

Rules of Procedure of the Committee of the Regions (6 December 2006)

Caption: Rules of Procedure of the Committee of the Regions adopted on 6 December 2006.

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Rules of Procedure of 6 December 2006

Contents

INTRODUCTION

PRELIMINARY COMMENT

TITLE I MEMBERS AND CONSTITUENT BODIES OF THE COMMITTEE

CHAPTER 1 CONSTITUENT BODIES

Rule 1 — Constituent bodies of the Committee

CHAPTER 2 MEMBERS OF THE COMMITTEE

Rule 2 — Status of members and alternates

Rule 3 — Term of office

Rule 4 — Privileges and immunities

Rule 5 — Attendance of members and alternates

Rule 6 — Delegation of vote

Rule 7 — National delegations and political groups

Rule 8 — National delegations

Rule 9 — Political groups and non-attached members

Rule 10 — Interregional groups

TITLE II ORGANISATION AND PROCEDURE OF THE COMMITTEE

CHAPTER 1 INITIAL CONVENING AND INSTALLATION IN OFFICE OF THE COMMITTEE

Rule 11 — Convening the first meeting

Rule 12 — Installation in office of the Committee and verification of credentials

CHAPTER 2 PLENARY ASSEMBLY

Rule 13 — Tasks of the Plenary Assembly

Rule 14 — Convening the Plenary Assembly

Rule 15 — Agenda for the Plenary Session

Rule 16 — Opening of the Plenary Session

Rule 17 — Admission of the public, guests and guest speakers, topical debate slot

Rule 18 — Speaking time

Rule 19 — List of speakers

Rule 20 — Points of order

Rule 21 — Quorum

Rule 22 — Voting

Rule 23 — Tabling of amendments

Rule 24 — Procedure for dealing with amendments

Rule 25 — Urgent opinions and reports

Rule 26 — Simplified procedures

Rule 27 — Closing of the Plenary Session

CHAPTER 3 THE BUREAU AND THE PRESIDENT

Rule 28 — Composition of the Bureau

Rule 29 — Replacements at Bureau meetings

Rule 30 — Election rules

Rule 31 — Election of the President and the first Vice-President

Rule 32 — Election of the members of the Bureau

Rule 33 — Election of replacements

Rule 34 — By-elections for vacant Bureau seats

Rule 35 — Tasks of the Bureau

Rule 36 — Convening of the Bureau, quorum and decision

Rule 37 — The President

Opinions, reports and resolutions — Procedure in Bureau

Rule 38 — Opinions — Legal bases

Rule 39 — Opinions and reports — Designation of commission

Rule 40 — Appointment of a rapporteur-general

Rule 41 — Own-initiative opinions and reports

Rule 42 — Tabling of resolutions

Rule 43 — Promotion of opinions, reports and resolutions

CHAPTER 4 COMMISSIONS

Rule 44 — Composition and powers

Rule 45 — Chairman and vice-chairmen

Rule 46 — Tasks of commissions

Rule 47 — Convening of commissions and their agendas

Rule 48 — Admission of the public

Rule 49 — Time limits for drawing up opinions and reports

Rule 50 — Content of opinions and reports

Rule 51 — Rapporteurs

- Rule 52 — Working parties
- Rule 53 — Experts
- Rule 54 — Quorum
- Rule 55 — Voting
- Rule 56 — Amendments
- Rule 57 — Decision not to draw up an opinion or a report
- Rule 58 — Written procedure
- CHAPTER 5 ADMINISTRATION OF THE COMMITTEE
- Rule 59 — Secretariat-General
- Rule 60 — Secretary-General
- Rule 61 — Engagement of Secretary-General
- Rule 62 — Staff Regulations of officials and Conditions of Employment of other servants
- Rule 63 — Commission for Financial and Administrative Affairs
- Rule 64 — Budget
- TITLE III GENERAL PROVISIONS
- CHAPTER 1 COOPERATION WITH OTHER EU BODIES
- Rule 65 — Cooperation agreements
- Rule 66 — Forwarding and publication of opinions, reports and resolutions
- CHAPTER 2 OPENNESS TO THE PUBLIC AND TRANSPARENCY
- Rule 67 — Public access to documents
- CHAPTER 3 RULES OF PROCEDURE
- Rule 68 — Revision of Rules of Procedure
- Rule 69 — Bureau instructions
- Rule 70 — Entry into force of Rules of Procedure

INTRODUCTION

On 6 December 2006 the Committee of the Regions adopted the following Rules of Procedure on the basis of Article 264, second paragraph, of the Treaty establishing the European Community (EC Treaty):

PRELIMINARY COMMENT

The terms used in these Rules of Procedure for the various offices are not gender-specific.

