

## **FICHE AMENDEMENT 3**

### **Proposition d'amendement à l'Article : Artículo 16bis**

**Déposée par Messieurs : Borrell (miembro), Carnero y López Garrido (suplentes)**

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#### **Artículo 16 bis: El presidente del Consejo Europeo**

##### ***Modificar punto 1 y 2.***

1. El Consejo Europeo elegirá a su presidente por mayoría cualificada para un mandato de dos años y medio, que podrá renovarse una sola vez. *El parlamento Europeo ratificará su nombramiento por mayoría de sus miembros.* Para ser elegido, el presidente deberá ser miembro del Consejo Europeo o haberlo sido durante al menos dos años. En caso de impedimento grave, el Consejo Europeo podrá poner fin a su mandato por el mismo procedimiento.

El presidente del Consejo Europeo asumirá, a su nivel, la representación exterior de la Unión en los asuntos de política exterior y de seguridad común.

2. El presidente del Consejo Europeo presidirá *e impulsará* los trabajos del mismo, se encargará de su preparación y velará por su continuidad. Se esforzará por facilitar la cohesión y el consenso en el seno del Consejo Europeo. Al término de cada reunión, el presidente presentará al Parlamento Europeo un informe.

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**Explication éventuelle :**

## AMENDMENT FORM

### Suggestion for amendment of Article 16

By : TIMOTHY KIRKHOPE MEP

Status : MEMBER

PRAESIDIUM	TIMOTHY KIRKHOPE MEP
<p><b>Article 16 : The European Council</b></p> <p>1. The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.</p> <p>2. The European Council shall consist of the Heads of State or Government of the Member States, together with its President and the President of the Commission. The Foreign Minister shall take part in its work.</p> <p>3. The European Council shall meet quarterly, convened by its President. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. When the situation so requires, the President shall convene an additional meeting of the European Council.</p> <p>4. Except where the Constitution provides otherwise, decisions of the European Council shall be taken by consensus.</p>	<p><b>Article 16 : The European Council</b></p> <p>1. The European Council shall provide the <u>Community</u> with the necessary impetus for its development, and shall define its general political directions and priorities.</p> <p>2. The European Council shall consist of the Heads of State or Government of the Member States, together with its President and the President of the Commission. The Foreign Minister shall take part in its work.</p> <p>3. The European Council shall meet quarterly, convened by its President. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. When the situation so requires, the President shall convene an additional meeting of the European Council.</p> <p>4. Except where the <u>simplifying Treaty</u> provides otherwise, decisions of the European Council shall be taken by consensus.</p>

## FICHE AMENDEMENT

### Proposition d'amendement à l'Article 16 bis

Déposée par Olivier Duhamel, titulaire

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#### Article 16 bis - Le Président du Conseil européen

*Paragraphes 2 et 3*

2- (*ex-3 modifié*) - Le Conseil européen **comprend trois Vice-présidents** (remplace « peut décider de créer en son sein par consensus un bureau de trois membres ») choisis selon un système de rotation équitable. **Chacun d'entre eux préside pour un an le Conseil des Affaires sociales et de l'emploi, le Conseil de justice et de sécurité ou le Conseil des affaires économiques et financières.**

3- (*ex - 2 modifié*) Le Président du Conseil européen préside **les réunions** du Conseil européen. **Avec les Vice-Présidents, il en** anime les travaux et assure la préparation et la continuité. **Ils œuvrent** pour faciliter la cohésion et le consensus au sein du Conseil européen. **Le Président** du Conseil européen présente au Parlement européen un rapport à la suite de chacune de ses réunions.

#### Justification

*La collégialité de la présidence du Conseil européen, et le maintien d'une rotation en son sein sont nécessaires, à côté de la continuité désormais assurée.*

*L'effectivité des vice-présidences est assurée par la responsabilité de la direction d'une des principales formations du Conseil des ministres. La rotation nationale est donc également assurée au niveau de la présidence du Conseil des ministres.*

## AMENDMENT FORM

**Suggestion for amendment of: PART I OF THE CONSTITUTION, TITLE IV: The Union's Institutions, Article 16 : The European Council**

By Ms / Mr : **BROK; SANTER; STYLIANIDIS; TAJANI; AZEVEDO; BASILE; BREJC; CUSHNAHAN; DEMETRIOU; DOLORES; FOGLER; FREND; GIANNAKOU; KARINS ; KAUPPI; KELEMEN; KORHONEN; KRASTS; KROUPA; LENNMARKER; LIEPINA; MAIJ-WEGGEN; MLADENOV; PIKS; RACK; VAN DIJK; WITTBRODT; WÜRMELING; ZILE**

Status :    - Member                      - Alternate

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### Suggestion

#### **TITLE IV: The Union's Institutions**

#### **Article 16 : The European Council**

**(THIS TEXT SHOULD BE INTEGRATED INTO NEW ART. 14 b)**

1. The European Council shall provide the Union with the necessary impetus for its development, and shall define ~~it's *the* general political directions and priorities~~ *guidelines for this development*.
2. The European Council shall consist of the Heads of State or Government of the Member States, together with its President and the President of the Commission. The Foreign Minister shall take part in its work.
3. The European Council shall meet ~~quarterly~~ *at least twice a year*, convened by its ~~President~~ *Chair*. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. When the situation so requires, the ~~President~~ *Chair* shall convene an additional meeting of the European Council.
4. *The Chair of the European Council shall be held in turn by each member state for a term of x months. The Council may decide unanimously on a longer term.*
- 4.5. Except where the Constitution provides otherwise, decisions of the European Council shall be taken by consensus.

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**Explanation (if any) :**

The political directions and priorities could be misunderstood as going too far already into legislative matters which should be exclusively dedicated to the Council. It would therefore make sense to use the old wording of Art. 4 of the Union Treaty.

The term ‘Chair of the European Council’ seems to be more appropriate than ‘president’ in view of the manifold resistance against the idea of a “European President”. Moreover it is preferable, that the current rotating system is kept, probably with a longer term.

## **AMENDMENT FORM**

**Suggestion for amendment of Article : 16**

**Suggestion for Part I**

**By Mr : Vytenis Povilas Andriukaitis, Gintautas Šivickas**

**Status : Member, alternate**

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### **Article 16bis: The Council of the European Union**

**1. The Council of the European Union shall comprise:**

**The European Council, and**

**The Council of Ministers**

**2. The Presidency of the Council of the European Union, except the Foreign Affairs Council, shall be held in turn by each Member State for a term of a six months in the order decided by the European Council acting unanimously. The rotation of the Presidency of the Council of the European Union shall cease after each new Member State has held at least one Presidency. Following the unanimous decision by the European Council to cease the one-Member-State Presidency, the Presidency shall be shared by three Member States for a term of a six months. The three Member States shall among themselves decide on the Presidency in each of the Council of Ministers formations.**

### **Article ~~16~~ 16a: The European Council**

- 1. The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.**
- 2. The European Council shall lay down strategic guidelines and take unanimous decisions on the Union's common foreign and security policy as well as its common security and defence policy. The European Council, deciding by qualified majority, with the agreement of the President of the Commission shall appoint the Foreign Minister of the**

**European Union and shall mandate him or her to conduct the Union's common foreign and security policy as well as the Union's common security and defence policy.**

- ~~2.3.~~ The European Council shall consist of the Heads of State or Government of the Member States, together with its ~~President~~ **Secretary General** and the President of the Commission. The Foreign Minister **of the European Union** shall take part in its work.
- ~~3.4.~~ The European Council shall meet quarterly, convened by its ~~President~~ **Secretary General**. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a ~~Commissioner~~ **Member of the Commission**. When the situation so requires, the ~~President~~ **Secretary General** shall convene an additional meeting of the European Council.
5. The European Council may decide to create a ~~board~~ **Presidency Team** consisting of three of its members, ~~chosen according to a system of equitable rotation~~ **representing the preceding, the current and the next Presidency**.
- ~~4.6.~~ Except where the Constitution provides otherwise, decisions of the European Council shall be taken by consensus.

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**Explanation (if any) :**

## AMENDMENT FORM

### Suggestion for amendment of Article : 16: The European Council Part I Title IV

By Mr. Esko HELLE

Status : - Alternate

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#### Article 16 : The European Council and the Council of Ministers

1. The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.
2. The European Council shall consist of the Heads of ~~State or~~ Government of the Member States, together with ~~its President and~~ the President of the Commission. ~~The Foreign Minister shall take part in its work.~~ **The European Council shall be convened and meet under the chairmanship of one the Heads of Government of the Member States. The presidency shall change in every six months in equal rotation.**
3. The European Council shall meet quarterly, convened by its President. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. When the situation so requires, the President shall convene an additional meeting of the European Council.
4. Except where the Constitution provides otherwise, decisions of the European Council shall be taken by consensus.
5. **The Council of Ministers shall, jointly with the European Parliament, enact legislation, and shall carry out policy-making and co-ordinating functions, as laid down in the Constitution.**
6. **The Council of Ministers shall consist of a representative of each Member State at ministerial level for each of its formations. Only this representative may commit the Member State in question, and cast its vote.**



- 7. Except where the Constitution provides otherwise, decisions of the Council of Ministers shall be taken by qualified majority.**
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**Explanation (if any):**

2. Each Member State should have only one representative in the European Council. The representatives must be the Heads of Government who are responsible to their National Parliaments.

