

EUROPEAN PARLIAMENT



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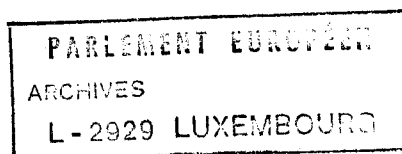
REPORT

on amendment of Rule 161 of the European Parliament's Rules of Procedure relating to the Ombudsman of the Rules of Procedure of the European Parliament

Committee on the Rules of Procedure, the Verification of Credentials and Immunities

Rapporteur: Mr Gil Robles

Part A: Proposal for a decision



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PE 208.855/fin./A
es - Or. es

- * Consultation procedure
simple majority
- **I Cooperation procedure (first reading)
simple majority
- **II Cooperation procedure (second reading)
simple majority to approve the common position
absolute majority of Parliament's component Members to reject or amend the common position
- *** Assent procedure
absolute majority of Parliament's component Members to give assent
except for simple majority under Articles 8a, 105, 106, 130d and 228 EC

- ***I Codecision procedure (first reading)
simple majority
- ***II Codecision procedure (second reading)
simple majority to approve the common position
absolute majority of Parliament's component Members either to adopt a declaration of intent to reject the common position, or to amend or confirm the rejection of the common position
- ***III Codecision procedure (third reading)
simple majority to approve the joint text
absolute majority of Parliament's component Members to reject the Council text

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On 28 February 1994 the President of the European Parliament referred to the Committee on the Rules of Procedure, the Verification of Credentials and Immunities a letter from Mr Pangalos, President-in-Office of the Council, concerning the provisions of Parliament's Rules of Procedure relating to the Ombudsman.

At its meeting of 22 March 1994 the Committee on the Rules of Procedure, the Verification of Credentials and Immunities decided to draw up a report and appointed Mr Gil Robles rapporteur.

At its meeting of 26 April 1994 the committee considered the draft report and adopted the proposal for a decision unopposed, with 1 abstention.

The following were present for the vote: Wijzenbeek, chairman; Galle, Harrison, Malangre, Onesta (for Taradash pursuant to Rule 138(2), Peters and Verde i Aldea.

The explanatory statement will be published separately.

The report was tabled on 26 April 1994.

The deadline for tabling amendments to this report will appear on the draft agenda of the part-session at which it is to be considered.

A
Rules of Procedure of the European Parliament

Current text

Proposed new text

(Amendment 1)
Rule 161
Role of the Ombudsman

1. The conditions governing referrals to the Ombudsman, together with the procedures and the rules governing the latter's powers, will be annexed to the Rules of Procedure. The Ombudsman may draw up a proposal to this end which shall be forwarded to the committee responsible for the Rules of Procedure, which shall report to Parliament.

2. The Ombudsman shall inform the committee responsible of his activities on a regular basis or when the committee requests him to do so.

3. The Ombudsman and the chairman of the committee responsible shall each safeguard the confidentiality of the information made known to them in connection with the Ombudsman's activities. Such information shall be made available only to the judicial authorities and only where it is needed for criminal proceedings.

1. The Ombudsman shall inform the committee responsible of cases of maladministration. In addition, the Ombudsman shall submit to Parliament a report on the outcome of his investigations at the end of each annual session.

2. The Ombudsman may also inform the committee responsible when the latter so requests and when the state of investigations so permits.

PROPOSAL FOR A DECISION

Decision on the amendment of Rule 161 of the Rules of Procedure of the European Parliament relating to the role of the Ombudsman

The European Parliament,

- having regard to the letter of 28 February 1994 from its President,
 - having regard to Rule 163 of its Rules of Procedure,
 - having regard to the report of the Committee on the Rules of Procedure, the Verification of Credentials and Immunities (A3-/0302/94),
1. Decides to amend its Rules of Procedure as indicated above;
 2. Instructs its President to forward this decision to the Council and the Commission, for information.