TITLE I — MEMBERS AND CONSTITUENT BODIES OF THE COMMITTEE

CHAPTER 1 CONSTITUENT BODIES

Rule 1 Constituent bodies of the Committee

The constituent bodies of the Committee shall be the Plenary Assembly, the President, the Bureau and the commissions.

CHAPTER 2 MEMBERS OF THE COMMITTEE

Rule 2 Status of members and alternates

Pursuant to Article 263 of the EC Treaty, the members and alternates shall be representatives of regional and local bodies. They shall hold a regional or local authority electoral mandate or shall be politically accountable to an elected assembly. They may not be bound by any mandatory instructions and shall be completely independent in the performance of their duties, in the general interest of the Community.

Rule 3

Term of office

1. The term of office of a member or alternate shall commence on the date on which his appointment by the Council takes effect.
2. The term of office of a member or alternate shall be terminated by resignation, the end of the electoral mandate on the basis of which he was appointed, or death.
3. A resigning member or alternate must notify the President of the Committee of his intention in writing, specifying the date on which his resignation is to take effect, which must be no later than three months after the date of notification. The President shall inform the Council, which shall confirm the vacancy and implement the replacement procedure.
4. A member or alternate whose term of office at the Committee ends because the electoral mandate, on the basis of which he was appointed, expires shall immediately inform the President of the Committee of the fact in writing.
5. In the cases referred to in Rule 3(2), a replacement shall be appointed by the Council for the remainder of the term.

Rule 4**Privileges and immunities**

Members and their duly mandated alternates shall enjoy privileges and immunities in accordance with the Protocol on the Privileges and Immunities of the European Communities, annexed to the Treaty of 8 April 1965 establishing a Single Council and a Single Commission of the European Communities.

Rule 5**Attendance of members and alternates**

1. Any member prevented from taking part in a Plenary Session may be represented by an alternate from his national delegation; he/she may also be represented for a period limited to individual days of the Plenary Session. All members and their duly mandated alternates shall sign an attendance list.
2. Any member prevented from taking part in a commission meeting or any other meeting which has been approved by the Bureau may be represented by another member or an alternate from his national delegation, political group or interregional group. All members and their duly mandated alternates shall sign an attendance list.
3. A member or alternate appointed to the list of replacements for the members of a working group, established on the basis of Rule 35 or 52 of the Rules of Procedure, may replace any member of that working group belonging to the same political group.
4. An alternate or a member acting as an alternate can stand in for one member only. They shall exercise the same powers as a member at the relevant meeting. The Secretary-General must be notified in writing of the delegation of vote before the relevant meeting.
5. At a Plenary Session the expenses of only the member or the alternate shall be reimbursed. The detailed provisions shall be laid down by the Bureau in the implementing arrangements regarding travel and subsistence expenses.
6. An alternate who has been appointed rapporteur may present the draft opinion or report for which he is responsible at the Plenary Session at which the draft opinion or report is on the agenda. This shall apply even if the member whom he has been designated to replace is also at the meeting. The member may delegate his vote to his alternate while the draft opinion or report in question is being discussed. The Secretary-General must be notified in writing of the delegation of vote before the relevant meeting.

Rule 6**Delegation of vote**

Except as provided for in Rules 5 and 29, the right to vote may not be delegated.

Rule 7**National delegations and political groups**

National delegations and political groups shall help in a balanced way with the organisation of the Committee's work.

Rule 8 **National delegations**

1. The members and alternates from each Member State shall form a national delegation. Each national delegation shall adopt its own internal rules and shall elect a chairman. The Committee President shall be officially informed of the name of the person elected.
2. The Secretary-General shall make arrangements, within the Committee's administration, for national delegations to receive assistance. These arrangements shall also permit each individual member to receive information and assistance in his official language. The arrangements shall form part of a specific service consisting of Committee of the Regions officials or other servants and shall ensure that national delegations can make appropriate use of the Committee's facilities. Specifically, the Secretary-General shall provide the national delegations with suitable means for holding meetings immediately before or during Plenary Sessions.

Rule 9 **Political groups and non-attached members**

1. Members and alternates may form groups which reflect their political affinities. The criteria for membership shall be laid down in the internal rules of each political group.
2. At least 20 members/alternates from no fewer than three Member States, 18 members/alternates from no fewer than four Member States or 16 members/alternates from no fewer than five Member States — half of whom at least, in all cases, must be members — shall be needed to form a political group. A member/alternate may belong to only one political group. A political group shall be dissolved if its membership falls below the required number.
3. The Committee President shall be notified in a statement when a political group is set up, dissolved or otherwise changed. The statement notifying the formation of a political group shall specify the name of the political group, its members and its bureau.
4. Each political group shall be assisted by a secretariat staffed by Secretariat-General personnel. The political groups may submit proposals to the appointing authority for the selection, appointment and promotion of such staff and for extending their contracts. The appointing authority shall make its decision after consulting the chairmen of the political groups.
5. The Secretary-General shall provide the political groups and their constituent bodies with adequate resources for meetings, activities and publications and for the work of their secretariats. The resources for each political group shall be earmarked in the budget. The political groups and their secretariats may make appropriate use of the Committee's facilities.
6. The political groups and their bureaux may meet immediately before or during Plenary Sessions. They may hold extraordinary meetings twice a year. An alternate attending these meetings is only entitled to travel and subsistence expenses if he is representing a member from his political group.
7. Non-attached members shall be provided with administrative support. The detailed arrangements shall be laid down by the Bureau on a proposal from the Secretary-General.

