



**2018/2009(INI)**

6.3.2018

# **AMENDMENTS**

## **1 - 59**

**Draft opinion**  
**Sylvie Guillaume**  
The 2017 EU Justice Scoreboard  
(2018/2009(INI))



**Amendment 1**  
**Auke Zijlstra, Nicolas Bay, Gilles Lebreton**

**Draft opinion**  
**Citation 3**

*Draft opinion*

*Amendment*

– *having regard to the Charter of Fundamental Rights of the European Union,*

*deleted*

Or. en

**Amendment 2**  
**Emil Radev**

**Draft opinion**  
**Citation 3 a (new)**

*Draft opinion*

*Amendment*

– *having regard that safeguarding the rule of law and effective independent justice systems play a key role in creating a positive political environment, regaining public trust in institutions, attracting investments, providing greater legal and regulatory predictability and sustainable growth*

Or. en

**Amendment 3**  
**Auke Zijlstra, Nicolas Bay, Gilles Lebreton**

**Draft opinion**  
**Citation 5**

*Draft opinion*

*Amendment*

– *having regard to its relevant resolutions in the areas of the rule of law*

*deleted*

*and justice,*

Or. en

**Amendment 4**  
**Emil Radev**

**Draft opinion**  
**Citation 5 a (new)**

*Draft opinion*

*Amendment*

– *having regard that measures to improve the effectiveness of judicial systems in the Member States is a key aspect of the structural reforms in the context of the European Semester, the annual cycle for the coordination of economic policies at Union level.*

Or. en

**Amendment 5**  
**Kostas Chrysogonos**

**Draft opinion**  
**Recital A a (new)**

*Draft opinion*

*Amendment*

*Aa. whereas effective justice systems support economic growth and defend fundamental rights and underpin the application of EU law;*

Or. en

**Amendment 6**  
**Kostas Chrysogonos**

**Draft opinion**  
**Recital A b (new)**

*Draft opinion*

*Amendment*

***Ab. whereas the role of Member States' justice systems is crucial for ensuring that individuals and businesses can fully enjoy their rights, for strengthening mutual trust and for building a business and investment-friendly environment in the single market;***

Or. en

**Amendment 7  
Kostas Chrysogonos**

**Draft opinion  
Recital A c (new)**

*Draft opinion*

*Amendment*

***Ac. whereas independence, quality and efficiency are key elements of an effective justice system;***

Or. en

**Amendment 8  
Kostas Chrysogonos**

**Draft opinion  
Recital A d (new)**

*Draft opinion*

*Amendment*

***Ad. whereas this non-binding exercise assists Member States in identifying potential shortcomings, improvements and good practices as well as trends in the functioning of national justice systems over time;***

Or. en

**Amendment 9**  
**Judith Sargentini**

**Draft opinion**  
**Recital B**

*Draft opinion*

**B.** *whereas justice must be adapted to meet the new challenges faced by the EU, in particular the fight against terrorism;*

*deleted*

*Amendment*

Or. en

**Amendment 10**  
**Auke Zijlstra, Nicolas Bay, Gilles Lebreton**

**Draft opinion**  
**Recital B**

*Draft opinion*

**B.** *whereas justice must be adapted to meet the new challenges faced by the EU, in particular the fight against terrorism;*

**B.** *whereas national judicial systems can cooperate to respond to the new challenges faced by the States, in particular in the fight against terrorism;*

*Amendment*

Or. en

**Amendment 11**  
**Emil Radev**

**Draft opinion**  
**Recital B**

*Draft opinion*

**B.** *whereas justice must be adapted to meet the new challenges faced by the EU, in particular the fight against terrorism;*

**B.** *whereas justice systems must be adapted to meet the new challenges faced by the EU;*

*Amendment*

Or. en

**Amendment 12**  
**Sylvie Guillaume**

**Draft opinion**  
**Recital B a (new)**

*Draft opinion*

*Amendment*

***Ba. whereas the EU Justice Scoreboard should cover justice as a whole, including criminal justice, and should not focus solely on infringements that affect the stability of the single market, but also cover the presumption of innocence and other aspects relating to the right to a fair trial, as these are closely related to upholding the rule of law;***