5-7. The provisions of Article 17 have been transferred hereto (Article 17 is deleted).

## AMENDMENT FORM

**Suggestion for amendment of Article :**

**Suggestion for protocol :**

**By Ms / Mr :**

**Status :**    - Member                      - Alternate

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## **PART I OF THE CONSTITUTION**

### **TITLE IV: The Union's Institutions**

#### **Article 16 : The European Council**

1.    The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.
2.    The European Council shall consist of the Heads of State or Government of the Member States, together with its President and the President of the Commission. The Foreign Minister shall take part in its work.
3.    The European Council shall meet quarterly, convened by its President. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. When the situation so requires, the President shall convene an additional meeting of the European Council.
4.    Except where the Constitution provides otherwise, decisions of the European Council shall be taken by **UNANIMITY** [~~DELETED~~: consensus].

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**Explanation (if any) :**

## **FICHE AMENDEMENT**

### **Proposition d'amendement à l'Article: 16**

**Déposée par Messieurs:**

**Alberto Costa - membre**

**Guilherme d'Oliveira Martins – suppléant**

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### **Article 16**

#### **Le Conseil législatif**

- 1. Le Conseil législatif exerce, conjointement avec le Parlement européen, la fonction législative, statuant sur les lois et les lois-cadres européennes, selon les conditions fixées par la Constitution.**
- 2. Le Conseil législatif est composé d'un représentant de chaque État membre, au niveau ministériel, qui peut être assisté d'un ou même deux représentants spécialisés, au niveau ministériel également.**
- 3. Le Conseil législatif adopte à la majorité qualifiée son règlement interne.**

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**Comme chambre législative, le Conseil législatif doit établir ses propres procédures dans son règlement interne.**

## **FICHA DE ALTERAÇÃO**

**Proposta de alteração ao Artigo : 16**

**Apresentada por :**

**Alberto Costa - membro**

**Guilherme d'Oliveira Martins - suplente**

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### **Artigo 16º**

#### **Conselho Legislativo**

- 1. O Conselho Legislativo exerce, juntamente com o Parlamento Europeu, a função legislativa, deliberando sobre as leis e leis-quadro europeias, em conformidade com o disposto na Constituição.**
- 2. O Conselho Legislativo é composto por um representante de cada Estado membro, a nível ministerial, que poderá ser assistido por um, ou eventualmente dois, representantes especializados, também a nível ministerial.**
- 3. O Conselho Legislativo aprova, por maioria qualificada, o seu regulamento interno.**

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**Como câmara legislativa, o Conselho Legislativo deve fixar em regulamento interno os seus próprios procedimentos.**

## FICHE AMENDEMENT

### Proposition d'amendement à l'Article : Article 16 de la Partie I

Déposée par Messieurs Santer, Michel, de Vries et Di Rupo

Qualité : - Membres

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#### Chapitre III: Le Conseil

#### **Article 16 : Le Conseil européen**

- ~~1. — Le Conseil européen donne à l'Union les impulsions nécessaires à son développement et définit ses orientations et ses priorités politiques générales.~~
  - ~~2. — Le Conseil européen est composé des Chefs d'État ou de gouvernement des États membres, ainsi que de son Président et du Président de la Commission. Le ministre des Affaires étrangères participe à ses travaux.~~
  - ~~3. — Le Conseil européen se réunit chaque trimestre sur convocation de son Président. Lorsque l'ordre du jour l'exige, les membres du Conseil peuvent décider d'être assistés par un ministre, et, pour le Président de la Commission, par un membre de la Commission. Lorsque la situation l'exige, le Président convoque une réunion extraordinaire du Conseil européen.~~
  - ~~4. — Sauf dans les cas où la Constitution en dispose autrement, le Conseil européen se prononce par consensus.~~
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1. En vue d'assurer la réalisation des objectifs fixés par la présente Constitution, le Conseil exerce, conjointement avec le Parlement européen, la fonction d'autorité budgétaire et la fonction législative. En sa qualité de législateur, il délibère et se prononce sur les lois européennes et les lois-cadres européennes conformément aux dispositions de la Constitution. Il dispose d'un pouvoir de décision dans les domaines et selon les modalités prévues par la Constitution. Il assure les fonctions de définition de politiques et de coordination selon les conditions fixées par la Constitution.
  2. Le Conseil est composé d'un représentant nommé par chaque État membre au niveau

ministériel. Ce représentant est seul habilité à engager le gouvernement de l'Etat membre qu'il représente et à exercer le droit de vote.

3. Sauf dans les cas où la Constitution en dispose autrement, le Conseil statue à la majorité qualifiée. Celle-ci se définit comme réunissant la majorité des États membres, représentant au moins les trois cinquièmes de la population de l'Union.

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Lorsque le Conseil statue à la majorité qualifiée sans que la Constitution prévoie une proposition de la Commission, la majorité qualifiée se définit comme réunissant les voix des représentants des deux tiers des gouvernements des Etats membres, représentant au moins les trois cinquièmes de la population de l'Union.

4. Le Conseil dans sa formation des Affaires générales assure la continuité et la cohérence des travaux du Conseil. Il prépare les réunions du Conseil européen. Il est présidé par le Président de la Commission.

5. Le Conseil dans sa formation des Affaires étrangères élabore et adopte les politiques extérieures de l'Union selon les intérêts et objectifs stratégiques définis par le Conseil européen et contribue à assurer la cohérence de l'action extérieure de l'Union. Il est présidé par le Ministre des Affaires étrangères de l'Union.

6. Le Conseil se réunit également dans d'autres formations dont le nombre et les compétences sont arrêtés par le Conseil dans sa formation des Affaires générales.

## AMENDMENT FORM

Suggestion for amendment of Article : Art. 16

Suggestion for protocol :

By : Ernâni Lopes, Maria Eduarda Azevedo, António Nazaré Pereira, Manuel Lobo Antunes.

Status : - Members and Alternates

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### Article 15: The European Council

1. The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.
2. The European Council shall consist of the Heads of State or Government of the Member States, together with its President and the President of the Commission. **They shall be assisted by the Ministers of Foreign Affairs or – when the agenda so requires – any other minister and, in the case of the President of the Commission, another member of the Commission.** When the agenda so requires, the Foreign Minister of the Union shall take part in its work.
3. The European Council shall meet quarterly, as a rule, **convened by and under the chairmanship of the Head of State or Government of the Member state which holds the Presidency of the Council in its General Affairs configuration** ~~the its President. When the agenda so requires, Members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner~~ When the situation so requires, ~~the President shall convene~~ an additional meeting of the European Council **shall be convened by the Presidency.**
4. ~~Except where the Constitution provides otherwise, decisions of the European Council shall be taken by consensus.~~ **Except where the Constitutional Treaty provides otherwise, decisions of the European Council shall be taken by unanimity. When the European Council takes decisions by qualified majority, the votes of the members shall be weighted as set out in article Y of Part Two<sup>1</sup>. The President of the Commission does not vote within the**

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<sup>1</sup> Figures for a Union of 25 as stated in the Treaty of Nice and in the Treaty of accession – see below footnote n°..

**European Council.**

**The European Council shall submit to the European Parliament a report after each of its meetings and yearly written report on the progress achieved by the Union.**

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**Explanation (if any) :**



## AMENDMENT FORM

### Suggestion for amendment of Article 16

By: **Danuta Hübner**

Status: **Member**

<i>Text of the Praesidium</i>	<i>Proposed Amendments</i>
<b>Article 16 : The European Council</b>  1. The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.  2. The European Council shall consist of the Heads of State or Government of the Member States, together with its President and the President of the Commission. The Foreign Minister shall take part in its work.  3. The European Council shall meet quarterly, convened by its President. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. When the situation so requires, the President shall convene an additional meeting of the European Council.  4. Except where the Constitution provides otherwise, decisions of the European Council shall be taken by consensus.	<b>Article 16 : The European Council</b>  1. The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.  2. The European Council shall consist of the Heads of State or Government of the Member States, together with its Chairman and the President of the Commission. The Foreign Minister shall take part in its work.  <b>3. The European Council shall assign to Member States presidencies of Council formations for a period of at least a year, taking into account European political and geographical balance and the diversity of all Member States.</b>  <b>3.4.</b> The European Council shall meet quarterly, convened by its <b>Chairman</b> <del>President</del> . When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. When the situation so requires, its <b>Chairman</b> <del>President</del> shall convene an additional meeting of the European Council.  <b>4.5.</b> Except where the Constitution provides otherwise, decisions of the European Council shall be taken by consensus.
<b>Explanation:</b> I propose that the European Council decide on allocating to Member States longer presidencies of Council formations.	

