



Committee on Constitutional Affairs

AFCO_PV(2023)0322_1

MINUTES

Meeting of 22 March 2023, 9.00 – 12.30 and 15.30 – 18.30
14.00 – 15.30 (coordinator's meeting)

BRUSSELS

The meeting opened at 09.07 on Wednesday, 22 March 2023, with Loránt Vincze (Vice-Chair) presiding.

1. Adoption of agenda

AFCO_OJ PE745.341v01-00

The agenda was adopted with the following changes: Point 13 of the draft agenda on the composition of the European Parliament (2021/2229(INL)) (co-rapporteurs Loránt Vincze (PPE) and Sandro Gozi (Renew)) was moved to the morning session. Point 4 of the draft agenda on the implementation of the provisions on “passerelle” clauses in the Treaties (2022/2142(INI) (rapporteur Giuliano Pisapia (S&D)) was moved to the afternoon session.

2. Chair's announcements

The Chair announced that interpretation for this meeting is available in the following languages:

German, English, French, Italian, Dutch, Danish, Spanish, Portuguese, Finnish, Czech, Hungarian, Polish, Slovak, Bulgarian and Romanian.

The following recommendations made by the AFCO Coordinators, as announced by the Chair, were endorsed by the committee:

- A report on the Draft inter-institutional agreement in the form of an exchange of letters between the European Central Bank and the European Parliament on structuring the practices for interaction in the area of central banking will be drafted under the rapporteurship of Chair De Meo (PPE).
- An opinion to LIBE on the Situation of fundamental rights in the European Union - annual report 2022 and 2023 (2023/2028(INI)) will be drafted, which is assigned to the Verts/ALE with François Alfonsi as rapporteur.
- The ad hoc delegation to Georgia (Tbilisi) and the ad hoc delegation to Kosovo (Pristina) are cancelled due to the very limited interest and number of participating Members.
- The ICM on the Reform of the European Electoral System will take place on 26 April in the afternoon.

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3. The implementation of the Regulations on the European citizens' initiative

AFCO/9/10927
2022/2206(INI)

Rapporteur: Loránt Vincze (PPE)

PR – PE739.898v01-00

AM – PE745.254v01-00

Responsible:
AFCO

- Consideration of amendments
- Deadline for tabling amendments: 3 March 2023, 12.00

In addition to the Chair, Loránt Vincze (4th Vice-Chair), the following Members took the floor: Loránt Vincze (in his capacity as rapporteur), Pedro Silva Pereira, Sandro Gozi (on behalf of the Renew shadow rapporteur Alin Mituța) and François Alfonsi.

The Chair also gave the floor to the representative of the European Commission, Rudiger Boogert, Head of Unit, Policy Priorities & Work Programme (SG.A.1).

13. Composition of the European Parliament

AFCO/9/07778
2021/2229(INL)

Co-rapporteurs: Loránt Vincze (PPE) and Sandro Gozi (Renew)

PR – PE730.188v01-00
AM – PE731.768v01-00

Responsible:
AFCO

- Consideration of amendments
- Deadline for tabling amendments: 8 March 2023, 18.00

In addition to the Chair, Loránt Vincze (4th Vice-Chair), and the co-rapporteurs Loránt Vincze and Sandro Gozi, the following Members took the floor: Pascal Durand, Damian Boeselager, Gerolf Annemans, Domènec Ruiz Devesa and Pedro Silva Pereira.

Chair Salvatore De Meo took the chair at 10.17.

5. Study on "Special legislative procedures in the Treaties – Institutional balance and sincere cooperation"

AFCO/9/11466

- Presentation of a study commissioned by the Policy Department for Citizens' Rights and Constitutional Affairs by Dr. Robert BÖTTNER, Assistant Professor at the Jean-Monnet-Chair for Public Law, Public International Law and European Integration, University of Erfurt, Germany (via remote participation)

Dr. Robert Böttner presented his study.

In addition to the Chair, Salvatore De Meo, and the author of the study, the following Members took the floor: Domènec Ruiz Devesa and Sandro Gozi.

* * *

*** *Voting time* ***

6. Amendments to Parliament's Rules of Procedure concerning question time, the central rostrum, the blue-card procedure, the explanations of votes, the transparency register and the Ombudsman

AFCO/9/11272

2023/2014(REG)

Rapporteur: Gabriele Bischoff (S&D)

PR – PE742.457v01-00
AM – PE745.172v01-00

Responsible:
AFCO

- Adoption of draft report
- Deadline for tabling amendments: 3 March 2023, 12.00

The draft report as amended was adopted (unanimously) with 25 votes in favour, 0 votes against and 0 abstentions. Amendments 1-16 were adopted. All other amendments were rejected or fell.