Or. fr

**Amendment 13**  
**Sylvie Guillaume**

**Draft opinion**  
**Recital B b (new)**

*Draft opinion*

*Amendment*

***Bb. whereas judicial staff play a key role in administering a fair justice system, and whereas, with that in mind, future scoreboards should include information on the staff involved, including recruitment, training and the gender balance;***

Or. fr

**Amendment 14**  
**Tomáš Zdechovský**

**Draft opinion**

## Paragraph 1

### *Draft opinion*

1. Calls on the Commission to continue promoting the Scoreboard so that it can become a useful tool for the relevant stakeholders, boosting the efficiency and quality of the European judicial systems;

### *Amendment*

1. Calls on the Commission to continue promoting the Scoreboard so that it can become a useful tool for the relevant stakeholders, boosting the efficiency and quality of the European judicial systems; ***asks also to provide more quantitative and qualitative data and ensure their merge;***

Or. en

## Amendment 15 Kostas Chrysogonos

### Draft opinion Paragraph 1

### *Draft opinion*

1. Calls on the Commission to continue promoting the Scoreboard so that it can become a useful tool for the relevant stakeholders, boosting the efficiency and quality of the European judicial systems;

### *Amendment*

1. Calls on the Commission to continue promoting the Scoreboard so that it can become a useful tool for the relevant stakeholders, boosting the efficiency and quality of the European judicial systems ***in accordance with the Treaties and in consultation with the Member States;***

Or. en

## Amendment 16 Maria Grapini

### Draft opinion Paragraph 1

### *Draft opinion*

1. Calls on the Commission to continue promoting the Scoreboard so that it can become a useful tool for the relevant stakeholders, boosting the efficiency and

### *Amendment*

1. Calls on the Commission to continue promoting the Scoreboard so that it can become a useful tool for the relevant stakeholders, boosting the efficiency and quality of the European judicial systems



quality of the European judicial systems;

*and ensuring the uniform functioning thereof in the Union;*

Or. ro

**Amendment 17**  
**Auke Zijlstra**

**Draft opinion**  
**Paragraph 1**

*Draft opinion*

1. Calls on the Commission to *continue* promoting the Scoreboard *so that it can become a useful tool for the relevant stakeholders, boosting the efficiency and quality* of the *European judicial systems*;

*Amendment*

1. Calls on the Commission to *discontinue* promoting the *failed* Scoreboard *in order not to waste any more* of the *taxpayers' money*;

Or. en

**Amendment 18**  
**Sylvie Guillaume**

**Draft opinion**  
**Paragraph 1 a (new)**

*Draft opinion*

*Amendment*

*1a. Reiterates its wish to see a criminal justice scoreboard in order to provide a comprehensive overview of justice in the EU, as this would help foster a common understanding of the different justice systems in Europe and boost the European judicial area;*

Or. fr

**Amendment 19**  
**Kostas Chrysogonos**

**Draft opinion**  
**Paragraph 1 a (new)**

*Draft opinion*

*Amendment*

***1a. Stresses that collective redress procedures are increasingly significant for facilitating access to justice and efficient dispute resolution; calls on the Commission to consider these procedures in the upcoming comparative exercises on accessibility factors of justice systems;***

Or. en

**Amendment 20**  
**Sophia in 't Veld**

**Draft opinion**  
**Paragraph 1 a (new)**

*Draft opinion*

*Amendment*

***1a. Calls on the Commission to rely on independent monitoring and research, including of a more qualitative nature and drawing on civil society, private sector and academic sources, to complement the data provided by Member States and international organisations;***

Or. en

**Amendment 21**  
**Judith Sargentini**

**Draft opinion**  
**Paragraph 1 a (new)**

*Draft opinion*

*Amendment*

***1a. Calls on the Member States to cooperate actively with the Commission in order to reduce the data gap and to collect***

*accurate, reliable and comparable information fit for the methodology of the Scoreboard;*

