

Statutory Forum

Virtual meeting
28 September 2020

Report
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25 September 2020

AMENDMENTS 1-5

Rules and Procedures

of the Congress of Local and Regional Authorities of the Council of Europe

revised to integrate the provisions of the revised Congress Charter

Bureau of the Congress

Rapporteurs:¹ Liisa ANSALA, Finland (L, ILDG)
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Tamar TALIAHVILI, Georgia (R, SOC/G/PD)

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Summary

The revised Rules and Procedures appended to this document contain the newly adopted revised Charter – quoted at the start of each relevant chapter or rule and shown in bold –, as well as modifications arising from the provisions in the Charter but which could not be integrated into the Rules and Procedures until the Charter's formal adoption by the Committee of Ministers.

1 L: Chamber of Local Authorities / R: Chamber of Regions
EPP/CCE: European People's Party Group in the Congress
SOC/G/PD: Group of Socialists, Greens and Progressive Democrats
ILDG: Independent and Liberal Democrat Group
ECR: European Conservatives and Reformists Group
NR: Members not belonging to a political group of the Congress

Amendment 1

Presented by Jean-Paul BASTIN, Belgium (L, EPP/CCE)

Signed by: Marc COOLS, Belgium (L, ILDG), Carla DEJONGHE, Belgium (R, ILDG), David ERAY, Switzerland (R, ILDG), Karl-Heinz LAMBERTZ, Belgium (R, SOC/G/PD), and Yuliya SVITLYCHNA, Ukraine (R, ILDG).

In Rule 2, paragraph 3, replace the word “must” by the words “should preferably”.

The paragraph would read as follows:

3. Heads of delegation should preferably be representatives, and not substitutes.

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4. The deputy head of a national delegation should preferably not be of the same chamber nor of the same gender nor political group as the head of the delegation, but either may be non-affiliated.

5. The European Charter of Local Self-government advocates the right for local and regional authorities to determine their own internal administrative structures; in this spirit each national delegation must ensure the support of a secretary or secretaries who are independent from all national government or agency authority for the purposes of this work and who preferably have ties with one of the associations of local and/or regional authorities entitled to be consulted with regard to the composition of national delegations. The appointment of the secretary or secretaries of delegation must be notified, in writing, to the Secretary General of the Congress by the head of delegation.

3. Delegates may present proposals for a draft declaration provided they are in one of the two official languages and are received by the Secretary of the Bureau by the following deadlines:
 - 12.00 on the eve of the session, for consideration by the Bureau;
 - 12.00 on the first day of the session, for consideration by the three presidents.
4. Draft declarations proposed under Rule 27.3 shall be placed on the last day of the sessional agenda.
5. If a draft declaration is included in a sessional agenda, then:

Amendment 2

Presented by Clemens LAMMERSKITTEN, Germany (L, EPP/CCE)

Signed by: Günther BERGMANN, Germany (R, EPP/CCE), Josef FREY, Germany (R, SOC/G/PD), Gabriele NEFF, Germany (L, ILDG), Fabio TRAVAGLINI, Italy (L, EPP/CCE), and Bernd VOHRINGER, Germany (L, EPP/CCE).

In Rule 27, paragraph 5.a., reject the modifications made by the corapporteurs and keep the current text.

The paragraph would read as follows:

5.a. amendments may be tabled to the draft declaration in accordance with Rule 35;

- a. amendments may be tabled to the draft declaration by 10.00 on the day before the day on which the debate is scheduled;
- b. a debate on the draft declaration must be opened by a member of the Bureau on its behalf;
- c. the draft declaration (and any amendments tabled to it must be put to the vote; and
- d. if the draft declaration is adopted, it must be published as a Congress or chamber declaration, as the case may be.

Rule 28 – Proposals for future Congress activities presented by delegates

1. Prior to, or during, a session of the Congress at least 20 delegates from at least four national delegations, or a political group, may table a proposal, not exceeding 300 words, for future Congress work on any matter within its competence. The template in Appendix II shall be used for this purpose.
2. Members of delegations with special status may add their signature to such a proposal though it will not be taken into account when counting signatories.
3. At the discretion of the Bureau, and subject to provisions it may set out on an *ad hoc* basis at a Bureau meeting no later than the eve of the session, other participants may be allowed to table proposals or add their signature to those already tabled.
4. If the President determines that the proposal is in order, it must be published during the session and is considered to be referred to the Bureau of the Congress for consideration and decision in accordance with Rule 23.1.

