to any **convention**, conference or similar body involving representatives of parliaments and confer a mandate upon it that conforms to any relevant Parliament resolutions. The delegation shall elect its chairman and, where appropriate, one or more vice-chairmen.

#### *Amendment*

The Conference of Presidents shall designate members of Parliament's delegation to any conference or similar body involving representatives of parliaments and confer a mandate upon it that conforms to any relevant Parliament resolutions. The delegation shall elect its chairman and, where appropriate, one or more vice-chairmen.

#### *Justification*

*The representation of Parliament in a Convention is dealt with in Rule 68 a (new).*

## Amendment 52

### Parliament's Rules of Procedure Rule 142 – paragraph 6

#### *Present text*

6. Without prejudice to **Article 197** of the **EC Treaty**, the President shall seek to reach an understanding with the Commission **and** Council on appropriate allocation of speaking time for them.

#### *Amendment*

6. Without prejudice to **Article 230** of the **Treaty on the Functioning of the European Union**, the President shall seek to reach an understanding with the Commission, **the** Council **and the President of the European Council** on appropriate allocation of speaking time for them.

*(This paragraph shall become the last paragraph of Rule 142)*

#### *Justification*

*Adaptation to the changing status of the European Council.*

## Amendment 53

### Parliament's Rules of Procedure Rule 194 – title

*Present text*

*Amendment*

***Appointment*** of the Ombudsman

***Election*** of the Ombudsman

*Justification*

*Technical adaptation to the wording of the Treaty.*

#### **Amendment 54**

##### **Parliament's Rules of Procedure Rule 194 – paragraph 7**

*Present text*

*Amendment*

7. The person ***appointed*** shall immediately be called upon to take an oath before the Court of Justice.

7. The person ***elected*** shall immediately be called upon to take an oath before the Court of Justice.

*Justification*

*Technical adaptation to the wording of the Treaty.*

#### **Amendment 55**

##### **Parliament's Rules of Procedure Annex IV – Article 2**

*Present text*

*Amendment*

***Article 2***

***deleted***

***Rate***

***1. Subject to the conditions set out below, any Member may table and speak in support of proposals for decisions fixing a new maximum rate.***

***2. Such proposals shall be admissible only if they are tabled in writing and bear the signatures of at least forty Members or are tabled on behalf of a political group or committee.***

***3. The President shall set the time limit for the tabling of such proposals.***

***4. The committee responsible shall report on these proposals before they are discussed in Parliament.***

***5. Parliament shall then vote on the proposals.***

***Parliament shall act by a majority of its component Members and three fifths of the votes cast.***

***Where the Council has informed Parliament of its agreement to the fixing of a new rate, the President shall declare in Parliament that the amended rate has been adopted.***

***If this is not the case, the Council's position shall be referred to the committee responsible.***

*Justification*

*This provision becomes obsolete.*

#### **Amendment 56**

#### **Parliament's Rules of Procedure Annex IV – Article 5**

*Present text*

*Amendment*

***Article 5***

***deleted***

***Consideration of the Council's  
deliberations – second stage***

***1. If the Council has modified one or more of the amendments adopted by Parliament, the text thus modified by the Council shall be referred to the committee responsible.***

***2. Subject to the conditions set out below, any Member may table and speak in support of draft amendments to the texts modified by the Council.***

***3. Such draft amendments shall be admissible only if they are presented in writing, bear the signature of at least forty Members or are tabled on behalf of a***

*committee and ensure the maintenance of a balance between revenue and expenditure. Rule 46(5) shall not apply.*

*Draft amendments shall be admissible only if they refer to the texts modified by the Council.*

*4. The President shall set the time limit for the tabling of draft amendments.*

*5. The committee responsible shall pronounce on the texts modified by the Council and deliver its opinion on the draft amendments to the modified texts.*