## AMENDMENT FORM

### Suggestion for amendment of Article : 16

By Ms / ~~Mr~~ : Dr. Sylvia-Yvonne Kaufmann

Status : - Member - ~~Alternate~~

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### Artikel 16: Der Europäische Rat

(1) Der Europäische Rat gibt der Union die für ihre Entwicklung erforderlichen Impulse und legt ~~ihre die allgemeinen politischen~~ Zielvorstellungen ~~und ihre allgemeinen politischen Prioritäten für diese Entwicklung~~ fest.

(2) Der Europäische Rat besteht aus den Staats- und Regierungschefs der Mitgliedstaaten sowie den Präsidenten des Europäischen ~~Rates~~ **Parlaments** und der Kommission. Der ~~Minister für auswärtige Angelegenheiten~~ **Außenminister** nimmt an den Beratungen teil.

(3) Der Europäische Rat tritt im vierteljährlichen Abstand zusammen; er wird von seinem ~~Präsidenten~~ **Vorsitzenden** einberufen. ~~Wenn es die Tagesordnung erfordert, können die Mitglieder des Rates beschließen, sich von einem Minister oder im Fall des Präsidenten der Kommission von einem Mitglied der Kommission unterstützen zu lassen.~~ Wenn es die Lage erfordert, beruft der ~~Präsident~~ **Vorsitzende** eine außerordentliche Tagung des Europäischen Rates ein.

(4) Soweit in der Verfassung nichts anderes festgelegt ist, entscheidet der Europäische Rat ~~einvernehmlich~~ **einstimmig**. **Die Stimmenthaltung von anwesenden oder vertretenen Mitgliedern steht dem Zustandekommen solcher Beschlüsse nicht entgegen.**

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### Explanation (if any) :

#### **Absatz 1:**

Der Formulierungsvorschlag des Präsidiums weicht von Artikel 4 Absatz 1 EU-Vertrag ab. Dadurch könnte der Eindruck erweckt werden, dem Europäischen Rat solle zukünftig eine andere Rolle als bisher zukommen.

#### **Absatz 2:**

Sofern für den Europäischen Rat nach der Auflösung der Säulenstruktur überhaupt eine notwendige

eigenständige Funktion neben dem EP, dem Rat und der Kommission begründbar ist, so gefährdet es jedoch empfindlich das Gleichgewicht zwischen diesen drei Institutionen, wenn nur zwei von ihnen im Europäischen Rat vertreten sind.

***Absatz 3:***

Die Möglichkeit der Unterstützung durch einen Minister oder Kommissar bedarf keiner verfassungsrechtlichen Regelung. Eine entsprechende Entscheidung kann der Europäische Rat jederzeit im Rahmen seines Selbstorganisationsrechts treffen.

***Absatz 4:***

Der Begriff "einvernehmlich" entspricht nicht der englischen und französischen Fassung ("consensus"). Der Begriff "Konsens" aber ist zu vage, als dass er zur Definition der Beschlussfassung im Europäischen Rat herangezogen werden sollte. Der Konvent sollte statt dessen klar definieren, unter welchen Voraussetzungen ein Beschluss im Europäischen Rat zustande kommt. Die vorgeschlagene Formulierung entspricht der Formulierung in Art. 205 Abs. 3 EG-Vertrag, wo die einstimmigen Ratsentscheidungen geregelt sind.

## AMENDMENT FORM

### Suggestion for amendment of Article : 16

By Mr. Kimmo Kiljunen, Mr Matti Vanhanen, Ms Riitta Korhonen and Mr Antti Peltomäki

Status :   - Kiljunen and Vanhanen – Members  
              - Korhonen and Peltomäki - Alternates

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#### **Article 16: The European Council**

1. ~~The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.~~
  2. ~~The European Council shall consist of the Heads of State or Government of the Member States, together with its President and the President of the Commission. The Foreign Minister shall take part in its work.~~
  3. ~~The European Council shall meet quarterly, convened by its President. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. When the situation so requires, the President shall convene an additional meeting of the European Council.~~
  4. ~~Except where the Constitution provides otherwise, decisions of the European Council shall be taken by consensus.~~
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## **AMENDMENT FORM**

**Suggestion for amendment of Article :**

**By Mr Kimmo Kiljunen and Ms Riitta Korhonen**

**Status :    - Kiljunen – Member**

**- Korhonen - Alternate**

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### **The European Council**

- 1.    The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.**
  - 2.    The European Council shall consist of the Heads of State or Government of the Member States and the President of the Commission. They shall be assisted by the Ministers of Foreign Affairs or – when the agenda so requires – any other minister and, in the case of the President of the Commission, a Commissioner. The Foreign Minister of the Union shall take part in its work.**
  - 3.    The European Council shall meet quarterly as a rule, convened by and under the chairmanship of the Head of State or Government of the Member State which holds the Presidency of the Council in its General Affairs configuration. When the situation so requires, additional meetings of the European Council may be convened.**
  - 4.    Except where the Constitution provides otherwise, decisions of the European Council shall be taken by unanimity. When the European Council takes decisions by a qualified majority, such a majority shall consist of the majority of the Member States and the majority of the population of the Union (single double majority). The President of the Commission does not vote within the European Council.**
  - 5.    The European Council shall submit to the European Parliament a report after each of its meetings and a yearly written report on the progress achieved by the Union.**
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## FICHE AMENDEMENT

### Titre IV

#### Proposition d'amendement à l'Article : Artigo 16.º

Déposée par Monsieur Luís Queiró

#### Qualité: Suppléant

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1. O Conselho Europeu dá à União os impulsos necessários ao seu desenvolvimento e define as suas orientações e prioridades políticas gerais.
  2. O Conselho Europeu é composto pelos Chefes de Estado ou de Governo dos Estados-Membros, bem como pelo (4 palavras suprimidas) Presidente da Comissão. **São assistidos pelos Ministros dos Negócios Estrangeiros dos Estados membros e pelo Representante Europeu para as Relações Externas.**
  3. O Conselho Europeu reúne-se **ordinariamente** uma vez por trimestre, e **extraordinariamente sempre que for considerado oportuno, por convocação e sob a presidência do Chefe de Estado ou de Governo do país que exercer a presidência do Conselho.**
  4. (novo) No Conselho Europeu, o Presidente da Comissão não participa na votação, quando adoptada por maioria qualificada.
  5. (novo) Salvo disposição em contrário prevista **no presente Tratado**, o Conselho Europeu pronuncia-se por **unanimidade**.
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#### Explication éventuelle :

*Recusa-se a figura autónoma do Presidente do Conselho Europeu, no sentido previsto no artigo seguinte. Obviamente que alguém tem que presidir a cada Conselho Europeu: será o Chefe de Estado ou de Governo do Estado membro que ocupar nesse momento a Presidência do Conselho, como hoje sucede.*

*O n.º 1 corresponde ao primeiro parágrafo do artigo 4.º UE (apenas foi acrescentada pelo Praesidium a definição por este das “prioridades” políticas).*

*O n.º 2 proposto elimina a figura do Presidente do Conselho Europeu (v. anotação ao artigo seguinte). É ainda eliminada a referência ao Ministro dos Negócios Estrangeiros. Actualmente, o*

*artigo 4.º prevê que assistam os Ministros dos Negócios Estrangeiros dos Estados membros – é útil que assim possa continuar a ser. Mas o Ministro que é referido na proposta do Praesidium não é este, mas o da União, que o Grupo VII no seu Relatório chamava o “Representante Europeu para as Relações Externas”.*

*O n.º 3 trata do regime de reunião e convocação.*

*O n.º 4 retoma o essencial da proposta do Praesidium constante do n.º 2 do artigo 17.º-B, que só aqui faz sentido, atenta a sistemática e a organização institucional da União.*

**AMENDMENT FORM**

**Suggestion for amendment of Article : 16**

**Suggestion for protocol :**

**By Mr : John Gormley**

**Status : Alternate**

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**Article 16.2** Delete ‘its President and’; Delete ‘Foreign Minister’ and substitute “**Commissioner for External Affairs**”.

**Article 16a** Delete entire section and insert “**The European Council Presidency shall rotate every sixth month among the member states. A neutral staff team established in the Council secretariat shall support the Presidency**”.

**Explanation (if any) :**



## AMENDMENT FORM

### Suggestion for amendment of Article 16: The European Council

By Mr Ivan Korčok, Ján Figel' and Juraj Migaš (Slovakia)

Status: I. Korčok and J. Figel' are members, J. Migaš is an alternate.

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#### Article 16: The European Council

1. The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.
2. The European Council shall consist of the Heads of State or Government of the Member States, ~~together with its President~~ and the President of the Commission. The Foreign Minister shall take part in its work.
3. The European Council shall meet quarterly, convened by ~~the President~~ the Presidency. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. When the situation ~~or at least 1/3 of Member States so require~~, the ~~President~~ Presidency shall convene an additional meeting of the European Council.
4. Except where the ~~Constitution~~ Constitutional Treaty provides otherwise, decisions of the European Council shall be taken ~~by consensus~~ unanimously.