Rule 10 **Interregional groups**

Members and alternates may form interregional groups. They shall inform the Committee President thereof.

TITLE II — ORGANISATION AND PROCEDURE OF THE COMMITTEE

CHAPTER 1 **INITIAL CONVENING AND INSTALLATION IN OFFICE OF THE COMMITTEE**

Rule 11**Convening the first meeting**

The Committee shall be convened, after each four-yearly renewal, by the oldest member and shall meet not later than one month after the appointment of its members by the Council. The first meeting shall be chaired by the oldest member present (interim president) assisted by the four youngest members present and the Secretary-General of the Committee, who together shall constitute the interim bureau.

Rule 12**Installation in office of the Committee and verification of credentials**

1. At the first meeting, the interim president shall inform the Committee of the communication from the Council concerning the appointment of its members. If requested, the interim president may decide to verify the appointment and credentials of members, after which he shall declare the Committee installed in office for the new term.
2. The interim bureau shall remain in office until the results of the elections of the members of the Bureau have been declared.

CHAPTER 2

PLENARY ASSEMBLY

Rule 13**Tasks of the Plenary Assembly**

The Committee shall meet as a Plenary Assembly. Its main tasks shall be:

- (a) to adopt opinions, reports and resolutions;
- (b) to adopt the draft estimates of expenditure and revenue of the Committee;
- (c) to adopt the political programme of the Committee at the beginning of every term;
- (d) to elect the President, the first Vice-President and the remaining members of the Bureau;
- (e) to set up commissions;
- (f) to adopt and revise the Rules of Procedure of the Committee.

Rule 14**Convening the Plenary Assembly**

1. The President of the Committee shall convene the Plenary Assembly at least once every three months. The dates of the Plenary Sessions are to be fixed by the Bureau during the third quarter of the previous year. A Plenary Session can meet on one or more days.
2. At the written request of at least one quarter of the members, the President shall be obliged to convene an extraordinary Plenary Session, which shall take place not sooner than one week and not later than one month after the date of the request. The written request shall state the subject matter which is to be discussed at the extraordinary Plenary Session. No other matter may be dealt with.

Rule 15**Agenda for the Plenary Session**

1. The preliminary draft agenda containing a provisional list of the draft opinions, reports and resolutions to be discussed at the next but one Plenary Session together with all the other documents requiring a decision shall be prepared by the Bureau.
2. The draft agenda accompanied by all the documents requiring a decision listed therein shall be sent by the President to the members and alternates in their official language at least four weeks before the opening of the Plenary Session. The documents shall simultaneously be electronically retrievable.
3. The draft opinions, reports and resolutions shall in principle be put on the agenda in the order in which

they were adopted by the commissions or submitted in accordance with the Rules of Procedure. Account shall also be taken of agenda items which deal with related subject matter.

4. In exceptional and duly motivated cases where the deadline referred to in paragraph 2 cannot be met, the President may decide to include a document requiring a decision on the draft agenda provided the relevant document has been received by the members and alternates in their official language not later than one week before the opening of the Plenary Session. The reason for the application of this procedure shall be indicated by the President on the cover page of the document requiring a decision.

5. Written amendments to the draft agenda must be submitted to the Secretary-General not later than three working days before the opening of the Plenary Session.

6. The Bureau shall finalise the draft agenda at its meeting immediately prior to the opening of the Plenary Session. At this meeting the Bureau may decide, by a two-thirds majority of the votes cast, to include on the agenda matters of an urgent or topical nature whose discussion cannot be deferred until the next Plenary Session.

Rule 16

Opening of the Plenary Session

The President shall open the Plenary Session and call for the adoption of the final draft agenda.

Rule 17

Admission of the public, guests and guest speakers, topical debate slot

1. Plenary Sessions shall be open to the public, unless the Plenary Assembly decides otherwise in respect of the whole meeting or a specific item on the agenda.

2. Representatives of the European Parliament, Council and Commission may attend Plenary Sessions. They may be asked to take the floor.