*6. Draft amendments to the texts modified by the Council shall be put to the vote in Parliament without prejudice to the provisions of Article 3(4) second subparagraph. Parliament shall act by a majority of its component Members and three fifths of the votes cast. If the draft amendments are adopted, the texts modified by the Council shall be deemed rejected. If they are rejected, the texts modified by the Council shall be deemed adopted.*

*7. The Council's summary of the results of its deliberations on the proposed modifications adopted by Parliament shall be debated and a motion for a resolution may then be put to the vote.*

*8. Upon completion of the procedure provided for in this Article, and subject to the provisions of Article 6, the President shall declare in Parliament that the budget has been finally adopted. He shall arrange for its publication in the Official Journal.*

*Justification*

*This provision becomes obsolete.*

## Amendment 57

### Parliament's Rules of Procedure Annex IV – Article 6

*Present text*

*Amendment*

**Article 6**

*deleted*

#### **Total rejection**

**1. A committee or at least forty Members may, for important reasons, table a proposal to reject the draft budget as a whole. Such a proposal shall be admissible only if it is accompanied by a written justification and tabled within the time limit set by the President. The reasons for rejection may not be contradictory.**

**2. The committee responsible shall deliver its opinion on such a proposal before it is put to the vote in Parliament.**

**Parliament shall act by a majority of its component Members and two thirds of the votes cast. If the proposal is adopted, the draft budget as a whole shall be referred back to the Council.**

*Justification*

*This provision becomes obsolete.*

31.3.2009

## OPINION OF THE COMMITTEE ON BUDGETS

for the Committee on Constitutional Affairs

on the adaptation of the Rules of Procedure to the Treaty of Lisbon  
(2009/2029(REG))

Rapporteur: Catherine Guy-Quint

### AMENDMENTS

The Committee on Budgets calls on the Committee on Constitutional Affairs, as the committee responsible, to incorporate the following amendments in its report:

#### Amendment 1

##### Parliament's Rules of Procedure Rule 69 b (new)

*Present text*

*Amendment*

##### ***Rule 69b***

***1. The following documents shall be made available to Members:***

***(a) the draft budget presented by the Commission;***

***(b) a summary by the Council of its deliberations on the draft budget;***

***(c) the Council's position on the draft budget drawn up pursuant to Article 314(3) of the Treaty on the Functioning of the European Union;***

***(d) any draft decision on the provisional twelfths pursuant to Article 315 of the***

*Treaty on the Functioning of the European Union.*

*2. Those documents shall be referred to the committee responsible. Any committee concerned may deliver an opinion.*

*3. If other committees wish to deliver opinions, the President shall set the time-limit within which these are to be communicated to the committee responsible.*

*Justification*

*This amendment proposes small modifications to the draft report: it deletes the references to the articles of the EAEC Treaty, as they will be repealed under Article 5 of Protocol 2 amending the EAEC Treaty. It also proposes to replace the current expression "printed and distributed" by "be made available to Members", which seems more appropriate in view of the nature and size of some of the documents.*

**Amendment 2**

**Parliament's Rules of Procedure  
Rule 69 e (new)**

*Present text*

*Amendment*

**Rule 69e**

***Budgetary conciliation***

***1. The President shall convene the Conciliation Committee in accordance with Article 314(4) of the Treaty on the Functioning of the European Union.***

***2. The delegation representing Parliament at meetings of the Conciliation Committee in the budgetary procedure shall consist of a number of members equal to that of the Council delegation.***

***3. The members of the delegation shall be appointed by the political groups each year prior to Parliament's vote on the Council's position, preferably from amongst the members of the committee responsible for budgetary issues and other committees concerned. The delegation***

*shall be led by the President of Parliament. The President may delegate this office to a Vice-President having experience in budgetary matters or to the chair of the committee responsible for budgetary issues.*

*4. Rule 64(2), (4), (5), (7) and (8) shall apply.*

*5. Where agreement on a joint text is reached within the Conciliation Committee, the matter shall be placed on the agenda of a sitting of Parliament to be held within fourteen days from the date of that agreement. The joint text shall be made available to all Members. Rule 65(2) and (3) shall apply.*