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Explanation (if any):

## AMENDMENT FORM

Suggestion for amendment of Article : 16, comma 2

Suggestion for protocol :

By Mr : Valdo Spini

Status : - Alternate

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### Articolo 16: Il Consiglio europeo

1. Il Consiglio europeo dà all'Unione gli impulsi necessari al suo sviluppo e definisce i suoi orientamenti e le sue priorità politiche generali.
2. Il Consiglio europeo è composto dai Capi di Stato o di governo degli Stati membri, *assistiti dai loro ministri degli esteri*, nonché dal suo Presidente e dal Presidente della Commissione. Il ministro degli Affari esteri partecipa ai suoi lavori.
3. Il Consiglio europeo si riunisce ogni trimestre su convocazione del suo Presidente. Se l'ordine del giorno lo richiede, i membri del Consiglio possono decidere di farsi assistere da un ministro, e, il Presidente della Commissione, da un membro della Commissione. Se la situazione lo richiede, il Presidente convoca una riunione straordinaria del Consiglio europeo.
4. Salvo nei casi in cui la Costituzione disponga altrimenti, il Consiglio europeo si pronuncia per consenso.

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Explanation (if any) :

## AMENDMENT FORM

### Suggestion for amendment of Article : 16

**By Mr. Péter Balázs, Mr. Hannes Farnleitner, Ms. Sandra Kalniete, Mr. Jan Kohout, Mr. Ivan Korčok, Mr. Rytis Martikonis, Mr. Lennart Meri, Mr. Dimitrij Rupel, Ms. Teija Tiilikainen**

**Status : - Members**

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#### **Article 14a: The European Council**

- 1. The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.**
  - 2. The European Council shall consist of the Heads of State or Government of the Member States and the President of the Commission. They shall be assisted by the Ministers of Foreign Affairs or – when the agenda so requires – any other minister and, in the case of the President of the Commission, a Commissioner. The Foreign Minister of the Union shall take part in its work.**
  - 3. The European Council shall meet quarterly as a rule, convened by and under the chairmanship of the Head of State or Government of the Member State which holds the Presidency of the Council in its General Affairs configuration. When the situation so requires, additional meetings of the European Council may be convened.**
  - 4. Except where the Constitution provides otherwise, decisions of the European Council shall be taken by unanimity. When the European Council takes decisions by a qualified majority, the votes of the members shall be weighted as set out in Article Y of Part Two.<sup>1</sup> The President of the Commission does not vote within the European Council.**
  - 5. The European Council shall submit to the European Parliament a report after each of its meetings and a yearly written report on the progress achieved by the Union.**
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<sup>1</sup> Figures for EU-25 according to the Treaty of Nice and the Treaty of accession.

## AMENDMENT FORM

**Suggestion for amendment of Article : 16**

**Suggestion for protocol :**

**By Mr : Ingvar SVENSSON**

**Status : - Alternate**

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### **Article 16 : The European Council**

1. The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.
2. The European Council shall consist of the Heads of State or Government of the Member States, ~~together with~~ **including** its ~~President~~ **Chair**, and **assisted by** the President of the Commission. ~~The Foreign Minister shall take part in its work.~~<sup>1</sup>
3. The European Council shall meet ~~quarterly~~ **at least twice a year**, convened by its ~~President~~ **Chair**. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. When the situation so requires, the ~~President~~ **Chair** shall convene an additional meeting of the European Council.
- 3a The Chair of the European Council shall be held in turn by each member state for a term of x months.**<sup>2</sup>
4. Except where the Constitution provides otherwise, decisions of the European Council shall be taken by consensus.

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<sup>1</sup> No Foreign Minister shall be appointed.

<sup>2</sup> It is preferable that the current rotating system is kept, probably with a longer term.

## AMENDMENT FORM

### Suggestion for amendment of Article 16

**By Prof Peter Serracino Inglott, Member**

**Mr John Inguanez, Alternate**

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#### Article 16 : The European Council

1. The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.
  2. The European Council shall consist of the Heads of State or Government of the Member States, ~~together with its President~~ and the President of the Commission. The Foreign Minister shall take part in its work.
  3. The European Council shall meet quarterly, convened by its President. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. When the situation so requires, the President shall convene an additional meeting of the European Council.
  4. Except where the Constitution provides otherwise, decisions of the European Council shall be taken by consensus.
- 

#### Explanation (if any) :

The rotation of the Presidency of the European Council between all Member States on the basis of equality should be retained.

## **FICHE AMENDEMENT**

### **Proposition d'amendement à l'Article : 16 (Titre IV de la Partie I)**

**Déposée par Madame Palacio**

**Qualité : - Membre - Suppléant**

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#### **Article 16 : Le Conseil européen**

1. Le Conseil européen donne à l'Union les impulsions nécessaires à son développement et définit ses orientations et ses priorités politiques générales.

Le Conseil européen adopte des programmes de travail stratégiques pluriannuels sur la base d'une recommandation de la Commission.

2. Le Conseil européen est composé des Chefs d'État ou de gouvernement des États membres, ainsi que de son Président et du Président de la Commission. Le ministre des Affaires étrangères participe à ses travaux.
  3. Le Conseil européen se réunit chaque trimestre sur convocation de son Président. Lorsque l'ordre du jour l'exige, les membres du Conseil peuvent décider d'être assistés par un ministre, et, pour le Président de la Commission, par un membre de la Commission. Lorsque la situation l'exige, le Président convoque une réunion extraordinaire du Conseil européen.
  4. Sauf dans les cas où la Constitution en dispose autrement, le Conseil européen se prononce par consensus.
- 

#### **Explication:**

Il paraît opportun de reprendre ici cet accord du Conseil européen de Nice. Le Conseil européen devrait statuer sur la base d'une recommandation de la Commission, afin de bien sauvegarder le monopole d'initiative de celle-ci (cf. amendement présenté à l'article 18).

## **AMENDMENT FORM**

**Suggestion for amendment of Article : Title IV**

**By Ms / Mr : Jan Kohout**

**Status : - Member**

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### **16. The European Council**

1. The Council in composition of Heads of State and/or Government is called European Council. President of the European Commission and European External Representative are entitled to take part in European Council meetings.
  2. The European Council provides the Union with strategic direction and political guidance.
  3. The European Council meets regularly at least twice a year. If the situation and/or circumstances so require, the Presidency of the European Council, concordant with the Presidency of the Council, may convene an additional meeting of the European Council. Regular meetings of the European Council take place in the Member State holding the Presidency of the Council, additional and/or extraordinary sessions of the European Council take place in Brussels.
  4. If not specified otherwise, the European Council decides by consensus.
- 

**Explanation (if any) :**

## FICHE AMENDEMENT

### Proposition d'amendement à l'Article : 16, paragraphe 2

Déposée par: Monsieur Luís Marinho

Qualité : - Membre

et Madame Elena Paciotti

Qualité: Suppléante

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2. Le Conseil européen est composé des chefs d'Etat ou de gouvernement des Etats membres (*quatre mots supprimés*) et du Président de la Commission. Le *Commissaire chargé des affaires étrangères* participe à ses travaux *lorsque ceux-ci concernent la politique étrangère et de sécurité commune et la politique de défense commune*.

---

Explication éventuelle : Le "Ministre" des Affaires étrangères est un membre de la Commission, et donc un Commissaire: l'Union n'est pas un Etat avec son propre gouvernement et ses propres ministres. Le Commissaire chargé des Affaires étrangères n'est pas un membre du Conseil européen, mais il participe à ses travaux lorsqu'il concerne des politiques pour lesquelles il est compétent. Le Président du Conseil européen n'est pas un membre ajouté mais bien un des membres permanents du Conseil même.



## FICHE AMENDEMENT

### Proposition d'amendement à l'Article : 16, paragraphe 2

Déposée par: Monsieur Luís Marinho

Qualité : - Membre

et Madame Elena Paciotti

Qualité: Suppléante

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2. Il Consiglio europeo è composto dai Capi di Stato o di governo degli Stati membri (*quattro parole soppresse*) e dal Presidente della Commissione. Il *Commissario agli* Affari esteri partecipa ai suoi lavori *quando questi riguardano la politica estera e di sicurezza comune e la politica di difesa comune*.

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Explication éventuelle : Il "Ministro" degli Affari esteri è un componente della Commissione, e dunque un Commissario: l'Unione non è uno Stato con un proprio governo e con propri ministri. Il Commissario agli Affari esteri non è un membro del Consiglio europeo, ma partecipa ai suoi lavori quando concernono le politiche di sua competenza. Il Presidente del Consiglio europeo non è un membro aggiunto ma uno dei membri stabiliti dal Consiglio stesso.

## AMENDMENT FORM

### Title IV

#### Suggestion for amendment of Article : 16

**By Members: Mr Andrew Duff, Mr Lamberto Dini, Mr Paul Helminger, Mrs Lone Dybkjaer, Lord Maclellan, Mr Adrian Severin.**

**Status :**        **Members and alternate members.**

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#### Article 16 : The European Council

1. The European Council *shall define* the general political directions and priorities of the Union *at home and abroad*. It shall establish the *medium-term strategic programme of the Union, on a proposal of the Commission, after having consulted the European Parliament and national parliaments. It may act on behalf of the Council of Ministers, as well as exercise other functions as laid down in the Constitution.*

2. The European Council shall consist of the Heads of State or Government of the Member *States and* the President of the Commission. The *[Minister of Foreign Affairs/Secretary of the Union]* shall take part in its work.