3. The President, acting on his own initiative or at the request of the Bureau, may also invite other distinguished guests to address the Plenary Assembly. A general debate may follow, during which the general rules on speaking time shall apply.

4. The Bureau may, in accordance with Rule 15(1) and (6), propose to the Plenary Assembly that a general debate be held on topical political issues of regional and local relevance (topical debate slot). The general rules on speaking time shall apply.

Rule 18

Speaking time

1. The Plenary Assembly shall, at the beginning of its meeting and acting on a proposal from the Bureau, allocate speaking time for every item on the agenda. During a Plenary Session the President, acting on his own initiative or at the request of a member, shall arrange for a decision to be taken to limit speaking time.

2. The President, acting on a proposal from the Bureau, may propose to the Plenary Assembly that when debates are held on general or specific issues, speaking time should be divided among the political groups and national delegations.

3. As a general rule, speaking time shall be limited to two minutes for comments on minutes, for points of order and for comments on amendments to the final draft agenda or the agenda.

4. If a speaker exceeds his allotted speaking time, the President may, after an initial call to order, forbid him to speak.

5. Any request by a member that the debate be brought to a close shall be put to the vote by the President.

Rule 19

List of speakers

1. The names of members who ask to speak shall be entered in a list in the order in which their requests are received. The President shall call upon members to speak on the basis of this list, ensuring as far as possible that speakers of different political views and from different national delegations are heard in turn.

2. Priority, may be given, however, to the rapporteur of the commission concerned and to the representatives

of the political groups and national delegations wishing to speak on behalf of their group or delegation.

3. No-one may take the floor more than twice on the same subject, except by leave of the President. The chairman and the rapporteur of the commission concerned shall, however, be allowed to speak at their request for a period to be decided by the President.

Rule 20

Points of order

1. A member shall be allowed to speak to raise a point of order or to draw the attention of the President to any failure to respect the Rules of Procedure. The point of order must concern the agenda or the subject under discussion.
2. A request to raise a point of order shall take precedence over all other requests to speak.
3. The President shall take an immediate decision on points of order in accordance with the Rules of Procedure and shall announce his ruling immediately after the Rules of Procedure have been invoked. No vote shall be taken on the President's ruling.

Rule 21

Quorum

1. A quorum shall exist at a Plenary Session if a majority of the members is present. The quorum shall be verified at the request of a member if at least 15 members vote in favour of the request. If the verification of a quorum is not requested, all votes shall be valid regardless of the number of members present. The President may interrupt the Plenary Session for up to 10 minutes before proceeding with a verification of the quorum. Members who have requested verification of the quorum but are no longer present in the Plenary Session chamber shall be considered to be present for the purposes of the count. If fewer than 15 members are present, the President may rule that there is no quorum.
2. If it is established that there is no quorum, all items on the agenda which require voting shall be postponed until the following meeting day, when the Plenary Assembly may hold a valid vote on these items whatever the number of members present.

Rule 22

Voting

1. The Plenary Assembly shall decide by a majority of the votes cast, save where otherwise provided in these rules.
2. The valid forms of vote shall be "for", "against" and "abstention". In calculating the majority, only the votes cast for and against shall be taken into account. In the event of a tied vote, the text or proposal shall be deemed rejected.
3. If the result of the count is queried, a fresh vote may be called for by the President or may take place at the request of a member, provided that at least 15 members vote in favour of the request.
4. At the proposal of the President the Plenary Assembly may decide to hold a roll call vote.
5. Votes relating to persons shall be by secret ballot.
6. The President may at any time decide that a vote shall be conducted by electronic means.

Rule 23

Tabling of amendments

1. Only members and duly mandated alternates may table amendments to documents requiring a decision. These amendments must be in writing.
2. Except as provided for in the first sentence of Rule 26(1), amendments to documents requiring a decision must be submitted by at least six members or duly mandated alternates and must bear their names. National delegations with fewer than six members may submit amendments, provided that these amendments are submitted by and bear the names of all the members of the delegation or their duly appointed alternates.
3. They must reach the Secretary-General not later than the seventh working day before the opening of the Plenary Session and shall be electronically retrievable as soon as they have been translated, but not later than

two working days prior to the Plenary Session. The deadline for the submission of amendments can be reduced to three working days by the President in cases where Rule 15(4) is applied. The deadline shall also not apply in the case of amendments to urgent matters pursuant to Rule 15(6).

