



# Procedure file

Basic information	
NLE - Non-legislative enactments	2011/0817(NLE)
Application of the Charter of Fundamental Rights of the European Union to the Czech Republic. Protocol	
Subject	
1.10 Fundamental rights in the EU, Charter	
8.10 Revision of the Treaties, intergovernmental conferences	
Geographical area	
Czechia	

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	<b>AFCO</b> Constitutional Affairs		05/10/2011
		ALDE <a href="#">DUFF Andrew</a>	
		Shadow rapporteur	
		PPE <a href="#">SCHÖPFLIN György</a>	
		S&D <a href="#">BRZOBOHATÁ Zuzana</a>	
		Verts/ALE <a href="#">HÄFNER Gerald</a>	
		ECR <a href="#">FOX Ashley</a>	
		EFD <a href="#">MESSERSCHMIDT Morten</a>	
	Committee for opinion	Rapporteur for opinion	Appointed
	<b>LIBE</b> Civil Liberties, Justice and Home Affairs	The committee decided not to give an opinion.	
Council of the European Union	Council configuration	Meeting	Date
	<a href="#">General Affairs</a>	<a href="#">3313</a>	13/05/2014
European Commission	Commission DG	Commissioner	
	<a href="#">Migration and Home Affairs</a>	REDING Viviane	

Key events			
25/10/2011	Legislative proposal published	00091/2011	Summary
15/11/2011	Committee referral announced in Parliament		
26/01/2012	Vote in committee		
09/10/2012	Vote in committee		

19/02/2013	Vote in committee		
16/05/2013	Committee report tabled for plenary, 1st reading/single reading	<a href="#">A7-0174/2013</a>	Summary
20/05/2013	Debate in Parliament		
22/05/2013	Results of vote in Parliament		
22/05/2013	Decision by Parliament		

### Technical information

Procedure reference	2011/0817(NLE)
Procedure type	NLE - Non-legislative enactments
Procedure subtype	Consultation of Parliament
Stage reached in procedure	Procedure lapsed or withdrawn
Committee dossier	AFCO/7/07564

### Documentation gateway

Legislative proposal		00091/2011	25/10/2011	EUCO	Summary
Amendments tabled in committee		<a href="#">PE478.545</a>	04/01/2012	EP	
Document attached to the procedure		<a href="#">COM(2012)0197</a>	04/05/2012	EC	Summary
Amendments tabled in committee		<a href="#">PE491.310</a>	14/06/2012	EP	
Committee draft report		<a href="#">PE474.039</a>	11/12/2012	EP	
Amendments tabled in committee		<a href="#">PE504.080</a>	17/01/2013	EP	
Committee report tabled for plenary, 1st reading/single reading		<a href="#">A7-0174/2013</a>	16/05/2013	EP	Summary
Text adopted by Parliament, 1st reading/single reading		<a href="#">T7-0209/2013</a>	22/05/2013	EP	Summary

## Application of the Charter of Fundamental Rights of the European Union to the Czech Republic. Protocol

**PURPOSE:** to apply the Protocol on the application of the Charter of Fundamental Rights of the EU to Poland and to the United Kingdom to the Czech Republic.

**PROPOSED ACT:** Draft Protocol on the application of the Charter of Fundamental Rights of the European Union to the Czech Republic.

**CONTENT:** the Heads of State or Government, meeting within the European Council on 29 and 30 October 2009, agreed that they would, at the time of the conclusion of the next Accession Treaty and in accordance with their respective constitutional requirements, attach to the Treaty on European Union and the Treaty on the Functioning of the European Union a Protocol concerning the application of the Charter of Fundamental Rights of the European Union to the Czech Republic.

The draft Protocol stipulates that the Protocol on the application of the Charter of Fundamental Rights of the European Union to Poland and to the United Kingdom shall apply to the Czech Republic.

The draft under examination accepts the decision of the Heads of State or Government.

## Application of the Charter of Fundamental Rights of the European Union to the Czech Republic. Protocol

The Commission has delivered a favourable opinion on a draft European Council decision in favour of examining the proposed amendment of the Treaties concerning the addition of a Protocol on the application of the Charter of Fundamental Rights of the European Union to the Czech

## Application of the Charter of Fundamental Rights of the European Union to the Czech Republic. Protocol

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The Committee on Constitutional Affairs adopted the report by Andrew DUFF (ADLE, UK) on the draft protocol on the application of the Charter of Fundamental Rights of the European Union to the Czech Republic (Article 48(3) of the Treaty on European Union).

The motion for resolution recalls that the Heads of State or Government, meeting within the European Council on 29 to 30 October 2009, agreed that they would, at the time of the conclusion of the next accession treaty and in accordance with their respective constitutional requirements, attach to the Treaties a Protocol concerning the application of the Charter to the Czech Republic.

The draft Protocol seeks to join the Czech Republic to the Protocol on the application of the Charter of Fundamental Rights of the European Union to Poland and the United Kingdom.

On 5 September 2011, the Czech Government submitted to the Council a proposal, in accordance with Article 48(2) TEU, for the amendment of the Treaties to add a Protocol concerning the application of the Charter to the Czech Republic. On 11 October 2011, the Council submitted to the European Council a proposal for the amendment of the Treaties concerning the addition of a Protocol on the application of the Charter to the Czech Republic.

In accordance with the first subparagraph of Article 48(3) TEU, the European Council has consulted Parliament as to whether the proposed amendments should be examined.

The committee recalls that Parliament, in a spirit of sincere cooperation, is duty bound to give its opinion to the European Council on all Treaty changes that are proposed, irrespective of their significance, but it is in no way bound to agree with the European Council. It acknowledges its consultation by the European Council on the examination of the proposed amendment of the Treaties.