7. Public access to documents - annual report for the years 2019-2021

AFCO/9/08535
2022/2015(INI)

Rapporteur for the opinion: Miapetra Kumpula-Natri (S&D) PA – PE735.467v01-00
AM – PE735.468v01-00

Responsible: LIBE Evin Incir (S&D) PR – PE740.656v01-00
AM – PE742.494v01-00

- Adoption of draft opinion
- Deadline for tabling amendments: 1 February 2023, 17.00

The draft opinion as amended was adopted with 23 votes in favour, 2 votes against and 0 abstentions. All compromise amendments 1-12 as well as amendments 13, 18, 29, 38, 42, 46, 47 and 49 were adopted. All other amendments were rejected or fell.

8. Interpretation of Rule 9(6) of the Rules of Procedure: Hearing of the Member concerned in procedures on immunity

AFCO/9/11517
2023/2032(REG)

- Consideration of interpretation of the Rules of Procedure and possible adoption

The Working Group on the Rules of Procedure agreed to submit a draft interpretation on Rule 9(6) to the AFCO Committee, which was presented by the Chair of the Working Group.

In addition to the Chair, Salvatore De Meo, the following Members took the floor:

Rainer Wieland (Chair of the Working Group on the Rules of Procedure) and Gabriele Bischoff.

Since there was no opposition from AFCO Members, the draft interpretation was declared adopted by the AFCO Chair.

*** *End of vote* ***

The meeting was suspended at 10.55 and resumed at 11.05 with Salvatore De Meo (Chair) presiding.

* * *

AFCO Public Hearing (with AFET associated)

(optional remote participation for AFCO Members)

9. Hearing on "Possible Treaty changes in the area of foreign and security policy"

AFCO/9/11447

- Presentation by the invited experts
- Exchange of views with Members

After a short introduction by the Chair, the following two invited experts gave their presentations:

- Prof. María Isabel NIETO FERNÁNDEZ, Complutense University of Madrid, Faculty of Political Science and Sociology, Department of International Relations and Global History Labor POI (invited by AFCO) (via remote participation)
- Prof. Dr. Daniela SCHWARZER, Executive Director of the Open Society-Europe and Central Asia in Berlin, Member of the Franco-German expert group on institutional reforms, German Society for Foreign Policy e.V. (invited by AFET) (via remote participation)

In addition to the Chair, Salvatore De Meo, the Vice-Chair of the AFET Committee, Witold Jan Waszczykowski, and the two experts, the following Members took the floor: Domènec Ruiz Devesa, Sandro Gozi, Jacek Saryusz-Wolski and Zdzisław Krasnodębski.

The meeting was adjourned at 12.05 and resumed at 15.40 with Salvatore De Meo (Chair) presiding.

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10. Chair's announcements concerning coordinators' recommendations

The following recommendations made by the AFCO Coordinators at their meeting of the same day, as announced by the Chair, were endorsed by the committee:

- The report on the “Implementation of Treaty provisions concerning special legislative procedures” was assigned to the S&D.
- The report on the “Implementation of Treaty provisions concerning national parliaments” was assigned to the PPE.
- The report on the “Implementation of Treaty provisions concerning EU citizenship” was assigned to Renew.

11. Study on "Perspectives for EU governance: between Community method, new-intergovernmentalism and parliamentarisation"

AFCO/9/11467

- Presentation of a study commissioned by the Policy Department for Citizens' Rights and Constitutional Affairs by Professor Olivier COSTA, CNRS/CEVIPOF (Paris) – College of Europe (Bruges) (via remote participation)

Prof. Olivier Costa presented his study.

In addition to the Chair, Salvatore De Meo, and the author of the study, the following Members took the floor: Domènec Ruiz Devesa and Niklas Nienab.

12. Draft inter-institutional agreement in the form of an exchange of letters between the European Central Bank and the European Parliament on structuring the practices for interaction in the area of central banking

AFCO/9/11444

2023/2026(ACI)

Rapporteur: Salvatore De Meo (PPE)

PR – PE745.273v01-00

Responsible:
AFCO

- Consideration of draft report
- Decision on deadline for amendments

In addition to the Chair, Salvatore De Meo, the following Members took the floor: Salvatore De Meo (in his capacity as rapporteur), Domènec Ruiz Devesa and Sven Simon.

The deadline for tabling amendments was set for 11 April 2023 at 18.00.