4. All amendments shall be distributed to members before the beginning of the Plenary Session.

Rule 24

Procedure for dealing with amendments

1. If more than 20 amendments are submitted to a document requiring a decision, the Bureau or the Plenary Assembly may refer the document back to the commission for further consideration. This shall not apply in the case of documents requiring a decision whose adoption cannot be deferred.
2. If one or more amendments have been tabled to a part of a text, the President, the rapporteur or the authors of these amendments may propose compromise amendments during the debate. A compromise amendment shall be given priority when voting takes place, as long as none of the authors of the original amendments object, and, if adopted, shall invalidate any amendment on which the compromise is based.
3. Voting on amendments shall follow the order of the points in the text. The President may order a joint vote on amendments with a similar content and objective.
4. A rapporteur may draw up a list of amendments tabled to his draft opinion or report which he recommends be adopted (voting recommendation). If the rapporteur has made a voting recommendation, the President may decide that all the amendments covered by the recommendation are to be voted on together. Any member may, however, object to the voting recommendation, specifying amendments which should be voted on separately.
5. Amendments shall have priority over the text to which they relate and shall be put to the vote before that text.
6. If two or more mutually exclusive amendments have been tabled to the same part of a text, the amendment that departs furthest from the original text shall have priority and shall be put to the vote first.
7. The final vote shall be on the text as a whole, whether amended or not. An opinion which does not obtain an absolute majority of the votes cast shall be returned to the competent commission or shall lapse.

Rule 25

Urgent opinions and reports

In urgent cases where a deadline set by the Council, Commission or European Parliament cannot be met under the normal procedure, and the relevant commission has adopted its draft opinion or report unanimously, the President shall transmit this draft opinion or report to the Council, Commission and European Parliament for information. The draft opinion or report shall be submitted to the following Plenary Session for adoption without amendment. All documents relating to the said opinion or report must testify to the urgent nature of the opinion or report.

Rule 26

Simplified procedures

1. Draft opinions or reports adopted unanimously by a (lead) commission shall be submitted to the Plenary Assembly for adoption without change unless at least 32 members or duly mandated alternates or a political group table an amendment in accordance with the first sentence of Rule 23(3). In this case, the amendment shall be dealt with by the Plenary Assembly. The draft opinion or report shall be presented by the rapporteur at the plenary session and may be the subject of a debate. It shall be forwarded to members together with the draft agenda.
2. If the (lead) commission is of the view that the Committee has no reason to comment on or propose changes to a document referred to it by the Bureau, it may propose that no objections be raised to the document. The proposal shall be submitted to the Plenary Assembly for adoption without debate.

Rule 27

Closing of the Plenary Session

Before the closing of the Plenary Session, the President shall announce the time and place of the following Plenary Session together with any items already on the agenda.

CHAPTER 3 THE BUREAU AND THE PRESIDENT

Rule 28 **Composition of the Bureau**

The Bureau shall consist of:

- (a) the President;
- (b) the first Vice-President;
- (c) one Vice-President per Member State;
- (d) 27 seven other members;
- (e) the chairmen of the political groups;

Seats on the Bureau (excluding the seats of the President, the first Vice-President and the chairmen of the political groups) shall be divided among the national delegations as follows:

- Three seats: Germany, Spain, France, Italy, Poland, United Kingdom
- Two seats: Belgium, Bulgaria, Czech Republic, Denmark, Greece, Ireland, Lithuania, Hungary, the Netherlands, Austria, Portugal, Romania, Slovakia, Finland, Sweden
- One seat: Estonia, Cyprus, Latvia, Luxembourg, Malta, Slovenia.

Rule 29 **Replacements at Bureau meetings**

1. The national delegations shall appoint a member or alternate from the delegation as ad personam replacement for each of their members of the Bureau, except for the President and the first Vice-President.
2. For each political group chairman, the political group in question shall name one of its members or alternates as ad personam replacement.
3. An ad personam replacement shall be entitled to participate in meetings with speaking and voting rights only when he is replacing the Bureau member in question. The delegation of vote must be notified in writing to the Secretary-General prior to the relevant meeting.

Rule 30 **Election rules**

1. The Bureau shall be elected by the Plenary Assembly for two years.
2. The election shall be held under the chairmanship of the interim president in accordance with Rules 11 and 12. All candidatures must be submitted in writing to the Secretary-General at least one hour before the beginning of the Plenary Session. The elections shall take place only if at least two-thirds of the members are present.

Rule 31 **Election of the President and the first Vice-President**

1. Before the elections, candidates for the posts of President and first Vice-President may make a short statement before the Plenary Assembly. The speaking time for candidates shall be of equal length and shall be laid down by the interim president.
2. The election of the President and the first Vice-President shall take place separately. They shall be elected by a majority of the votes cast.
3. The valid forms of vote shall be a vote for and an abstention. In calculating the majority, only the votes cast for shall be taken into account.
4. If no candidate obtains a majority in the first ballot, a second ballot shall be held in which the candidate receiving the highest number of votes shall be deemed to be elected. In the event of a tied vote, a decision

shall be taken by drawing lots.

