

## AMENDMENT FORM

### Suggestion for amendment of Article : III-73

By Mr : Farnleitner

Status : - Member

---

~~5. If the Commission considers that an excessive deficit in a Member State exists or may occur, it shall address an opinion to the Member State concerned.~~

6. The Council shall, on a proposal from the Commission, having considered any observations acting which the Member State concerned may wish to make and after an overall assessment, decide whether an excessive deficit exists.

~~Where the existence of a deficit is decided~~ **In that case**, the Council adopts recommendations according to the same procedures, addressed to the Member State concerned with a view to bringing that situation to an end within a given period. Subject to the provisions of paragraph [8], these recommendations shall not be made public.

Within the scope of this **and** paragraphs [8 to 11], the Council shall act without taking into account the vote of the representative of the Member State concerned, and a qualified majority shall be defined as the majority of the other Member States representing at least three-fifths of the population of those States.

~~7. The Council, on a recommendation from the Commission, shall adopt the European decisions and recommendations referred to in paragraphs 8 to 11. It shall act without taking into account the vote of the representative of the Member State concerned, and a qualified majority shall be defined as the majority of the other Member States representing at least three-fifths of the population of those States.~~

9. If a Member State persists in failing to put into practice the recommendations of the Council, the Council may adopt a European decision giving notice to the Member State to take, within a specified time-limit, **measures** ~~steps~~ for the deficit reduction which is judged necessary by the Council in order to remedy the situation.

---

### Explanation (if any) :

Whereas I support the aim to strengthen the role of the Commission (consensus by Plenary and Working Group), the proposed text makes the Excessive Deficit Procedure even more cumbersome. There is no need for another warning by the Commission: given the proposed amendment of Art 99(4) TEC – direct recommendation by the Commission - the early-warning, in particular on the risk of an excessive deficit, will function more efficiently, strengthening the role of the Commission

I strongly welcome that under the Council decision on the excessive deficit, the vote of the Member State concerned is excluded. The amendment tries to add to the readability of the Article. The Text of Para 7 can be deleted, as, following the amendment of para 6 last sentence, it is an unnecessary duplication.

In Para 9, the original wording (measures) is retained, as this includes non-legislative as well as legislative acts.