14. Proposed amendments to Protocol No 3 on the Statute of the Court of Justice of the European Union

AFCO/9/10855

***I 2022/0906(COD) 07307/2022 – C9-0405/2022

Rapporteur for the opinion: Sven Simon (PPE)
Responsible: JURI – Ilana Cicurel (Renew)

- First exchange of views

In addition to the Chair, Salvatore De Meo, the following Member took the floor: Sven Simon.

4. Implementation of ‘passerelle’ clauses in the EU Treaties

AFCO/9/10045

2022/2142(INI)

Rapporteur:	Giuliano Pisapia (S&D)	PR – PE742.625v01-00 AM – PE745.345v01-00 DT – PE740.792v02-00 PA – PE740.644v01-00 AM – PE742.299v01-00
Opinions: AFET	Tineke Strik (Verts/ALE)	
BUDG	Johan Van Overtveldt (ECR)	
ECON	Gilles Boyer (Renew)	AD – PE736.631v02-00 AM – PE739.751v01-00
EMPL	Decision: no opinion	

- Consideration of amendments
- Deadline for tabling amendments: 15 March 2023, 12.00

In addition to the Chair, Salvatore De Meo, the following Members took the floor: Domènec Ruiz Devesa (on behalf of the rapporteur Giuliano Pisapia), Sven Simon, Damian Boeselager and Domènec Ruiz Devesa.

The Chair also gave the floor to the representative of the European Commission, Dorthe Christensen, Head of Unit, Institutional Affairs (SG.F.4).

15. Other business

None.

16. Date and place of next meeting

- 26 April 2023, 11.30 – 13.00 and 14.30 – 18.30 (Brussels)
- 27 April 2023, 9.00 – 12.30 (Brussels)

The meeting was closed at 16.44.

Results of roll-call votes

Contents

1. AFCO/9/11272, Amendments to Parliament's Rules of Procedure concerning question time, the central rostrum, the blue-card procedure, the explanations of votes, the transparency register and the Ombudsman (2023/2014(REG)), rapporteur: Gabriele Bischoff.....	10
1. FINAL VOTE BY ROLL CALL IN COMMITTEE RESPONSIBLE.....	10
2. AFCO/9/08535, Public access to documents - annual report for the years 2019-2021 (2022/2015(INI)), rapporteur for the opinion: Miapetra Kumpula-Natri.....	10
2. FINAL VOTE BY ROLL CALL IN COMMITTEE FOR OPINION.....	10

Key to symbols:

- + : in favour
- : against
- 0 : abstention

1. AFCO/9/11272, **Amendments to Parliament's Rules of Procedure concerning question time, the central rostrum, the blue-card procedure, the explanations of votes, the transparency register and the Ombudsman** (2023/2014(REG)), rapporteur: **Gabriele Bischoff**

1. FINAL VOTE BY ROLL CALL IN COMMITTEE RESPONSIBLE

25	+
ECR	Zdzisław Krasnodębski, Jacek Saryusz-Wolski
ID	Gerolf Annemans, Gunnar Beck, Gilles Lebreton
PPE	François-Xavier Bellamy, Salvatore De Meo, Othmar Karas, Paulo Rangel, Sven Simon, Rainer Wieland, Javier Zarzalejos
Renew	Charles Goerens, Sandro Gozi, Max Orville, Maite Pagazaurtundúa
S&D	Gabriele Bischoff, Włodzimierz Cimoszewicz, Pascal Durand, Victor Negrescu, Domènec Ruiz Devesa, Pedro Silva Pereira
The Left	Leila Chaibi
Verts/ALE	Damian Boeselager, Gwendoline Delbos-Corfield

0	-

0	0

2. AFCO/9/08535, **Public access to documents - annual report for the years 2019-2021** (2022/2015(INI)), rapporteur for the opinion: **Miapetra Kumpula-Natri**

2. FINAL VOTE BY ROLL CALL IN COMMITTEE FOR OPINION

23	+
ID	Gerolf Annemans, Gunnar Beck, Gilles Lebreton
PPE	François-Xavier Bellamy, Salvatore De Meo, Othmar Karas, Paulo Rangel, Sven Simon, Rainer Wieland, Javier Zarzalejos
Renew	Charles Goerens, Sandro Gozi, Max Orville, Maite Pagazaurtundúa
S&D	Gabriele Bischoff, Włodzimierz Cimoszewicz, Pascal Durand, Victor Negrescu, Domènec Ruiz Devesa, Pedro Silva Pereira
The Left	Leila Chaibi
Verts/ALE	Damian Boeselager, Gwendoline Delbos-Corfield