Rule 32

Election of the members of the Bureau

1. A joint list may be drawn up for the candidates from those national delegations which nominate only one candidate for each of the seats allocated to them on the Bureau. This list may be adopted in a single ballot if it obtains a majority of the votes cast.

In cases where a joint list of candidates is not adopted, or where the number of candidates exceeds the number of seats allocated to a national delegation on the Bureau, each of these seats shall be decided in separate ballots; in this case the provisions on the election of the President and the first Vice-President shall be applicable in accordance with Rules 30 and 31(2) to (4).

2. With a view to the election of the chairmen of the political groups as members of the Bureau, a list of their names shall be submitted to the Plenary Assembly for adoption.

Rule 33

Election of replacements

When a candidate for a seat on the Bureau is elected, his ad personam replacement shall also be elected automatically.

Rule 34

By-elections for vacant Bureau seats

In the event of termination of Committee membership or of resignation from the Bureau, a member of the Bureau and/or his ad personam replacement shall be replaced for the remainder of his term of office in accordance with the procedures laid down in Rules 28 to 33. The by-election for a vacant Bureau seat shall take place at a Plenary Session chaired by the President or by his representative, in accordance with Rule 37(3).

Rule 35

Tasks of the Bureau

The Bureau shall have the following tasks:

(a) establishment and submission to the Plenary Assembly of its policy programme at the beginning of its term, and monitoring of its implementation; at the end of its term, submission to the Plenary Assembly of a report on the implementation of the programme;

(b) organisation and coordination of the work of the Plenary Assembly and the commissions;

(c) adoption, on the proposal of the commissions, of their annual work programme;

(d) overall responsibility for financial, organisational and administrative matters concerning members and alternates; internal organisation of the Committee, its Secretariat-General, including the establishment plan, and its constituent bodies;

(e) The Bureau may:

— set up working groups of Bureau members or of Committee members to advise it in specific areas; such working groups may have up to eight members,

— invite other members of the Committee, by virtue of their expertise or mandate, and persons not belonging to the Committee, to attend its meetings;

(f) engagement of the Secretary-General and the officials and other servants listed in Rule 62;

(g) submission of the draft estimates of expenditure and revenue to the Plenary Assembly in accordance with Rule 64;

(h) authorisation of meetings away from the usual place of work;

(i) drawing-up of provisions for the membership and working methods of working groups and of joint committees with applicant countries.

Rule 36**Convening of the Bureau, quorum and decision**

1. The Bureau shall be convened by the President, who shall set the date of the meeting and the agenda in agreement with the first Vice-President. The Bureau shall meet at least once every three months, or within 14 days following receipt of a written request by at least one quarter of its members.
2. A quorum shall exist at a Bureau meeting if at least one half of its members are present. The quorum shall be verified at the request of a member, provided that at least six members vote in favour of the request. If the verification of a quorum is not requested, all votes shall be valid regardless of the number of members present. If it is established that there is no quorum, the Bureau may continue its discussions but voting shall take place at the next meeting.
3. The Bureau shall decide by a majority of the votes cast, save where otherwise provided for in these rules. Rule 22(2) shall also apply.
4. In preparation for the Bureau decisions, the President shall ask the Secretary-General to draw up discussion documents and recommendations for a decision on each item to be discussed; these documents and recommendations shall be enclosed with the draft agenda.
5. Members must receive the documents at least 10 days before the opening of the meeting. Amendments to Bureau documents must be submitted in writing to the Secretary-General not later than the third working day before the opening of the Bureau meeting and shall be electronically retrievable as soon as they have been translated.

Rule 37**The President**

1. The President shall direct the work of the Committee.
2. The President shall be the Committee's representative. He may delegate these powers.
3. If the President is absent or unable to attend, he shall be represented by the first Vice-President; if the first Vice-President is absent or unable to attend, the President shall be represented by one of the other Vice-Presidents.

Opinions, reports and resolutions — Procedure in Bureau**Rule 38****Opinions — Legal bases**

The Committee shall adopt its opinions pursuant to Article 265 of the EC Treaty

- (a) on the basis of a referral from the Commission or the Council in the cases provided for in the EC Treaty or on the basis of a referral from these institutions or the European Parliament in all other cases;
- (b) on its own initiative;
- (c) when, in the event of the Economic and Social Committee being consulted under Article 262 of the EC Treaty, it considers that specific regional interests are involved.

Rule 39**Opinions and reports — Designation of commission**

1. The President shall assign documents received from the Council, Commission or European Parliament to the responsible commission; the Bureau shall be informed of this at its next meeting.
2. If the subject of an opinion or report falls within the area of competence of more than one commission, the President shall designate a lead commission and, where necessary may propose that the Bureau set up a working party comprising representatives of the commissions concerned.
3. If a commission does not agree with a decision of the President taken under Rule 39(1) and (2), it may via its chairman submit an application for a Bureau decision.