3. The European Council shall meet quarterly *or additionally whenever the situation so requires*, convened by its President.

4. Except where the Constitution provides otherwise, decisions of the European Council shall be taken by consensus.

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#### Explanation:

*1. In view of its growing importance in the life of the Union, and of the consequent effect on the interinstitutional balance, the role of the European Council needs more precise definition. We have therefore dropped the ambiguous phrase 'provide the Union with the necessary impetus for its development'. We have added the phrase 'at home and abroad'*

*to give currency to the Convention's strongly expressed will that the Union should have an enhanced capacity to act in the international scene.*

*In the second sentence, we have inserted a key item of annual business, which is to formulate and refresh a medium-term political programme of the Union. This should be decided by the heads of government but proposed by the Commission and be the subject of consultation with both MEPs and MPs.*

*This is a key element in the reform of the Council presidency, and puts an end to the distractions of the current six-monthly national programmes.*

*In the third sentence, we give the leadership role of the European Council more scope, but as constrained by the Constitution. That it can and does act on behalf of the Council of Ministers acting in an executive capacity should not be disguised.*

*The reference to 'other functions' accords with Article 15, concerning the European Parliament.*

*2. We do not support the proposal for a President of the European Council to be appointed from outside the membership of the European Council. Former prime ministers are not inevitably best placed to take on major international duties. Currently serving prime ministers will not take easily to playing second fiddle to one of their former colleagues. And such a 'chairman of the board' as seems to be proposed would sooner or later assume executive responsibilities that would lead to head-on clashes with the President of the Commission.*

*Some of us prefer the title Secretary of the Union as being less confusing with the traditional nomenclature of national ministers of foreign affairs. One might also recall that one of the chief interlocutors of this person will be the US Secretary of State.*

*3. The Praesidium's wording is unnecessarily complicated for a fairly straightforward concept: the European Council will meet at least four times a year.*

*It should fall to the Rules of Procedure of the European Council and not the Constitution to designate who each leader can bring along to the meetings.*

## AMENDMENT FORM

### Suggestion for amendment of TArt16liepina.doc

By Ms Liene Liepina, Mr Rihards Piks, Mr Arturs Krisjanis Karins, Mr Guntars Krasts.

Status: - Member: L.Liepina; R.Piks  
- Alternate: A.K.Karins; G.Krasts

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#### Article 16 : The European Council

1. The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.
2. The European Council shall consist of the Heads of State or Government of the Member States, together with ~~its President~~ and the President of the Commission. The ~~Foreign Minister~~ **External Representative of the European Union** shall take part in its work.
3. The European Council shall meet quarterly, convened by **the Chair. Members shall be assisted by Ministers for Foreign Affairs of the Member States and by another appropriate Minister** as ~~When the agenda so requires, its members may decide to be assisted by a minister,~~ and, in the case of the President of the Commission, a Commissioner. When the situation so requires, **the Chair** shall convene an additional meeting of the European Council.
4. **Meetings of the European Council shall be chaired by the Head of State or Government of the Member State, which holds the Presidency of the Council of Ministers.**
5. Except where the Constitution provides otherwise, decisions of the European Council shall be taken by ~~consensus~~ **unanimity**.

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#### Explanation (if any) :

As we do not support the creation of the post of the European Council's President, we consider it is necessary to include in the Article that the European Council is chaired by the Head of State or Government of the Member State holding the Presidency.

## AMENDMENT FORM

### Suggestion for amendment of Article 16

By Mrs Lena Hjelm-Wallén and Mr Sven-Olof Petersson, government representatives, and Mr Sören Lekberg and Mr Kenneth Kvist, national parliament representatives.

Status :           - Member: Hjelm-Wallén and Lekberg  
                  - Alternate: Petersson and Kvist

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### Article 16 : The European Council

1.     The European Council shall provide the Union with the necessary **political** impetus for its development, and shall define its general ~~political~~ directions and priorities.
2.     The European Council shall consist of the Heads of State or Government of the Member States, together with its ~~President~~ **Chair**<sup>1</sup> and the President of the Commission. The Foreign Minister shall take part in its work.
3.     The European Council shall meet quarterly, convened by its ~~President~~ **Chair**. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. When the situation so requires, the ~~President~~ **Chair** shall convene an additional meeting of the European Council.
4.     Except where the Constitution provides otherwise, ~~decisions of~~<sup>2</sup> the European Council shall **act** ~~be taken~~ by consensus.

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<sup>1</sup> Corresponds to the Title of Article 16a.

<sup>2</sup> Formal decisions can only be made by unanimity or majority vote.

## AMENDMENT FORM

### Suggestion for amendment of Article : 16

**By: Mr Tunne Kelam  
Mr Rein Lang  
Mr Urmas Reinsalu  
Mrs Liina Tõnisson**

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#### **Article 16 : The European Council**

1. The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.
  2. The European Council shall consist of the Heads of State or Government of the Member States, ~~together with its President~~ and the President of the Commission. The ~~Foreign~~ **Union's Minister for Foreign Affairs** shall take part in its work.
  3. The European Council shall meet quarterly, convened by its President. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. When the situation so requires, the President shall convene an additional meeting of the European Council.
  4. **Meetings of the European Council shall be chaired by the Head of State or Government of the Member State which holds the Presidency of the Council.**
  5. Except where the Constitution provides otherwise, decisions of the European Council shall be taken by ~~consensus~~ **unanimity**.
- 

#### Explanation

The European Council should not be included among the Union institutions and thus it should be renumbered as Article 15.

Arrangements for the Chair of the European Council should be included in this Article.

## FICHE AMENDEMENT

**Proposition d'amendement à l'Article : 16**

**Proposition d'amendement au protocole:**

**Déposée par Madame ou Monsieur : Gianfranco FINI – Francesco SPERONI**

**Qualité : - Membre - Suppléant**

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### **Articolo 16: Il Consiglio europeo**

1. Il Consiglio europeo dà all'Unione gli impulsi necessari al suo sviluppo e definisce i suoi orientamenti e le sue priorità politiche generali.
2. Il Consiglio europeo è composto dai Capi di Stato o di governo degli Stati membri, nonché dal suo Presidente e dal Presidente della Commissione. Il ministro degli Affari esteri **dell'Unione** partecipa ai suoi lavori.
3. Il Consiglio europeo si riunisce ogni trimestre su convocazione del suo Presidente. Se l'ordine del giorno lo richiede, i membri del Consiglio possono decidere di farsi assistere da un ministro, e il Presidente della Commissione, da un membro della Commissione. Se la situazione lo richiede, il Presidente convoca una riunione straordinaria del Consiglio europeo.
4. Salvo nei casi in cui la Costituzione disponga altrimenti, il Consiglio europeo si pronuncia per consenso.

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**Explication éventuelle :**

## **AMENDMENT FORM**

### **Suggestion for amendment of Article 16**

**By Ms Maria BERGER**

**Status: Alternate**

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#### **Article 16 : The European Council**

1. The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.
  2. The European Council shall consist of the Heads of State or Government of the Member States, ~~together with its President~~ and the President of the Commission. The Foreign Minister shall take part in its work.
  3. The European Council shall meet quarterly, convened by its president. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. When the situation so requires, the President shall convene an additional meeting of the European Council.
  4. Except where the Constitution provides otherwise, decisions of the European Council shall be taken by consensus.
- 

**Explanation (if any):**



## AMENDMENT FORM

### Suggestion for amendment of Article 16

By Ms Maria BERGER

Status: Alternate

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#### **Article 16 : The European Council**

- ~~1. The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.~~
  - ~~2. The European Council shall consist of the Heads of State or Government of the Member States, together with its President and the President of the Commission. The Foreign Minister shall take part in its work.~~
  - ~~3. The European Council shall meet quarterly, convened by its president. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. When the situation so requires, the President shall convene an additional meeting of the European Council.~~
  - ~~4. Except where the Constitution provides otherwise, decisions of the European Council shall be taken by consensus.~~
- 

Explanation (if any):

## AMENDMENT FORM

**Suggestion for amendment of Article:** 16

**By Mr:** Erwin Teufel

**Status:** Member

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### *Text of the Praesidium*

- (2) The European Council shall consist of the Heads of State or Government of the Member States, together with its President and the President of the Commission. The Foreign Minister shall take part in its work.

### *Proposed Amendment*

- (2) The European Council shall consist of the Heads of State or Government of the Member States, together with its President and the President of the Commission. The Foreign Minister shall take part in its work.
- Within the European Council, its President and the President of the Commission do not vote.**

---

### **Explanation:**

This provision is currently contained in Article 17 b Paragraph 2. It does, however, not belong to the general rules on voting majorities. It is a special provision on the European Council.

