

AMENDMENT FORM

Suggestion for amendment of Article : I-35

By Mr : Hain

Status : - Member -

1. OK.
2. The conditions of application to which the delegation is subject shall be explicitly determined in the laws and framework laws; they may consist of the following possibilities:
 - the European Parliament **or** the Council may decide to revoke the delegation;
 - ~~the~~ the delegated regulation may enter into force only if no objection has been expressed by the European Parliament ~~or~~ and the Council has approved the proposal within a period set by the law or framework law.

For the purposes of the preceding paragraph, the European Parliament shall act by a majority of its members, and the Council by a qualified majority.

2. bis In the exercise of their powers under this Article the Commission and the Council may be assisted by Committees of suitably qualified representatives of the Member States.

Explanation (if any) :

1. *Repeated amendment: para 2. The conditions of application for delegated and implementing acts should be set out in Part III to keep Part I clear and simple. In Part III, these tirets should include positive assent in the Council and negative assent in the EP. A third tiret would be inserted setting out a conciliation procedure to avoid deadlock.*
2. *New amendment: para 2 bis. But, to ensure that the Commission and Council when adopting delegated legislation in highly technical areas, such as financial services, have the necessary assistance, provisions should be made for them to be assisted by suitable committees from the Member States. Therefore, add new paragraph 2b at end.*