



Parlamentul României
Senat

European Affairs Committee

In the attention of
Mr Marc Angel,
Chairman of the Committee on Foreign and European Affairs,
Chamber of Deputies,
Grand Duchy of Luxembourg

Dear Colleague,

We have the pleasure to convey you our ammendments to the „Draft contribution of the LIV COSAC”, Luxembourg, 29 November 2015 – 1 December 2015.

Yours sincerely,

Anca Daniela BOAGIU

President of the European Affairs Committee

European Affairs Committee of the Romanian Senate

Proposed Ammendments to the „Draft contribution of the LIV COSAC”

4. Improving the« yellow card » procedure

4.2. COSAC informs the European Commission that a vast majority of Parliaments whose views are presented in the 24th Bi-annual Report consider that the mid-December to New Year break should be excluded from the 8-week deadline provided by the treaties for a subsidiarity check and that a majority also stated that the recess periods in the EU institutions should be excluded as well. These periods should be announced annually by the European Commission.

Proposed Amendment:

4.2.1 COSAC considers that elaboration of a seggregating mechanism for the legislate documents is based on:

- a. importance:
 - i. A. Maximal, (3 weeks more)
 - ii. B. Crucial (1 week more)
 - iii. C. Important
- b. urgency:
 - i. Extremely urgent (2 weeks less)
 - ii. Urgent (1 week less)
 - iii. Normal

Motivation: Based on this mechanism, MS should better organize their scrutinizing proceess. Even though the process of scrutinizing remains optional, we consider that a mark depicting Maximal and Extremely urgent should stimulate MS to offer opinions.

Proposed Amendment:

4.2.2 COSAC recommends for a customized timing for scrutiny based on the mark granted to legislate documents according to the above seggregating mechanism (see round brackets in points C 1 a and b)

4.3. COSAC invites the European Commission to consider excluding these periods from the 8-week deadline and invites the future Dutch Presidency to present a follow-up on this matter to COSAC.

Proposed Amendments:

4.3.1. COSAC considers that is necessary to exclude from the scrutiny period of Easter and Christmas/New Year Holidays:

- a. one (1) week for Easter and

b. two (2) weeks for Christmas/New Year.

4.3.2. COSAC considers that is appropriate complete information about scrutinizing process, be it within TFEU or an annexed regulation

4.3.3. COSAC considers that is necessary for national parliaments to announce European Commission their recommendation to extend the 8 weeks period based on certain objective factors (that are to be stipulated in a regulated harmonized mechanism that shall be applied to all MS).

Motivation: For such situations: elections, public holidays, need for consultations with other Members State, political crisis, fortuitous situations etc.

4.3.4. COSAC considers that is necessary a system to offer the possibility of extending the 8 weeks period, based on quantitative ratio (e.q. 25% of national chambers to apply for extending)

4.4. COSAC furthermore reiterates its call upon the European Commission to strengthen efforts to ensure better quality and more timely responses to reasoned opinions.

Proposed Amendment:

4.4.1 COSAC considers that is necessary a consolidated and transparent way to operate political dialogue, such as an open discussing forum.