



Parlamentul României  
Senat

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Bucharest, 28-th June 2011  
*Courtesy translation*

**OPINION**

**of the ROMANIAN SENATE, on the  
Proposal for a Directive of the European Parliament and of the Council  
establishing minimum standards on the rights, support and  
protection of victims of crime**

COM (2011) 275 final

**The Senate of Romania** has checked the compliance with the subsidiarity and proportionality principles of **the Proposal for a Directive of the European Parliament and of the Council establishing minimum standards on the rights, support and protection of victims of crime - COM (2011) 275 final**, according to the provisions of the Treaty of Lisbon (Protocol no.2).

Taking into account the report of our permanent Juridical Committee on Nominations, Discipline, Immunities and Validations, **the Plenum of the Senate**, during its session of the 28-th June 2011, has found that the mentioned proposal, elaborated according to Articles 82 paragraph (2) of the Treaty on the Functioning of the European Union (TFEU), **is in compliance with the subsidiarity principle and the principle of proportionality**, but after assessing the substance of the proposal the following amendments were adopted:

1. In Article 2, item (b) is amended as follows:

“(b) 'family members' means the spouse, non-marital cohabite, registered partner, the relatives in direct line, the brothers and sisters, and the dependants of the victim, on the basis of the legislation of each Member State;”

2. In Article 21, paragraph 2, is amended as follows:

” Vulnerable victims shall be offered the following measures during criminal investigations, these may choose for:

- (a) the hearing with the victim carried out in premises designed or adapted for that purpose;
- (b) the hearing with the victim carried out by or through professionals trained for that purpose;
- (c) all hearings with the victim are conducted by the same persons unless this is contrary to the good administration of justice;
- (d) all hearings with victims of sexual violence are conducted by a person of the same sex.”

President of Senate  
Mircea GEOANĂ