2	-
ECR	Zdzisław Krasnodębski, Jacek Saryusz-Wolski

0	0

**ПРИСЪСТВЕН ЛИСТ/LISTA DE ASISTENCIA/PREZENČNÍ LISTINA/DELTAGERLISTE/
 ANWESENHEITSLISTE/KOHALOLIJATE NIMEKIRI/KATASTAΣΗ ΠΑΡΟΝΤΩΝ/RECORD OF ATTENDANCE/
 LISTE DE PRÉSENCE/POPIS NAZOČNIH/ELENCO DI PRESENZA/APMEKLĒJUMU REĢISTRS/DALVIŲ SARAŠAS/
 JELENLÉTI ÍV/REGISTRU TA' ATTENDENZA/PRESENTIELIJST/LISTA OBECNOŚCI/LISTA DE PRESENÇAS/
 LISTA DE PREZENTĀ/PREZENČNÁ LISTINA/SEZNAM NAVZOČIH/LÄSNÄOLOLISTA/NÄRVAROLISTA**

Бюро/Меса/Председниство/Formandskabet/Vorstand/Juhatus/Προεδρείо/Bureau/Predsjedništvo/Ufficio di presidenza/Prezidijs/Biuras/Elnökség/Prezydium/Birou/Predsednictvo/Predsedstvo/Puheenjohtajisto/Presidet (*)
Gabriele Bischoff, Salvatore De Meo, Charles Goerens, Loránt Vincze
Членове/Diputados/Poslanci/Medlemmer/Mitglieder/Parlamendiliikmed/Bouλευτές/Members/Députés/Zastupnici/Deputati/Deputāti/Nariai/Képviselők/Membri/Leden/Posłowie/Deputados/Deputati/Jäsenet/Ledamöter
Gerolf Annemans, Damian Boeselager, Leila Chaibi, Włodzimierz Cimoszewicz, Gwendoline Delbos-Corfield, Sandro Gozi, Zdzisław Krasnodębski, Victor Negrescu, Max Orville, Paulo Rangel, Domènec Ruiz Devesa, Jacek Saryusz-Wolski, Pedro Silva Pereira, Sven Simon, Rainer Wieland
Заместници/Suplentes/Náhradníci/Stedfortrædere/Stellvertreter/Asendusliikmed/Αναπληρωτές/Substitutes/Suppléants/Zamjenici/Supplenti/Aizstājēji/Pavaduojantysnariai/Póttagok/Sostituti/Plaatsvervangers/Zastępcy/Membros suplentes/Supleanți/Náhradníci/Namestniki/Varajäsenet/Suppleanter
François Alfonsi, Gunnar Beck, Pascal Durand, Othmar Karas, Seán Kelly, Gilles Lebreton, Niklas Nienauß, Maite Pagazaurtundúa

209 (7)	
François-Xavier Bellamy, Witold Jan Waszczykowski, Javier Zarzalejos	
216 (3)	
56 (8) (Точка от дневния ред/Punto del orden del día/Bod pořadu jednání (OJ)/Punkt på dagsordenen/Tagesordnungspunkt/Päevakorra punkt/Σημείο της ημερήσιας διάταξης/Agenda item/Point OJ/Točka dnevnog reda/Punto all'ordine del giorno/Darba kārtības punkts/Darbotvarķēs punktas/Napirendi pont/Punt Aģenda/Agendapunt/Punkt porządku dziennego/Ponto OD/Punct de pe ordinea de zi/Bod programu schôdze/Točka UL/Esityslistan kohta/Punkt på föredragningslistan)	

Наблюдатели/Observadores/Pozorovatelé/Observatører/Beobachter/Vaatilejad/Παρατηρητές/Observers/Observateurs/Promatrači/Osservatori/Novērotāji/Stebētojai/Megfigyelők/Osservaturi/Waarnemers/Oberwatorzy/Observadores/Observatori/Pozorovatelia/Obazovalci/Tarkkailijat/Observatörer

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Prof. María Isabel NIETO FERNÁNDEZ, Complutense University of Madrid, Faculty of Political Science and Sociology, Department of International Relations and Global History Labor POI (invited by AFCO), Prof. Dr. Daniela SCHWARZER, Executive Director of the Open Society-Europe and Central Asia in Berlin, Member of the Franco-German expert group on institutional reforms, German Society for Foreign Policy e.V. (invited by AFET), Dr. Robert BÖTTNER, Assistant Professor at the Jean-Monnet-Chair for Public Law, Public International Law and European Integration, University of Erfurt, Germany, Professor Olivier COSTA, CNRS/CEVIPOF (Paris) – College of Europe (Bruges)