Or. en

**Amendment 22**  
**Kostas Chrysogonos**

**Draft opinion**  
**Paragraph 1 b (new)**

*Draft opinion*

*Amendment*

*1b. Stresses the need to address the gender balance disparities and considerable ratio gaps among judges, especially in higher instance courts, at national and European level;*

Or. en

**Amendment 23**  
**Judith Sargentini**

**Draft opinion**  
**Paragraph 1 b (new)**

*Draft opinion*

*Amendment*

*1b. Calls on the Commission to develop further its methodology, including more qualitative analysis in addition to the quantitative data;*

Or. en

**Amendment 24**  
**Judith Sargentini**

**Draft opinion**  
**Paragraph 1 c (new)**

*Draft opinion*

*Amendment*

***1c. Calls on the Commission to use additional sources of information, including data provided by international organisations and civil society organisations;***

Or. en

**Amendment 25**  
**Auke Zijlstra**

**Draft opinion**  
**Paragraph 2**

*Draft opinion*

*Amendment*

***2. Welcomes the Commission's efforts to assess, for the first time, certain aspects of criminal justice relating to the fight against money laundering, but deplores the fact that this assessment will last only as long as the relevant judicial proceedings;***

***deleted***

Or. en

**Amendment 26**  
**Emil Radev**

**Draft opinion**  
**Paragraph 2**

*Draft opinion*

*Amendment*

***2. Welcomes the Commission's efforts to assess, for the first time, certain aspects of criminal justice relating to the fight against money laundering, but deplores the fact that this assessment will last only as long as the relevant judicial proceedings;***

***2. Welcomes the Commission's efforts to assess, for the first time, certain aspects of criminal justice relating to the fight against money laundering, and it recommends to the Commission to gather more information regarding the length of the judicial proceedings in this area, in view of the entering into force of the***

*Fourth, and later on, of the Fifth Anti-Money Laundering Directive.*

Or. en

**Amendment 27**

**Laura Ferrara, Fabio Massimo Castaldo, Ignazio Corrao**

**Draft opinion**

**Paragraph 2**

*Draft opinion*

2. *Welcomes* the Commission's efforts to assess, for the first time, certain aspects of criminal justice relating to the fight against money laundering, but deplores the fact that this assessment will last only as long as the relevant judicial proceedings;

*Amendment*

2. *Reiterates its request to extend the EU Justice Scoreboard to criminal justice, too; welcomes* the Commission's efforts to assess, for the first time, certain aspects of criminal justice relating to the fight against money laundering, but deplores the fact that this assessment will last only as long as the relevant judicial proceedings;

Or. it

**Amendment 28**

**Judith Sargentini**

**Draft opinion**

**Paragraph 2**

*Draft opinion*

2. Welcomes the Commission's efforts to assess, for the first time, certain aspects of criminal justice relating to the fight against money laundering, but deplores the fact that this assessment will last only as long as the relevant judicial proceedings;

*Amendment*

2. Welcomes the Commission's efforts to assess, for the first time, certain aspects of criminal justice relating to the fight against money laundering, but deplores the fact that this assessment will last only as long as the relevant judicial proceedings; *encourages the Commission to present a wider assessment of criminal justice;*

Or. en

**Amendment 29**  
**Maria Grapini**

**Draft opinion**  
**Paragraph 2**

*Draft opinion*

2. Welcomes the Commission's efforts to assess, for the first time, certain aspects of criminal justice relating to the fight against money laundering, but deplores the fact that this assessment will last only as long as the relevant judicial proceedings;

*Amendment*

2. Welcomes the Commission's efforts to assess, for the first time, certain aspects of criminal justice relating to the fight against money laundering, but deplores the fact that this assessment will last only as long as the relevant judicial proceedings, ***thereby detracting from its efficiency***;

Or. ro

**Amendment 30**  
**Laura Ferrara, Fabio Massimo Castaldo, Ignazio Corrao**

**Draft opinion**  
**Paragraph 2 a (new)**

*Draft opinion*

*Amendment*

***2a. Regrets that the Commission has decided not to continue to publish its biennial EU anti-corruption report; believes it is necessary to have a clear picture of the corruption situation in each Member State; considers it a matter of priority that the EU Justice Scoreboard in future should include also corruption;***