*6. The joint text as a whole shall be subject to a single vote. The vote shall be taken by a roll-call vote. The joint text is deemed to be approved unless it is rejected by the majority of the component Members of the Parliament.*

*7. If Parliament approves the joint text whilst the Council rejects it, the committee responsible may table all or some of Parliament's amendments to the Council's position for a confirmation in accordance with Article 314(7)(d) of the Treaty on the Functioning of the European Union.*

*The vote on the confirmation shall be placed on the agenda of a sitting of Parliament to be held within fourteen days from the date of the communication by the Council of its rejection of the joint text.*

*The amendments are deemed to be confirmed if they are approved by the majority of the component Members of the Parliament and three-fifths of the votes cast.*

#### *Justification*

*The reference to a "motion for rejection" of the common text made in the draft report is*

*unnecessary given the fact that there can only be a single vote on the text as a whole. Furthermore, owing to the special majority requested for the rejection of the common text, the consideration of a vote on the text as a whole in parallel with a vote on a possible motion of rejection would be confusing. It is also necessary to consider the need for the EP to react within 14 days to the possible rejection of the joint text by the Council alone and to recall the conditions for amendments to be deemed confirmed.*

### **Amendment 3**

#### **Parliament's Rules of Procedure**

#### **Rule 69 h (new)**

*Present text*

*Amendment*

#### **Rule 69h**

#### **Financial dialogue**

***The President shall participate in regular meetings between the Presidents of the European Parliament, the Council and the Commission convened, on the initiative of the Commission, under the budgetary procedures referred to in Title II of Part Six of the Treaty on the Functioning of the European Union. The President shall take all necessary steps to promote consultation and reconciliation of the positions of the institutions in order to facilitate the implementation of the procedures aforementioned.***

***The President of Parliament may delegate this task to a Vice-President having experience in budgetary matters or to the chair of the committee responsible for budgetary issues.***

#### *Justification*

*The new rule proposed in the draft report shall apply to all procedures on financial matters enumerated in Title II of Part Six of the Treaty on the Functioning of the European Union (expression preferable to "the present Title") and not only to the annual budgetary procedure; as such, this rule should be placed in the final part of the Title and not in the middle of the rules concerning the annual budgetary procedure.*

[Amend>](#)

## RESULT OF FINAL VOTE IN COMMITTEE

<b>Date adopted</b>	30.3.2009
<b>Result of final vote</b>	+: 17 -: 0 0: 0
<b>Members present for the final vote</b>	Laima Liucija Andrikienė, Richard James Ashworth, Reimer Böge, Simon Busuttil, Paulo Casaca, Szabolcs Fazakas, Salvador Garriga Polledo, Ingeborg Gräßle, Catherine Guy-Quint, Janusz Lewandowski, Vladimír Maňka, Mario Mauro, Gérard Onesta, Nina Škottová, László Surján, Gary Titley
<b>Substitute(s) present for the final vote</b>	Călin Cătălin Chiriță
<b>Substitute(s) under Rule 178(2) present for the final vote</b>	

## RESULT OF FINAL VOTE IN COMMITTEE

<b>Date adopted</b>	22.4.2009
<b>Result of final vote</b>	+: 20 -: 3 0: 1
<b>Members present for the final vote</b>	Bastiaan Belder, Richard Corbett, Hanne Dahl, Jean-Luc Dehaene, Andrew Duff, Genowefa Grabowska, Anneli Jäätteenmäki, Aurelio Juri, Sylvia-Yvonne Kaufmann, Timothy Kirkhope, Jo Leinen, Íñigo Méndez de Vigo, Andreas Mölzer, Ashley Mote, József Szájer, Riccardo Ventre, Johannes Voggenhuber, Andrzej Wielowieyski, Dushana Zdravkova
<b>Substitute(s) present for the final vote</b>	Costas Botopoulos, Catherine Boursier, Elmar Brok, Carlos Carnero González, Monica Frassoni, Alain Lamassoure, Klaus-Heiner Lehne