## FICHE AMENDEMENT

**Proposition d'amendement à l'Article:** 16

**Déposée par Monsieur:** Erwin Teufel

**Qualité:** Membre

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### *Texte du Praesidium*

- (2) Der Europäische Rat besteht aus den Staats- und Regierungschefs der Mitgliedstaaten sowie den Präsidenten des Europäischen Rates und der Kommission. Der Minister für auswärtige Angelegenheiten nimmt an den Beratungen teil.

### *Amendement proposé*

- (2) Der Europäische Rat besteht aus den Staats- und Regierungschefs der Mitgliedstaaten sowie den Präsidenten des Europäischen Rates und der Kommission. Der Minister für auswärtige Angelegenheiten nimmt an den Beratungen teil. **Der Präsident des Europäischen Rates und der Präsident der Kommission nehmen an den Abstimmungen im Europäischen Rat nicht teil.**

---

### **Begründung:**

Die Regelung ist derzeit in Artikel 17b Absatz 2 enthalten, gehört aber systematisch nicht zu den allgemeinen Vorschriften über Abstimmungsmehrheiten, sondern ist eine Sonderregelung für den Europäischen Rat.

## FICHE AMENDEMENT

Proposition d'amendement à l'Article:	16
Déposée par Monsieur:	Erwin Teufel
Qualité:	Membre

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### *Texte du Praesidium*

- (2) Der Europäische Rat besteht aus den Staats- und Regierungschefs der Mitgliedstaaten sowie den Präsidenten des Europäischen Rates und der Kommission. Der Minister für auswärtige Angelegenheiten nimmt an den Beratungen teil.

### *Amendement proposé*

- (2) Der Europäische Rat besteht aus den Staats- und Regierungschefs der Mitgliedstaaten sowie den Präsidenten des Europäischen Rates und der Kommission. Der Minister für auswärtige Angelegenheiten nimmt an den Beratungen teil. **Der Präsident des Europäischen Rates und der Präsident der Kommission nehmen an den Abstimmungen im Europäischen Rat nicht teil.**

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### **Begründung:**

Die Regelung ist derzeit in Artikel 17b Absatz 2 enthalten, gehört aber systematisch nicht zu den allgemeinen Vorschriften über Abstimmungsmehrheiten, sondern ist eine Sonderregelung für den Europäischen Rat.

**AMENDMENT FORM**

**Title IV**

**Suggestion for amendment of Article : 16**

**By Members: Voggenhuber, Lichtenberger, MacCormick, Wagener,**

**Status :       Members and alternate members.**

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Rewrite Article 16 as follows:

**Article 16: The European Council**

1. The European Council shall provide the Union with the necessary impetus for its development and shall define the general political guidelines thereof.
  2. The European Council shall bring together the Heads of State or Government of the Member States and the President of the Commission. The Foreign Minister shall take part in its work.
  3. The European Council shall meet at least twice a year. When the situation so requires, or on the request of at least 8 Member States, the Chairman shall convene an additional meeting of the European Council.
  4. Except where the Constitution provides otherwise, decisions of the European Council shall be taken by consensus.
- 

**Explanation:**

## AMENDMENT FORM

**Suggestion for amendment of Article : Organe**  
**Entwurf von Artikeln für Titel IV des Teils I der Verfassung**

**Suggestion for protocol :**

**By Mr : Joachim Wuermeling**

**Status : - Alternate**

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### **Artikel 16: Der Europäische Rat**

(1) Der Europäische Rat gibt der Union die für ihre Entwicklung erforderlichen Impulse und legt ihre Zielvorstellungen und ihre allgemeinen politischen Prioritäten fest.

(2) Der Europäische Rat besteht aus den Staats- und Regierungschefs der Mitgliedstaaten sowie den Präsidenten des Europäischen Rates und der Kommission **und des Europäischen Parlaments**. Der Minister für auswärtige Angelegenheiten nimmt an den Beratungen teil.

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### **Explanation (if any) :**

Die gegenwärtig praktizierte « Aussprache » des EP-Präsidenten gegenüber dem Europäischen Rat ist der Rolle des Parlaments nicht angemessen.

## AMENDMENT FORM

### Suggestion for amendment of Article 16

By Ms / Mr : Ms Helle THORNING-SCHMIDT

Status : - Alternate

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#### Article 16: The European Council

4. Except where the Constitution provides otherwise, decisions of the European Council shall be taken by *unanimity*.

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Explanation (if any) :

## FICHE AMENDEMENT

### Proposition d'amendement à l'Article 16 - Partie I - Architecture constitutionnelle Titre V Des institutions de l'Union

Déposée par Monsieur William ABITBOL

Qualité : - Suppléant

---

#### Article 16 : le Conseil européen

*Conv 691/03*

1. Le Conseil européen détermine la politique de l'Union. Il nomme le Président de l'Union, le Président de la Commission et le Ministre des affaires étrangères.
2. Idem.
3. Idem.
4. Sauf dans les cas où le présent traité en dispose autrement, le Conseil européen se prononce à l'**unanimité**. Le Président de l'Union et le Président de la Commission ne participent pas au vote.
5. Le Conseil européen, sur proposition d'un Etat membre, ou du Président de l'Union, ou du Président de la Commission avec l'approbation du Parlement européen, ou du tiers des Parlements nationaux, peut soumettre au **référendum** une loi ou une loi-cadre européenne. Celle-ci est adoptée dans les conditions de majorité requises par la procédure législative (unanimité ou majorité qualifiée).



## FICHE AMENDEMENT

Proposition d'amendement à l'Article : 16

Déposée par Madame : **Cristiana MUSCARDINI**

Qualité : Membre

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### Articolo 16: Il consiglio europeo

#### Par. 2

Il Consiglio europeo é composto dai Capi di Stato o di governo degli Stati membri, nonché dal suo Presidente, dal Presidente della Commissione **e dal Presidente del Parlamento europeo**. Il ministro degli Affari Esteri partecipa ai suoi lavori.

#### Par. 3

Il Consiglio europeo si riunisce ogni trimestre su convocazione del suo Presidente. Se l'ordine del giorno lo richiede, i membri del Consiglio possono decidere di farsi assistere da un ministro, il Presidente della Commissione da un membro della Commissione, **e il Presidente del Parlamento europeo da un presidente di commissione o di delegazione interparlamentare**. Se la situazione lo richiede, il Presidente convoca una riunione straordinaria del Consiglio europeo.

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Explication éventuelle :

## **FICHE AMENDEMENT**

### **Proposition d'amendement à l'Article : 16**

**Déposée par Monsieur Pierre Lequiller, Président de la Délégation pour l'Union européenne de l'Assemblée nationale française.**

**Qualité : - Membre titulaire**

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Après le paragraphe 4, insérer le paragraphe suivant :

5. Le Conseil européen tient ses réunions dans l'un des pays de l'Union, par rotation semestrielle.

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#### **Explication éventuelle :**

Il s'agit par cet amendement de renforcer l'implication successive des États membres dans l'organisation des réunions du Conseil.

## AMENDMENT FORM

**Suggestion for amendment of Article : Article 16 (Title IV)**

**Suggestion for protocol :**

**By Ms / Mr : David Heathcoat-Amory**

**Status : X - Member            - Alternate**

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### **Article 16 : The European Council**

1. The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.
  2. The European Council shall consist of the Heads of State or Government of the Member States, together with *[Delete: its President and]* the President of the Commission. *[The Foreign Minister shall take part in its work.]*
  3. The European Council shall meet quarterly, convened by its *[President]* **Chairman**. When the agenda so requires, its members may decide to be assisted by a minister, *[and, in the case of the President of the Commission, a Commissioner]* **or in the case of the President of the Commission, a Commissioner may take his place**. When the situation so requires, the *[President]* **Chairman** shall convene an additional meeting of the European Council.
  4. Except where the *[Constitution]* **Treaty** provides otherwise, decisions of the European Council shall be taken by *[consensus]* **unanimity**.
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**Explanation (if any) : The Council of Ministers should not have a permanent President, nor an EU Foreign Minister. Both detract from the democratic accountability of Ministers before national parliaments.**

## AMENDMENT FORM

Suggestion for amendment of Article : 16

By Mr : Josef ZIELENIEC

Status : - Member

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### Article 16 : The European Council

1. The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.
2. The European Council shall consist of the Heads of State or Government of the Member States, together with ~~its~~ the President of the Union and the President of the Commission. The Foreign Minister shall take part in its work.
3. The presidency of the European Council shall be held in turn jointly by a group of Member States for a term of one year. The composition of these groups and the order for the regular rotation between them are set out in the Part II of this Constitution. The members of the European Council representing the Member States exercising the EC's presidency shall form the bureau of the European Council. The bureau, assisted by the President of the Union, shall prepare the meetings of the European Council, drive forward its work, ensuring proper preparation and continuity, and endeavour to facilitate cohesion and consensus within it. The bureau shall present a report to the European Parliament after each of the European Council's meetings.
4. The European Council shall meet quarterly, convened by ~~its~~ the President of the Union only at the request of the bureau of the EC. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. When the situation so requires, the President shall, at the request of the EC's bureau or at the request of at least a half of its members, convene an additional meeting of the European Council.
4. Except where the Constitution provides otherwise, decisions of the European Council shall be

taken by consensus.