Съвет/Consejo/Rada/Rådet/Rat/Nōukogu/Συμβούλιο/Council/Conseil/Vijeće/Consiglio/Padome/Taryba/Tanács/Kunsill/Raad/Conselho/Consiliu/Svet/Neuvosto/Rådet (*)

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Rudiger Boogert, Dorthe Christensen, Thomas Fich, Silvia Kersmakers, Adriana-Nicoleta Mungiu Patrascu, Emma Psaila, Philippe Rivaud

Други институции и органи/Otras instituciones y organismos/Ostatní orgány a instituce/Andre institutioner og organer/Andere Organe und Einrichtungen/Muud institutsioonid ja organid/Λοιπά θεσμικά όργανα και οργανισμοί/Other institutions and bodies/Autres institutions et organes/Druge institucije i tijela/Altre istituzioni e altri organi/Citas iestādes un struktūras/Kitos institucijos ir įstaigos/Más intézmények és szervek/Istítúciók/Institucijonijiet u korpi ohra/Andere instellingen en organen/Inne instytucje i organy/Outras instituições e outros órgãos/Alte instituiji și organe/Iné inštitúcie a orgány/Muut toimielimet ja elimet/Andra institutioner och organ

Други участници/Otros participantes/Ostatní účastníci/Endvidere deltog/Andere Teilnehmer/Muud osalejad/Επίσης παρόντες/Other participants/Autres participants/Drugi sudionici/Altri partecipanti/Citi klātesošie/Kiti dalyviai/Más résztvevők/Partecipanti ohra/Andere anwezigen/Inni uczestnicy/Outros participantes/Altı participantı/Iní účastníci/Drugi udeleženci/Muut osallistujat/Övriga deltagare

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PPE	Iris Bergmann, Cornelia Gheorghiu, Eva Prskalo
S&D	Francesco Cerasani, Sandrine Decottignies, Stephanie Gradstein, Niccolo Grassano
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Verts/ALE	Till-Niklas Braun
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ID	Ludwig Knoepfller Sakari Linden
The Left	Julia Klaus
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Emanuela Ilario

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DG IPOL	Fabia Fontanili, Eeva Pavý
DG EXPO	
DG EPRS	Silvia Kotanidis, Cecilia Navarra
DG COMM	Kyriakos Klosidis
DG PART	Luis Balsells, Laura K. Zeller
DG PERS	
DG INLO	
DG TRAD	
DG LINC	
DG FINS	
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Tamas Lukácsi

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José Luis Pacheco (Head of Unit), Ewelina Błaszczyk-Adamowicz, Rita Calatozzolo, Inke Kalb, Serge Patou, Luca Ravera

Сътрудник/Asistente/Asistent/Assistent/Assistenz/Bonθός/Assistant/Assistente/Palīgs/Padējējas/Asszisztens/Asistent/Pomočník/Avustaja/Assistenter

Olga Arriaga e Cunha

- * (P) = Председател/Presidente/Předseda/Formand/Vorsitzender/Esimees/Πρόεδρος/Chair/Président/Predsjednik/Priekšsēdētājs/Pirmininkas/Elnök/'Chairman'/Voorzitter/Przewodniczący/Președinte/Predsednik/Puheenjohtaja/Ordförande
(VP) = Заместник-председател/Vicepresidente/Místopředseda/Næstformand/Stellvertretender Vorsitzender/Aseesimees/Avtutpróεδρος/Vice-Chair/Potpředsjednik/Vice-Président/Potpředsjednik/Priekšsēdētāja vietnieks/Pirmininko pavaduotojas/Alelnök/ Viči 'Chairman'/Ondervoorzitter/Wiceprzewodniczący/Vice-Presidente/Vicepreședinte/Podpredseda/Podpredsednik/Varapuheenjohtaja/Vice ordförande
(M) = Член/Miembro/Člen/Medlem/Mitglied/Parlamendiige/Bouλευτής/Member/Membre/Član/Membro/Deputāts/Narys/Képviselő/Membru/Lid/Członek/Membro/Membra/Člen/Poslanec/Jäsen/Ledamot
(F) = Должностно лице/Funcionario/Úředník/Tjenestemand/Beamter/Ametnik/Υπάλληλος/Official/Fonctionnaire/Dužnosnik/Funzionário/Ierēdnis/Paręgūnas/Tiszviselő/Ufficial/Ambtenaar/Urzędnik/Fucionário/Funcionár/Úradník/Uradnik/Virkamies/Tjänsteman