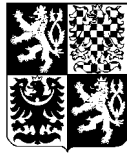


THE PARLIAMENT OF THE CZECH REPUBLIC

SENATE



7th term

494th RESOLUTION

OF THE SENATE

Delivered on the 19th session held on 20 May 2009

**the Proposal for a Regulation of the European Parliament and of the Council laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers
(Senate Press no. N 099/07)**

The Senate

I.

1. **Is aware**

of the significant institutional impact of the new rules laid down in the Lisbon Treaty and in this proposal for a regulation on the adoption of implementing acts by the Commission;

2. **States**

that the process of adopting implementing acts is less transparent than the process of adopting basic acts and, in this context, invokes Article 1 of the Treaty on European Union, according to which decisions in the EU are to be taken as openly as possible and as closely as possible to the citizen;

3. **Is further of the opinion**

that the features of external scrutiny should be strengthened as well when formulating the positions of the Czech Republic for the meetings of committees;

II.

1. **Is worried**

that the proposal, as submitted by the Commission, does not guarantee to the member states efficient control of the Commission's exercise of implementing powers;

2. **Therefore supports**

the incorporation of a two-phase procedure in the cases when no opinion is taken by the committee;

3. **Is of the opinion**

that the Commission should maintain the ongoing practice of drawing up annual reports on the working of committees that provide a basic summary and contain statistical data that are otherwise hard to find, and recommends amending the proposal for a regulation so that it includes this duty of the Commission;

4. Invites the Commission

to engage in ensuring a transparent and comprehensible environment for the adoption of implementing acts, and to coordinate an exchange of best practices among the individual directorates general, whose practices of making public of documents regarding the adoption of these acts evidently differ;

5. Invites the government of the Czech Republic

to take steps aimed at strengthening the transparency of formulating Czech positions for committee meetings, and especially to oblige the ministries to set up and regularly update a list of comitology committees including the contact information in the inter-ministry Database of the EU Policies;

III.

1. Requests

the government to inform the Senate about the way this position was taken into account and to provide the Senate with information on further proceeding of negotiations;

2. Authorises

the President of the Senate to forward this resolution to the European Commission.

Přemysl Sobotka
sign manual
President of the Senate

Soňa Paukrtová
sign manual
Senate Verifier