Rule 40

Appointment of a rapporteur-general

1. If the commission concerned cannot draw up a draft opinion or report by the deadline set by the Council, Commission or European Parliament, the Bureau may propose that the Plenary Assembly appoint a rapporteur-general, who shall submit his draft opinion or report straight to the Plenary Assembly.
2. When a deadline set by the Council, Commission or European Parliament does not give the Plenary Assembly time to appoint a rapporteur-general, the rapporteur-general may be appointed by the President; when this is the case, the Plenary Assembly shall be informed at its next meeting.
3. In both cases, the commission concerned shall meet, where possible, to hold a general exploratory debate on the subject.

Rule 41

Own-initiative opinions and reports

1. Applications for own-initiative opinions or reports may be submitted to the Bureau by three of its members, by a commission via its chairman or by 32 members of the Committee. These applications must be submitted, with reasons, and together with all the other discussion documents in accordance with Rule 36(4), wherever possible, before the annual work programme is adopted.
2. The Bureau shall decide on applications for own-initiative opinions or reports by a majority of three quarters of the votes cast. The opinions or reports shall be referred to the relevant commissions in accordance with Rule 39. The President shall inform the Plenary Assembly of all Bureau decisions approving and allocating own-initiative opinions or reports.
3. This rule shall apply mutatis mutandis in the case of opinions which come under Rule 38(c).

Rule 42

Tabling of resolutions

1. Resolutions are to be put on the agenda only if they refer to the activities of the European Union, deal with important concerns of regional and local authorities and are of topical interest.
2. Draft resolutions or applications for the drafting of a resolution may be submitted to the Committee by at least 32 members or a political group. All drafts or applications, indicating the names of the members or political group supporting them, shall be submitted to the Bureau in writing. They must reach the Secretary-General not later than three working days before the opening of the Bureau meeting.
3. If the Bureau decides that the Committee is to discuss a draft resolution or an application for the drafting of a resolution, it may
 - (a) put the draft resolution on the Plenary Session preliminary draft agenda in accordance with Rule 15(1);
 - (b) appoint a commission to draw up a draft resolution by a specific deadline under the procedure used for drawing up draft opinions or reports. Rule 50 shall not apply in such cases;
 - (c) in urgent cases, in accordance with the second sentence of Rule 15(6), place a draft resolution on the agenda for the next Plenary Session. Such draft resolutions shall be dealt with on the second day of the session.
4. Draft resolutions referring to an unforeseeable event occurring after the expiry of the deadline stipulated in Rule 42(2) (extremely urgent resolutions) and complying with the provisions of Rule 42(1) may be submitted up to 3 hours before the beginning of the Bureau meeting. If the Bureau decides that the proposal concerns the key tasks of the Committee, the proposal shall be dealt with under Rule 42(3)(c). Amendments to extremely urgent resolutions may be tabled by any member during the Plenary Session.

Rule 43

Promotion of opinions, reports and resolutions

The Bureau shall be responsible for promoting the Committee's opinions, reports and resolutions.

CHAPTER 4 COMMISSIONS

Rule 44**Composition and powers**

1. At the beginning of each term, the Plenary Assembly shall set up commissions to prepare its work. It shall decide on their composition and powers on a proposal from the Bureau.
2. The composition of the commissions shall reflect the national composition of the Committee.
3. Members of the Committee must belong to at least one commission but may not belong to more than two. Exceptions may be made by the Bureau for members belonging to national delegations which have fewer members than the number of commissions.

Rule 45**Chairman and vice-chairmen**

1. At its first meeting each commission shall appoint from among its members a chairman, a first vice-chairman and no more than two vice-chairmen.
2. Where the number of candidates corresponds to the number of seats to be filled, the election may take place by acclamation. Where this is not the case, or one sixth of the members of the commission so request, the election shall be in accordance with the provisions laid down in Rule 31(2) to (4) for the election of the Committee President and first Vice-President.
3. If a commission bureau member terminates his Committee membership or resigns as a commission chairman or vice-chairman, the vacancy shall be filled in accordance with the provisions of this rule.

Rule 46**Tasks of commissions**

1. In accordance with the powers assigned to them by the Plenary Assembly on the basis of Rule 44, the commissions shall debate Community policies. They shall in particular draw up the draft versions of opinions, reports and resolutions. These drafts shall be submitted to the Plenary Assembly for adoption.
2. They shall draw up their annual work programmes in accordance with the Committee's political priorities and submit them to the Bureau for adoption.

