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*Plenary sitting*

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**A9-0198/2023**

26.5.2023

# REPORT

on amendments to Parliament's Rules of Procedure concerning the referral of proposals for legally binding acts to committees and the procedure for solving conflicts of competence  
(2023/2055(REG))

Committee on Constitutional Affairs

Rapporteur: Gabriele Bischoff

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## PROPOSAL FOR A EUROPEAN PARLIAMENT DECISION

**on amendments to Parliament's Rules of Procedure concerning the referral of proposals for legally binding acts to committees and the procedure for solving conflicts of competence  
(2023/2055(REG))**

*The European Parliament,*

- having regard to the letter from its President of 12 October 2022,
  - having regard to Rules 236 and 237 of its Rules of Procedure,
  - having regard to the report of the Committee on Constitutional Affairs (A9-0198/2023),
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 of the next part-session;
  3. Instructs its President to forward this decision to the Council and the Commission, for information.

### **Amendment 1**

#### **Parliament's Rules of Procedure Rule 48 – paragraph 1**

##### *Present text*

1. The President shall refer proposals for legally binding acts received from other institutions or Member States to the committee responsible, for consideration.

##### *Amendment*

1. The President shall refer proposals for legally binding acts received from other institutions or Member States to the committee responsible, for consideration.  
***The other committees shall be informed of the referral at the same time.***

##### *Justification*

*If the deadline for raising conflicts of competence is no longer linked to the announcement of the referral (see AM 3) but to the referral itself, the other committees need to be informed of the referral.*

## Amendment 2

### Parliament's Rules of Procedure Rule 48 – paragraph 2 a (new)

*Present text*

*Amendment*

**2a. The President shall announce the referral in Parliament after receiving the proposal in all official languages of the European Union and, except in cases of requests for the application of the urgent procedure pursuant to Rule 163, after, where relevant, any conflict of competence between committees has been settled in accordance with Rule 211(2). Once it has been announced in Parliament, the referral shall be made public on Parliament's website.**

*Justification*

*In order for Parliament to consider and vote on requests for the urgency procedure, the proposal must first be announced in Parliament. Introducing the condition to solve potential conflicts of competence before making the announcement in plenary would de facto deprive Parliament of the possibility to react in urgent cases.*

## Amendment 3

### Parliament's Rules of Procedure Rule 211 – paragraph 1

*Present text*

*Amendment*

1. If a standing committee declares itself not to be competent to consider an item, or if a conflict arises over the competence of two or more standing committees, the question of competence shall be submitted to the Conference of Committee Chairs within **four weeks of the announcement in Parliament** of the referral to committee.

1. If a standing committee declares itself not to be competent to consider an item, or if a conflict arises over the competence of two or more standing committees, the question of competence shall be submitted to the Conference of Committee Chairs within **two weeks of the referral to committee provided for in Rule 48(1). Weeks without parliamentary activities and weeks set aside for external parliamentary activities shall not be taken into account for the purposes of that deadline.**

### *Justification*

*With a view to shortening the procedure for solving conflicts of competence, the deadline for raising such conflicts is reduced to two weeks. For that same purpose, its beginning is linked to the referral to committee in accordance with Rule 48(1) and not to the later announcement in plenary. The short deadline of two weeks is only manageable, if weeks without parliamentary activities and weeks set aside for external parliamentary activities do not count for this deadline.*

## **Amendment 4**

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

#### **Rule 211 – paragraph 2**

##### *Present text*

2. The Conference of Presidents shall take a decision ***within six weeks after the submission of the question*** on the basis of ***a recommendation from the Conference of Committee Chairs, or, if no such recommendation is forthcoming, from the latter's Chair***. If the Conference of Presidents fails to take a decision within that period, the recommendation shall be deemed to have been approved.

##### *Amendment*

2. ***At the latest at its second meeting after the expiry of the deadline laid down in paragraph 1, the Conference of Committee Chairs or its Chair shall issue a recommendation.*** The Conference of Presidents shall take a decision on the basis of ***that*** recommendation ***within six weeks after its transmission***. If the Conference of Presidents fails to take a decision within that period, the recommendation shall be deemed to have been approved.

### *Justification*

*With a view to avoiding delays, this modification introduces a deadline for the Conference of Committee Chairs or its Chair to issue a recommendation. For the purpose of clarification, the deadline of six weeks for a decision of the Conference of Presidents starts when this recommendation is transmitted to the Conference of Presidents.*

## INFORMATION ON ADOPTION IN COMMITTEE RESPONSIBLE

<b>Date adopted</b>	24.5.2023
<b>Result of final vote</b>	<div style="display: flex; justify-content: flex-end; align-items: center;"> <div style="text-align: right; padding-right: 10px;">+:</div> <div>25</div> </div> <div style="display: flex; justify-content: flex-end; align-items: center;"> <div style="text-align: right; padding-right: 10px;">-:</div> <div>0</div> </div> <div style="display: flex; justify-content: flex-end; align-items: center;"> <div style="text-align: right; padding-right: 10px;">0:</div> <div>0</div> </div>
<b>Members present for the final vote</b>	Gerolf Annemans, Włodzimierz Cimoszewicz, Salvatore De Meo, Brice Hortefeux, Max Orville, Giuliano Pisapia, Paulo Rangel, Antonio Maria Rinaldi, Jacek Saryusz-Wolski, Helmut Scholz, Pedro Silva Pereira, Sven Simon, László Trócsányi, Rainer Wieland
<b>Substitutes present for the final vote</b>	François Alfonsi, Gunnar Beck, Vladimír Bilčík, Pascal Durand, Markéta Gregorová, Seán Kelly, Alin Mituța, Niklas Nienaa, Maite Pagazaurtundúa
<b>Substitutes under Rule 209(7) present for the final vote</b>	Mercedes Bresso, Stéphanie Yon-Courtin

## FINAL VOTE BY ROLL CALL IN COMMITTEE RESPONSIBLE

25	+
ECR	Jacek Saryusz-Wolski
ID	Gerolf Annemans, Gunnar Beck, Antonio Maria Rinaldi
NI	László Trócsányi
PPE	Vladimír Bilčík, Salvatore De Meo, Brice Hortefeux, Seán Kelly, Paulo Rangel, Sven Simon, Rainer Wieland
Renew	Alin Mituța, Max Orville, Maite Pagazaurtundúa, Stéphanie Yon-Courtin
S&D	Mercedes Bresso, Włodzimierz Cimoszewicz, Pascal Durand, Giuliano Pisapia, Pedro Silva Pereira
The Left	Helmut Scholz
Vers/ALE	François Alfonsi, Markéta Gregorová, Niklas Nienäb

0	-

0	0

Key to symbols:

+ : in favour

- : against

0 : abstention