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**Explanation:**

- the principle of rotation for the Presidency of the European Council and of the Council is essential. However, a coexistence with the new President of the Union should introduce more continuity into the system, but without the risk of any excessive concentration of power (unlike the presidium's proposal of a long term EC's chair – article 16a, which should therefore be suppressed).

## AMENDMENT FORM

### Title IV

#### Suggestion for amendment of Article 16

By Mr. Adrian Severin

Status : Alternate Member

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Change the title of the Article:

#### Article 16.1 : The Council of the European Union

Add to the end of the paragraph 1:

**The European Council is exclusively competent in the field of the Union' strategic decisions.**

Para. 4 should modified as follows:

**4. Whenever the Constitution does not prescribe otherwise, the European Council takes decisions by qualified majority**

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#### Explanation:

- 1. The title of this article should become **The Council of the European Union** and should include the provisions of the actual articles 16 (become **16.1**), 16a (become **16.1 bis**), 17 (become **16.2**) and 17 a (become **16.2 bis**). Clarification of the Constitution's structure and correlation with the above amendments of the Art. 14.2*
- 2. It is necessary to make it very clear the separation of functional competences and roles between the Council and the Commission. In this respect the Council should have a decisive exclusive role in the strategic matters while the Commission should have a similar function as far as the implementation of the strategic decisions is concerned.*

3. *The Convention decided the main decision making principle should be the QMV. This principle should be, consequently, always mention as the basic rule. Of course, one could establish exceptions whenever necessary.*

## AMENDMENT FORM

### Suggestion for amendment of Article 16: The European Council

By : Mr Dick Roche, Member ; Mr Pat Carey and Mr Bobby McDonagh, Alternates

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#### Article 16 : The European Council

1. The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.
2. The European Council shall consist of the Heads of State or Government of the Member States, together with ~~its President and~~ the President of the Commission. The ~~Foreign Union's~~ Minister **for Foreign Affairs** shall take part in its work.
3. The European Council shall meet quarterly, convened by its President. **Members shall be assisted by Ministers for Foreign Affairs of the Member States and by another appropriate Minister as** ~~When the agenda so requires, its members may decide to be assisted by a minister,~~ and, in the case of the President of the Commission, a Commissioner. When the situation so requires, the President shall convene an additional meeting of the European Council.
4. **Meetings of the European Council shall be chaired by the Head of State or Government of the Member State which holds the Presidency of the Council of Ministers.**
5. Except where the Constitution provides otherwise, decisions of the European Council shall be taken by ~~consensus~~ **unanimity**.

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#### **Explanation (if any) :**

As is currently the practice, Heads of State or Government should be assisted by Foreign Ministers unless the agenda suggests otherwise.

Arrangements for the Chair of the European Council should be included in this Article.

The appropriate placement of this Article is for further consideration.



## AMENDMENT FORM

Suggestion for amendment of Article : IV 16

Suggestion for protocol :

By: Mr Caspar EINEM

Status : Member

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### Artikel 16: Der Europäische Rat

- (1) Der Europäische Rat gibt der Union die für ihre Entwicklung erforderlichen Impulse und legt ~~ihre die allgemeinen politischen~~ Zielvorstellungen ~~und ihre allgemeinen politischen Prioritäten für diese Entwicklung~~ fest. **Dem Europäischen Rat kommen keine Gesetzgebungs-, Vollziehungs- oder Außenvertretungsfunktionen zu.**
  - (2) Der Europäische Rat besteht aus den Staats- und Regierungschefs der Mitgliedstaaten sowie ~~den Präsidenten~~ **dem Generalsekretär/Koordinator** des Europäischen Rates und **dem Präsidenten** der Kommission. Der *Minister für auswärtige Angelegenheiten* nimmt an den Beratungen teil.
  - (3) Der Europäische Rat ~~tritt im vierteljährlichen Abstand zusammen; er~~ wird von seinem ~~Präsidenten~~ **Generalsekretär/Koordinator im Auftrag des Präsidiums** einberufen. Wenn es die Tagesordnung erfordert, können die Mitglieder des **Europäischen** Rates beschließen, sich von einem Minister oder - im Fall des Präsidenten der Kommission - von einem Mitglied der Kommission unterstützen zu lassen. ~~Wenn es die Lage erfordert, beruft der Präsident eine außerordentliche Tagung des Europäischen Rates ein.~~
  - (4) Soweit in der Verfassung nichts anderes festgelegt ist, entscheidet der Europäische Rat einvernehmlich.
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### Explanation (if any) :

**Zu Abs. (1):** Artikel 4 EUV umschreibt die Funktion des Europäischen Rates präzise. Die Formulierung soll daher im ersten Satz übernommen werden. Der zweite Satz soll im Sinne der vielfach geäußerten Vorstellung klar stellen, dass der ER nicht Appellationsinstanz für die andere Räte ist oder sein kann. Darüber hinaus aber soll jedoch auch neu festgeschrieben werden, dass dem ER keine Außenvertretungsfunktion zukommt. Sie soll ausschließlich von dazu eigens geschaffenen europäischen Institutionen (*Außenminister* und Kommission) wahrgenommen werden. Dadurch soll nicht nur die Rolle der EK und ihres Präsidenten gestärkt, sondern zugleich auch die Verwirrung vermieden werden, die dann entsteht, wenn ein Staats- oder Regierungschef eines europäischen Staates plötzlich für die ganze Europäische Union zu sprechen beginnt. Für die EU sollen deren eigene Funktionsträger im Rahmen ihrer durch die Verfassung oder durch ihr Mandat zugewiesenen Aufgaben sprechen.

Als Koordinierungsorgan wird ein Generalsekretär des Europäischen Rates vorgeschlagen, der auch bestimmte Koordinierungsfunktionen übernimmt.

## AMENDMENT FORM

### Suggestion for amendment of Article : 16

By Mr : M. Attalides

Status : - Member

Art16attalides.doc

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#### Article 16

##### 15. The European Council

*Change para. 2 as follows :*

2. The European Council shall consist of the Heads of State or Government of the Member States, ~~together with its President~~ and the President of the Commission. The Foreign Minister shall take part in its work.

*Add new para. 3*

*3. Meetings of the European Council shall be chaired by the Head of State or Government of the Member State which holds the Presidency of the Council.*

*Change paras 3 and 4 as follows :*

~~3.~~

4. The European Council shall meet quarterly *as a rule*, convened ~~by its President~~ *by and under the chairmanship of the Head of State or Government of the Member State which holds the Presidency.* When the Agenda so requires, its members ~~may decide to~~ *shall, as a rule,* be assisted by a minister, and in the case of the President of the Commission, a Commissioner. When the situation so requires, the ~~President~~ *Presidency* shall convene an additional meeting of the European Council.

~~4.~~

5. Except where the Constitution provides otherwise, decisions of the European Council shall be taken ~~by consensus~~ *unanimously*.

*Add new para.6*

*6. The European Council shall submit to the European Parliament a report after each of its meetings and a yearly written report on the progress achieved by the Union.*

*Add new para. 7*

*7. The presidency of the European Council shall chair it and drive forward its work, ensuring proper preparation and continuity. It shall endeavour to facilitate cohesion and consensus within the European Council.*

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**Explanation (if any) :**

## **FICHE AMENDEMENT**

### **Proposition d'amendement à l'Article : 16**

**Déposée par : Pervenche Berès, Olivier Duhamel**

**Qualité : - Membres et Suppléants**

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#### **Article 16 : Le Conseil européen**

1. Le Conseil européen donne à l'Union les impulsions nécessaires à son développement et définit ses orientations et ses priorités politiques générales.
2. Le Conseil européen est composé des Chefs d'État ou de gouvernement des États membres, ainsi que de son Président et du Président de la Commission. Le ministre des Affaires étrangères participe à ses travaux. **Le ministre des Affaires économiques et sociales participe aux réunions consacrées aux affaires économiques, sociales et environnementales.**

#### **Explication**

## FICHE AMENDEMENT

### Proposition d'amendement à l'Article : 16

Déposée par : Pervenche Berès

Qualité : - Membres et Suppléants

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#### Article 16 : Le Conseil européen

1. Le Conseil européen donne à l'Union les impulsions nécessaires à son développement et définit ses orientations et ses priorités politiques générales.
2. Le Conseil européen est composé des Chefs d'État ou de gouvernement des États membres, ainsi que **(4 mots supprimés)** du Président de la Commission. **La présidence est exercée à tour de rôle par chaque Etat membre pour une durée de 18 mois selon un système de troïka et un ordre fixé par le Conseil à la majorité qualifiée.** Le ministre des Affaires étrangères participe à ses travaux.
3. Le Conseil européen se réunit chaque trimestre sur convocation de son Président. Lorsque l'ordre du jour l'exige, les membres du Conseil peuvent décider d'être assistés par un ministre, et, pour le Président de la Commission, par un membre de la Commission. Lorsque la situation l'exige, le Président convoque une réunion extraordinaire du Conseil européen.
4. Sauf dans les cas où la Constitution en dispose autrement, le Conseil européen se prononce par consensus.

