

AMENDMENT FORM

Suggestion for amendment of Article: Art. III-257, Title VI, Chapter I, Section 1, Subsection 5

By: Mr. Ernâni Lopes, Mr. Manuel Lobo Antunes.

Status: Government - Member and Alternate

Article III-257

The number of Judges of the High Court shall be determined by the Statute of the Court of Justice.
The Statute may provide for the High Court to be assisted by Advocates-General.

The members of the High Court shall be chosen from persons whose independence is beyond doubt and who possess the ability required for appointment to high legal office. They shall be appointed by common accord of the governments of the Member States for a term of **nine years non renewable**. ~~six years after consulting the panel provided for in [ex Article 224a]~~. The membership of the High Court shall be partially renewed every three years. Retiring members may be reappointed.

The Judges shall elect the President of the High Court from among their number for a term of ~~three~~ **four and an half** years. He may be re-elected.

The High Court shall establish its Rules of Procedure in agreement with the Court of Justice.
It shall act after receiving the approval of the Council, acting by a qualified majority.

Unless the Statute of the Court of Justice provides otherwise, the provisions of the Constitution relating to the Court of Justice shall apply to the High Court.

Explanation: The elimination of the sentence is due to the suppression of article III-258 (ex 224^a); the extension of the mandates is in line with previous proposal.