Or. it

**Amendment 31**  
**Sylvie Guillaume, Miltiadis Kyrkos**

**Draft opinion**

**Paragraph 2 a (new)**

*Draft opinion*

*Amendment*

**2a. Calls on the Commission to take the necessary steps to strongly encourage Member States to provide data on judicial activity in the area of combating money laundering;**

Or. fr

**Amendment 32  
Kostas Chrysogonos**

**Draft opinion  
Paragraph 2 a (new)**

*Draft opinion*

*Amendment*

**2a. Encourages the Commission to continue developing concrete indicators to assess, in practice, the upholding of EU values relating to issues such as rule of law or respect of fundamental rights;**

Or. en

**Amendment 33  
Sylvie Guillaume, Miltiadis Kyrkos**

**Draft opinion  
Paragraph 2 b (new)**

*Draft opinion*

*Amendment*

**2b. Calls on the Member States to cooperate with the Commission and to provide the data required to compile the Justice Scoreboard, in particular where combating money laundering is concerned;**

Or. fr

**Amendment 34**  
**Kostas Chrysogonos**

**Draft opinion**  
**Paragraph 2 b (new)**

*Draft opinion*

*Amendment*

**2b. Underlines that legal aid consumers below the poverty threshold remains an essential balancing factor; notes the important role of legal aid in guaranteeing that weaker parties may also have access to justice;**

Or. en

**Amendment 35**  
**Kostas Chrysogonos**

**Draft opinion**  
**Paragraph 2 c (new)**

*Draft opinion*

*Amendment*

**2c. Stresses the need for a low VAT for the provision of legal services in order to facilitate access of justice;**

Or. en

**Amendment 36**  
**Emil Radev**

**Draft opinion**  
**Paragraph 3**

*Draft opinion*

*Amendment*

**3. Calls on the Commission to gather precise information on the way violations of the rule of law, including corruption and threats to the fundamental rights, are**

**deleted**



*being dealt with;*

Or. en

**Amendment 37**

**Auke Zijlstra, Nicolas Bay, Gilles Lebreton**

**Draft opinion**

**Paragraph 3**

*Draft opinion*

3. *Calls on the Commission to gather precise information on the way violations of the rule of law, including corruption and threats to the fundamental rights, are being dealt with;*

*Amendment*

*deleted*

Or. en

**Amendment 38**

**Sylvie Guillaume, Miltiadis Kyrkos**

**Draft opinion**

**Paragraph 3**

*Draft opinion*

3. Calls on the Commission to gather precise information on the way violations of the rule of law, including corruption and threats to *the* fundamental rights, are being dealt with;

*Amendment*

3. Calls on the Commission to gather *more* precise information on the way *in which* violations of the rule of law, including corruption, *breaches of privacy, freedom of thought, conscience and religion, freedom of expression, assembly and association, discrimination* and threats to fundamental rights, are being dealt with;

Or. fr

**Amendment 39**

**Tomáš Zdechovský**

**Draft opinion**  
**Paragraph 3**

*Draft opinion*

3. Calls on the Commission to gather precise information on the way violations of the rule of law, including corruption and threats to the fundamental rights, are being dealt with;

*Amendment*

3. Calls on the Commission to gather precise information on the way violations of the rule of law, including corruption and threats to the fundamental rights, are being dealt with; ***further calls on the Member states to provide such information and cooperate closely with the Commission;***

Or. en

**Amendment 40**  
**Kostas Chrysogonos**

**Draft opinion**  
**Paragraph 3**

*Draft opinion*

3. Calls on the Commission to gather precise information on the way violations of the rule of law, including corruption and threats to the fundamental rights, are being dealt with;

*Amendment*

3. Calls on the Commission to gather precise information on the way violations of the rule of law ***as well as of the fundamental rights***, including corruption and threats to the fundamental rights, are being dealt with;