#### **Explication**

## **AMENDMENT FORM**

### **Suggestion for amendment of Article 16**

**By Mr Barnier, Mr Vitorino, Mr O'Sullivan and Mr Ponzano:**

**Status :    Members and Alternates**

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#### **Article 16 : The European Council**

1.    The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.
  2.    The European Council shall consist of the Heads of State or Government of the Member States, ~~together with its President~~ and the President of the Commission. The Foreign Minister shall take part in its work.
  3.    The European Council shall meet quarterly, convened by its President. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. When the situation so requires, the President shall convene an additional meeting of the European Council.
  4.    Except where the Constitution provides otherwise, decisions of the European Council shall be taken by consensus.
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#### **Explanation :**

See comments on Article 16 a

## **FICHE AMENDEMENT**

### **Proposition d'amendement à l'Article 16**

**Déposée par M. Barnier, M. Vitorino, M. O'Sullivan et M. Ponzano**

**Qualité : Membres et Suppléants**

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#### **Article 16 : Le Conseil européen**

1. Le Conseil européen donne à l'Union les impulsions nécessaires à son développement et définit ses orientations et ses priorités politiques générales.
2. Le Conseil européen est composé des chefs d'Etat ou de gouvernement des États membres, ~~ainsi que de son Président~~ et du Président de la Commission. Le ministre des Affaires étrangères participe à ses travaux.
3. Le Conseil européen se réunit chaque trimestre sur convocation de son Président. Lorsque l'ordre du jour l'exige, les membres du Conseil peuvent décider d'être assistés par un ministre, et, pour le Président de la Commission, par un membre de la Commission. Lorsque la situation l'exige, le Président convoque une réunion extraordinaire du Conseil européen.
4. Sauf dans les cas où la Constitution en dispose autrement, le Conseil européen se prononce par consensus.

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#### **Explication :**

Voir les commentaires sur l'article 16bis

## AMENDMENT FORM

**Suggestion for amendment of Article : 16**

**By Mr : Joschka Fischer**

**Status : - Member**

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### **Artikel 16: Der Europäische Rat**

- (1) Der Europäische Rat gibt der Union die für ihre Entwicklung erforderlichen Impulse und legt ihre Zielvorstellungen und ihre allgemeinen politischen Prioritäten fest.
  - (2) Der Europäische Rat besteht aus den Staats- und Regierungschefs der Mitgliedstaaten sowie den ~~Präsidenten~~ Vorsitzenden des Europäischen Rates und der Kommission. Der Minister für auswärtige Angelegenheiten nimmt an den Beratungen teil.
  - (3) Der Europäische Rat tritt im vierteljährlichen Abstand zusammen; er wird von seinem ~~Präsidenten~~ Vorsitzenden einberufen. Wenn es die Tagesordnung erfordert, können die Mitglieder des Rates ~~beschließen~~, sich von einem Minister oder - im Fall des Präsidenten der Kommission - von einem Mitglied der Kommission unterstützen ~~zu~~ lassen. Wenn es die Lage erfordert, beruft der ~~Präsident~~ Vorsitzende eine außerordentliche Tagung des Europäischen Rates ein.
  - (4) Soweit in der Verfassung nichts anderes festgelegt ist, entscheidet der Europäische Rat einvernehmlich.
- 

### **Explanation:**

**Absatz 2: Sprachliche Präzisierung auf der Grundlage der mündlichen Erläuterungen des Konventspräsidenten am 24. April 2003 im Plenum des Konvents.**

**Absatz 3: Die Entscheidung zur Begleitung durch einen nationalen Minister sollte den Mitgliedstaaten überlassen bleiben.**

**Absatz 4: Die Frage, ob der Europäische Rat grundsätzlich einvernehmlich entscheidet, bedarf weiterer Prüfung. Ich erinnere hier an den gemeinsamen Brief von Bundeskanzler Schröder und Premierminister Blair an den Vorsitzenden des Europäischen Rates vom 25. Februar 2002.**





## AMENDMENT FORM

**Suggestion for amendment of Article : 16, Title IV, Part I**

**Suggestion for protocol :**

**By Ms / Mr : Hain**

**Status : - Member**

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1. OK.
  2. The European Council shall consist of the Heads of State or Government of the Member States, together with its President and the President of the Commission. The Foreign Minister Minister and the Foreign Ministers of the Member States shall take part in its work.
  3. The European Council shall meet quarterly, convened by its President. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. The President shall also invite the Economic and Finance Ministers to participate in European Council meetings when the European Council is discussing matters relating to economic and monetary union. When the situation so requires, the President shall convene an additional meeting of the European Council.
  4. OK.
- 

### **Explanation (if any) :**

*An article equivalent to the current Article 207 TEC establishing COREPER and the Council Secretariat will be required in Part II of the Treaty. This should also specify that the Council Secretariat will provide support to the European Council and its President.*

*Article 16.2 Foreign Ministers, as now, should continue to have a seat at the European Council. It is particularly important that they be allowed to replace their Head of State or Government should he/she be absent from the Council chamber.*

*Article 16.3 This amendment reflects the existing situation under the Declaration on Part Three, Title VII (ex Title VI) of the TEC (the « Maastricht declaration »).*

## AMENDMENT FORM

**Suggestion for amendment of Article : 16 (3)**

**Suggestion for protocol :**

**By Ms / Mr :**     **René van der Linden**  
                             **Frans Timmermans**

**Status :**     **- Members**

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3. ~~The European Council shall meet quarterly, convened by its President. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. When the situation so requires, the President shall convene an additional meeting of the European Council.~~

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**Explanation (if any) :**

This should be regulated in the second part of the treaty.

## **FICHE AMENDEMENT**

### **Proposition d'amendement à l'Article 16.2**

**Déposée par Anne Van Lancker**

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2. Le Conseil européen est composé des Chefs d'État ou de gouvernement des États membres, ainsi que ~~de son Président et~~ du Président de la Commission. Le ministre des Affaires étrangères participe à ses travaux.

#### **Justification:**

Comme le Président du Conseil européen est un des membres du Conseil européen, il n'est pas nécessaire de désigner ce Président comme membre du Conseil européen.

## AMENDMENT FORM

**Suggestion for amendment of Article : 16 (2)**

**Suggestion for protocol :**

**By Mr : René van der Linden  
Frans Timmermans**

**Wim van Eekelen**

**Status : - Members  
- Alternate**

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2. The European Council shall consist of the Heads of State or Government of the Member States, together with ~~its President and~~ the President of the Commission. The Foreign Minister shall take part in its work.

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**Explanation (if any) :**

The President should a member of the European Council.

## AMENDMENT FORM

### Suggestion for amendment of Article : I-20

By Mr : Hain

Status : - Member

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1. OK.
  2. The European Council shall consist of the Heads of State or Government of the Member States, together with its President and the President of the Commission. The Foreign Minister Minister and the Foreign Ministers of the Member States shall take part in its work.
  3. The European Council shall meet quarterly, convened by its President. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. The President shall also invite the Economic and Finance Ministers to participate in European Council meetings when the European Council is discussing matters relating to economic and monetary union. When the situation so requires, the President shall convene an additional meeting of the European Council.
  4. OK.
- 

### Explanation (if any) :

*Article 20.2 Foreign Ministers, as now, should continue to have a seat at the European Council. It is particularly important that they be allowed to replace their Head of State or Government should he/she be absent from the Council chamber.*

*Article 20.3 This amendment reflects the existing situation under the Declaration on Part Three, Title VII (ex Title VI) of the TEC (the « Maastricht declaration »).*

## AMENDMENT FORM

### Suggestion for amendment of : Article 16

By: Robert Maclellan, Algirdas Gričius.

Status : Alternate

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#### **Article 16: The European Council**

1. The European Council shall provide the Union with the necessary impetus for its development, and shall define its general political directions and priorities.
  2. The European Council shall consist of the Heads of State or Government of the Member States, together with its **Chairman**, the President of the Commission, ***the Foreign Minister and the Secretary-General of the Union.***
  3. The European Council shall meet quarterly, convened by its **Chairman**. When the agenda so requires, its members may decide to be assisted by a minister, and, in the case of the President of the Commission, a Commissioner. When the situation so requires, the **Chairman** shall convene an additional meeting of the European Council.
  4. Except where the Constitution provides otherwise, decisions of the European Council shall be taken by consensus.
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#### **Explanation :**

*The appropriate description of the head of the European Council is ‘Chairman’, recognised in the title of article 16. For the sake of consistency and to avoid confusion, all references to ‘President’ should be replaced with ‘Chairman’.*

*The European Council will provide the strategic direction and impetus to the Union’s CFSP. Therefore, as the high ranking person responsible for the Union’s foreign policy, it would make sense to have the Union’s Foreign Minister as a non-voting member of the European Council.*

*By parity of reasoning the Secretary General, being the high ranking person responsible for ensuring the effectiveness of the Council’s executive role (see amended article 16b) should similarly be a non-voting member of the European Council.*