Rule 29 – Memoranda presented by delegates

Rule 35¹⁹ – Amendments and sub-amendments

1. An amendment to a draft text under consideration may be tabled and signed by:
 - a. five delegates from at least two delegations ; or
 - b. a rapporteur in respect of his or her text, provided that in the case of reports presented by two co-rapporteurs, both co-rapporteurs are in agreement and sign the amendment.
2. Each amendment must specify which of the five signatories will submit it. He or she must be a representative or a duly mandated substitute.
3. Amendments may be tabled, in one of the Congress' two official languages (English and French) or its working languages only to draft texts and not to explanatory memoranda. The Secretariat must make them available, in English and French, as soon as possible if they are in order in accordance with Rule 35.10.
4. An amendment must relate directly to the draft text which it seeks to amend.

Amendment 3

Presented by Clemens LAMMERSKITTEN, Germany (L, EPP/CCE)

Signed by: Günther BERGMANN, Germany (R, EPP/CCE), Josef FREY, Germany (R, SOC/G/PD), Gabriele NEFF, Germany (L, ILDG), Fabio TRAVAGLINI, Italy (L, EPP/CCE), and Bernd VOEHRINGER, Germany (L, EPP/CCE).

In Rule 35, paragraph 5, reject the modifications made by the corapporteurs and keep the current text.

The paragraph would read as follows:

5. Amendments must be tabled in accordance with the following deadlines:
 - a. to a draft text due to be debated on the first day of a session, by 16.00 on the day before;
 - b. to any other text, by 10.00 on the day before the day on which the debate on the text to which they refer is scheduled.
5. Amendments must be tabled by 10.00, 7 days before the day on which the debate on the text to which they refer is scheduled.

¹⁹ Rules 26, 30, 33-35 and 39-40 on procedure during Congress sessions apply to each chamber *mutatis mutandis*.

Amendment 4

Presented by Clemens LAMMERSKITTEN, Germany (L, EPP/CCE)

Signed by: Günther BERGMANN, Germany (R, EPP/CCE), Josef FREY, Germany (R, SOC/G/PD), Gabriele NEFF, Germany (L, ILDG), Fabio TRAVAGLINI, Italy (L, EPP/CCE), and Bernd VOEHRINGER, Germany (L, EPP/CCE).

In Rule 35, paragraph 6, reject the modifications made by the corapporteurs and keep the current text.

The paragraph would read as follows:

6. Rapporteur amendments must be tabled in accordance with the following deadlines: by 18.00 for a text due to be debated on the first day of a session and by 12.00 on the day before the scheduled debate for texts to be debated on the remaining days of the session.

6. Rapporteur amendments must be tabled by 10.00, 2 days before the day on which the debate on the text to which they refer is scheduled.

7. Rule 35.5 does not apply to amendments tabled under Rule 35.6 (rapporteurs' amendments) nor to amendments tabled to declarations under Rule 27 or those tabled to texts dealing with a matter of urgency in accordance with Rule 24.5.

Amendment 5

Presented by Clemens LAMMERSKITTEN, Germany (L, EPP/CCE)

Signed by: Günther BERGMANN, Germany (R, EPP/CCE), Josef FREY, Germany (R, SOC/G/PD), Gabriele NEFF, Germany (L, ILDG), Fabio TRAVAGLINI, Italy (L, EPP/CCE), and Bernd VOEHRINGER, Germany (L, EPP/CCE).

In Rule 35, paragraph 8, reject the modifications made by the corapporteurs and keep the current text.

The paragraph would read as follows:

8. Sub-amendments to previously tabled amendments must be tabled in accordance with the following deadlines:

- a. to a draft text due to be debated on the first day of a session, by 19.00 on the previous day;
- b. to any other text, by 14.00 on the day before the day on which debate is scheduled.

8. Sub-amendments to previously tabled amendments must be tabled by 10.00, 4 days before the day on which the debate on the text to which they refer is scheduled.

9. A sub-amendment must relate directly to the amendment but must not contradict its sense. A sub-amendment may not be further amended.

10. The President is to decide whether an amendment or a sub-amendment is in order.

11. During the course of a debate oral amendments as an alternative to previously tabled amendments may only be proposed by the rapporteur(s). During examination of the oral amendment only the following may speak: one rapporteur and one speaker against.

12. Sub-amendments must be debated and put to the vote before the amendment to which they refer.