Or. en

**Amendment 41**  
**Maria Grapini**

**Draft opinion**  
**Paragraph 3**

*Draft opinion*

3. Calls on the Commission to gather precise information on the way violations of the rule of law, including corruption and threats to the fundamental rights, are being

*Amendment*

3. Calls on the Commission to gather precise information on the way violations of the rule of law, including corruption and threats to the fundamental rights ***of***

dealt with;

*citizens*, are being dealt with;

Or. ro

**Amendment 42**  
**Judith Sargentini**

**Draft opinion**  
**Paragraph 3 a (new)**

*Draft opinion*

*Amendment*

***3a. Regrets the Commission decision not to publish a second EU Anti-Corruption Report despite Parliament's call in its resolution of 25 October 2016 on the fight against corruption and follow-up of the CRIM resolution (P8\_TA(2016)0403); calls on the Commission to take into account the fight against corruption in its Justice Scoreboard and to identify areas that could be improved in each Member State;***

Or. en

**Amendment 43**  
**Kostas Chrysogonos**

**Draft opinion**  
**Paragraph 3 a (new)**

*Draft opinion*

*Amendment*

***3a. Emphasises the benefit of ICT systems in reducing costs for all stake holders involved and in improving the overall efficiency and quality of justice systems; regrets that their full potential has not yet been reached in all Member States;***

Or. en

**Amendment 44**  
**Kostas Chrysogonos**

**Draft opinion**  
**Paragraph 3 b (new)**

*Draft opinion*

*Amendment*

**3b. Calls on Member States and on European institutions to take appropriate action for efficient and timely proceedings in strengthening the judicial protection of any person safeguarding their rights;**

Or. en

**Amendment 45**  
**Auke Zijlstra, Nicolas Bay, Gilles Lebreton**

**Draft opinion**  
**Paragraph 4**

*Draft opinion*

*Amendment*

**4. Calls on the Commission to draw up new criteria for better assessing the conformity of judicial systems with the rule of law, drawing in particular on the Commission of Venice's Rule of Law Checklist;**

*deleted*

Or. en

**Amendment 46**  
**Emil Radev**

**Draft opinion**  
**Paragraph 4**

*Draft opinion*

*Amendment*

**4. Calls on the Commission to draw up new criteria for better assessing the**

*deleted*

*conformity of judicial systems with the rule of law, drawing in particular on the Commission of Venice's Rule of Law Checklist;*

Or. en

**Amendment 47**  
**Kostas Chrysogonos**

**Draft opinion**  
**Paragraph 4 a (new)**

*Draft opinion*

*Amendment*

*4a. Notes that a strong, independent judicial system relies, among others, on the lack of interference or pressure from government and politics, as well as on effective guarantees provided by the status and position of judges;*

Or. en

**Amendment 48**  
**Kostas Chrysogonos**

**Draft opinion**  
**Paragraph 4 b (new)**

*Draft opinion*

*Amendment*

*4b. Calls on Member States and on European institutions to encourage the strengthening of independency of the judicial systems in the EU;*

Or. en

**Amendment 49**  
**Kostas Chrysogonos**

**Draft opinion**  
**Paragraph 4 c (new)**

*Draft opinion*

*Amendment*

**4c. *Highlights the importance of establishing impartial, without any arbitrary executive discretion, comprehensive mechanisms for the appointment, evaluation, transfer or dismissal of judges;***

Or. en

**Amendment 50**  
**Kostas Chrysogonos**

**Draft opinion**  
**Paragraph 4 d (new)**

*Draft opinion*

*Amendment*

**4d. *Calls on Member States and on European institutions to invest in the continued development and use of ICT tools in their judicial systems, in an effort to make them more accessible and comprehensible to all EU citizens, including people with any form of disability and other vulnerable groups;***

Or. en

**Amendment 51**  
**Auke Zijlstra, Nicolas Bay, Gilles Lebreton**

**Draft opinion**  
**Paragraph 5**

*Draft opinion*

*Amendment*

**5. *Calls on the Commission to include, in the part of the Scoreboard that deals with the independence of the judiciary, a section devoted to the status of***

