



EUROPEAN PARLIAMENT

2009 - 2014

Committee on Economic and Monetary Affairs

2011/2298(REG)

4.7.2012

OPINION

of the Committee on Economic and Monetary Affairs

for the Committee on Constitutional Affairs

on amendment of Rule 70 of Parliament's Rules of Procedure on
interinstitutional negotiations in legislative procedures
(2011/2298(REG))

Rapporteur: Sharon Bowles

PA_NonLeg_InterimMod

SUGGESTIONS

The Committee on Economic and Monetary Affairs calls on the Committee on Constitutional Affairs, as the committee responsible, to incorporate the following suggestions in its report:

Amendments

Amendment 1

Parliament's Rules of Procedure Rule 70 – paragraph 2

Present text

2. *Before entering* into *such* negotiations, the committee *responsible should, in principle*, take a decision by a majority of its members *and adopt a* mandate, *orientations* or *priorities*.

Amendment

2. *Where the committee responsible considers it appropriate to enter* into negotiations *after the adoption of a report in the* committee, *it shall* take a decision *on the opening of negotiations* by a majority of its members *and on a case-by-case basis for every legislative procedure concerned. The negotiating* mandate *shall comprise the report adopted in committee until such time as any superseding mandate is adopted, either in committee or plenary*.

Amendment 2

Parliament's Rules of Procedure Rule 70 – paragraph 2 a (new)

Present text

Amendment

2a. *The negotiating team shall invariably include the chair, the rapporteur and all the shadow rapporteurs, ensuring representation from all political groups. While deputising is discouraged, this may be envisaged when necessary, as also may be additional attendees for special circumstances such as the negotiation of*

packages.

The chair shall preside over trilogues, ensure that the correct procedures are followed and, where relevant, lead the negotiations on interinstitutional matters such as those contained in interinstitutional memoranda or comparable committee-specific variations. The rapporteur shall lead the negotiations on the substantive legislative issues. The rapporteur shall represent not the position of his or her political group but that of the committee.

Amendment 3

Parliament's Rules of Procedure Rule 70 – paragraph 2 b (new)

Present text

Amendment

2b. The decision on the opening of negotiations at first reading, as referred to in paragraph 2, shall be transmitted to the President and distributed to all members. It shall be announced by the President at the opening of the part-session following its adoption by the committee responsible .

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Amendment 4

Parliament's Rules of Procedure Rule 70 – paragraph 2 c (new)

Present text

Amendment

2c. The item shall be included in the draft agenda of the subsequent part-session for consideration with a vote, and where appropriate a debate, on the opening of negotiations at first reading where:

– at least 40 members or two political

groups, so request within 48 hours after the announcement, or

– the Conference of Presidents so decides at its ordinary meeting following the announcement.

Otherwise, the decision on the opening of the negotiations shall be deemed approved upon announcement.

In urgent cases trilogues may be held before the announcement.

Amendment 5

Parliament's Rules of Procedure Rule 70 – paragraph 2 d (new)

Present text

Amendment

2d. All documents, including written drafts and non-papers, shall be circulated to the whole negotiating team. Documents for discussion in trilogues shall be provided at least 24 hours in advance of each meeting. All written drafts and non-papers considered at the trilogue shall be made available to the committee, which may be via the groups as appropriate.

The rapporteur shall inform the negotiating team in advance when any bilateral discussion is to take place with the Commission or the Presidency of the Council, and shall report back on the topics discussed and circulate any proposals or papers. Bilateral negotiations shall not replace trilogue negotiations and shall not result in the conclusion of any agreement.

The chair shall report formally on the progress of trilogue negotiations that have taken place since the previous committee meeting. Where substantial developments have taken place or priorities need to be determined, the rapporteur and the negotiating team shall lead a debate.

Where there are significant developments and it proves not to be feasible to convene a meeting of the committee in a timely manner, the negotiating team shall report back to the coordinators of the committee.

The committee responsible may update the mandate in the light of the progress of the negotiations.

Amendment 6

Parliament's Rules of Procedure Rule 70 – paragraph 3

Present text

3. If the negotiations lead to a compromise with the Council *following the adoption of the report by the committee*, the *committee* shall in any *case* be *reconsulted before* the *vote in plenary*.

Amendment

3. If the negotiations lead to a compromise with the Council, the *coordinators* of the committee *responsible shall be informed without delay and the compromise shall be presented in the committee responsible. In the absence of an objection from any member of the committee responsible, the agreed text shall be tabled by the committee for consideration by Parliament in the form of a report or compromise amendments which may be in the form of a consolidated text.*

Should a member of the Committee object to the tabling of the agreed text in plenary, the matter shall be scheduled for a vote in committee and decided on by a simple majority. The vote may be added to the agenda of that sitting of the committee.

Amendment 7

Parliament's Rules of Procedure Rule 70 – paragraph 3 a (new)

Present text

Amendment

3a. Notwithstanding Rule 57(2), where a mandate has been sought in plenary but no final vote on the legislative resolution has taken place, when the final vote is taken, amendments may be tabled by the committee responsible, a political group or at least 40 Members.

Amendment 8

Parliament's Rules of Procedure Rule 70 – paragraph 3 b (new)

Present text

Amendment

3b. Where a draft legislative act is examined in accordance with the procedure with associated committees under Rule 50, or in accordance with the procedure with joint committee meetings under Rule 51, those Rules shall also apply to the decision on the opening of negotiations and to the conduct of such negotiations. Where Rule 50 applies, in the event of disagreement between the committees concerned, the decision of the lead committee on whether to open negotiations shall prevail, without prejudice to the procedure referred to in paragraph 2a.

Where Rule 51 applies, failing an agreement between the two committees concerned, the modalities for the opening and the conduct of such negotiations shall be determined by the Chair of the Conference of Committee Chairs in accordance with the principles set out in these Rules.

RESULT OF FINAL VOTE IN COMMITTEE

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| Date adopted | 2.7.2012 |
| Result of final vote | +: 33 -: 0 0: 0 |
| Members present for the final vote | Elena Băsescu, Sharon Bowles, Nikolaos Chountis, George Sabin Cutaş, Leonardo Domenici, Diogo Feio, Elisa Ferreira, Jean-Paul Gauzès, Sven Giegold, Sylvie Goulard, Liem Hoang Ngoc, Wolf Klinz, Jürgen Klute, Rodi Kratsa-Tsagaropoulou, Philippe Lamberts, Werner Langen, Ivari Padar, Alfredo Pallone, Anni Podimata, Antolín Sánchez Presedo, Olle Schmidt, Edward Scicluna, Theodor Dumitru Stolojan, Sampo Terho, Marianne Thyssen, Pablo Zalba Bidegain |
| Substitute(s) present for the final vote | Herbert Dorfmann, Bas Eickhout, Sari Essayah, Danuta Maria Hübner, Sophia in 't Veld, Olle Ludvigsson, Roberts Zile |