***deleted***

*public prosecutors and their autonomy;*

Or. en

**Amendment 52**  
**Emil Radev**

**Draft opinion**  
**Paragraph 5**

*Draft opinion*

5. ***Calls on*** the Commission to include, in the part of the Scoreboard that deals with the independence of the judiciary, a section devoted to the status of public prosecutors and their autonomy;

*Amendment*

5. ***Encourages*** the Commission to include, in the part of the Scoreboard that deals with the independence of the judiciary, a section devoted to the status of public prosecutors and their autonomy;

Or. en

**Amendment 53**  
**Judith Sargentini**

**Draft opinion**  
**Paragraph 5 a (new)**

*Draft opinion*

***5a. Urges the Commission to include into the Scoreboard its country-specific recommendations on the improvement of national justice systems, if the situation does not deserve the Council recommendations in the context of the European semester;***

*Amendment*

Or. en

**Amendment 54**  
**Tomáš Zdechovský**

**Draft opinion**

**Paragraph 5 a (new)**

*Draft opinion*

*Amendment*

**5a.** *Encourages to provide more information about electronization of juridical systems in the Member States such as start, length, trial, verdict or appeals of civil of civil law as well as criminal law disputes;*

Or. en

**Amendment 55**

**Auke Zijlstra, Nicolas Bay, Gilles Lebreton**

**Draft opinion**

**Paragraph 6**

*Draft opinion*

*Amendment*

**6.** *Reminds the Commission that a European surveillance mechanism on democracy, the rule of law and fundamental rights needs to be developed, as Parliament suggested in its own-initiative report of October 2016.*

*deleted*

Or. en

**Amendment 56**

**Emil Radev**

**Draft opinion**

**Paragraph 6**

*Draft opinion*

*Amendment*

**6.** *Reminds the Commission that a European surveillance mechanism on democracy, the rule of law and fundamental rights needs to be developed, as Parliament suggested in its own-initiative report of October 2016.*

**6.** *Points out that in its resolution of 25 October 2016 it recommends the establishment of a European mechanism for democracy, the rule of law and fundamental rights and calls on the Commission to put forward a proposal to establish such a mechanism in line with*



*the principle of subsidiarity and proportionality, assuring objective assessment of all Member States on equal footing and incorporating existing instruments, such as the Justice Scoreboard, the anti-corruption report and others and replacing the Cooperation and Verification for Bulgaria and Romania.*

Or. en

**Amendment 57**  
**Sophia in 't Veld**

**Draft opinion**  
**Paragraph 6**

*Draft opinion*

6. Reminds the Commission that a European surveillance mechanism on democracy, the rule of law and fundamental rights needs to be developed, as Parliament suggested in its own-initiative report of October 2016.

*Amendment*

6. Reminds the Commission that a European surveillance mechanism on democracy, the rule of law and fundamental rights needs to be developed, as Parliament suggested in its own-initiative report of October 2016 (**DRF Pact**). ***Calls on the Commission, until the DRF Pact is in place, to bundle existing reports, including the Justice Scoreboard.***

Or. en

**Amendment 58**  
**Judith Sargentini**

**Draft opinion**  
**Paragraph 6**

*Draft opinion*

6. ***Reminds*** the Commission ***that a European surveillance mechanism on democracy, the rule of law and fundamental rights needs to be developed,***

*Amendment*

6. ***Reiterates its request to the Commission to submit a proposal for the conclusion of a Union Pact for*** democracy, the rule of law and

as Parliament suggested in its own-initiative report of October 2016.

fundamental rights (*EU Pact for DRF*), as Parliament suggested in its own-initiative report of October 2016.

Or. en

**Amendment 59**  
**Sylvie Guillaume, Miltiadis Kyrkos**

**Draft opinion**  
**Paragraph 6 a (new)**

*Draft opinion*

*Amendment*

**6a. Calls on the Commission to gather more information on access to justice and the duration of procedures for people in at-risk or minority groups, including LGBTI people.**

Or. fr