Rule 47**Convening of commissions and their agendas**

1. The dates of meetings and their agendas shall be set by the chairman of each commission acting in agreement with the first vice-chairman.
2. A commission shall be convened by its chairman. The convening notice for an ordinary meeting together with the agenda must reach members not later than four weeks before the date of the meeting.
3. At the written request of at least one quarter of its members, the chairman shall be obliged to convene an extraordinary commission meeting, which must be held not later than four weeks after the submission of the request. The agenda for an extraordinary meeting shall be set by the members submitting the request for such a meeting. It shall be forwarded to members together with the convening notice.
4. All draft opinions and other discussion documents to be translated and distributed before a meeting shall be sent to the secretariat of the commission in question not later than five weeks before the date set for the meeting. They shall then be forwarded to members not later than two weeks before the date of the meeting. In exceptional cases the above time limits may be amended by the chairman.

Rule 48**Admission of the public**

1. The proceedings of the commissions shall be open to the public, unless a commission decides otherwise in respect of the whole meeting or of a specific item on the agenda.
2. Representatives of the European Parliament, Council and Commission as well as other visitors may be invited to participate in the meetings of the commissions and to reply to questions from members.

Rule 49**Time limits for drawing up opinions and reports**

1. The commissions shall present their draft opinions or reports within the time limits set out in the interinstitutional calendar. The discussion of a draft opinion or report shall require no more than two meetings, not including the first meeting at which the work shall be organised.
2. In exceptional cases the Bureau may authorise further meetings to discuss a draft opinion or report, or may extend the time limit for the presentation of the draft.

Rule 50**Content of opinions and reports**

1. A Committee opinion or report shall set out the Committee's views and recommendations on the question under consideration, if appropriate together with specific proposals for changes to the document under consideration.
2. In assessing the document under consideration, the main part of the Committee's text shall, wherever possible, address compliance with the subsidiarity principle and the expected impact on administration and regional and local finances.
3. If necessary, an explanatory statement shall be drawn up under the responsibility of the rapporteur and shall not be put to the vote. It must, however, accord with the text of the opinion that was put to the vote.

Rule 51**Rapporteurs**

1. Each commission, acting on a proposal from its chairman, shall appoint a rapporteur or, in duly motivated cases, two rapporteurs to draw up a draft opinion or report.
2. In appointing rapporteurs each commission ensures a fair and balanced allocation of opinions and reports.
3. In urgent cases the commission chairman may apply a written procedure to appoint a rapporteur. The chairman shall ask the members of the commission to submit any objections to the appointment of the proposed rapporteur in writing within three working days. In the event of objection, the chairman and first vice-chairman shall decide by mutual agreement.
4. If the chairman or one of the vice-chairmen of a commission is appointed rapporteur, he shall, during the discussion of his draft opinion or report, hand over the chairmanship of the meeting to a vice-chairman or to the oldest member present.

Rule 52**Working parties**

1. In duly motivated cases the commissions may set up working parties, with the approval of the Bureau. Working party members may also come from other commissions.
2. A working party member who is unable to attend a meeting may be represented by a member or alternate from the list of replacements for the working party.
3. Each working party can appoint a chairman and a vice-chairman from among its members.

Rule 53**Experts**

1. The members of the commissions may call on the services of an expert.
2. A commission may appoint experts to assist it in its work and to assist any working parties which it has set up. At the invitation of the chairman, these experts may take part in meetings of the commission or of one of its working parties.
3. Only rapporteurs' experts and experts invited by the commission shall be entitled to travel and subsistence expenses.

Rule 54
Quorum

1. A quorum shall exist at a commission meeting if more than one half of its members are present.
2. The quorum shall be verified at the request of a member if at least 10 members vote in favour of the request. If the verification of a quorum is not requested, all votes shall be valid regardless of the number of members present. If it is established that there is no quorum, the commission may address the remaining items on the agenda that do not require a vote, postponing discussion and voting on the suspended agenda items to the next meeting.

Rule 55
Voting

1. Decisions shall be taken by a majority of the votes cast. Rule 22(2) shall also apply.
2. If a commission has interrupted voting on an opinion, it may decide, by a majority of the votes cast, to resubmit the amendments already adopted to a vote when it takes a decision on the text as a whole.

Rule 56
Amendments

1. Amendments must be sent to commission secretariats not later than the fifth working day before the date of the meeting. In exceptional cases the above time limit may be amended by the chairman.
2. Voting on amendments shall follow the order of the points in the draft opinion or report under discussion. Thereafter the whole text shall be voted on. If two or more mutually exclusive amendments have been tabled to the same part of a text, the amendment that departs furthest from the original text shall have priority and shall be put to the vote first.
3. Once a draft opinion or report has been adopted by a commission, it shall be forwarded by the commission chairman to the President of the Committee.

Rule 57
Decision not to draw up an opinion or report

Where the (lead) commission considers that a document referred to it has no regional or local interest, or is not of political importance, it may decide not to draw up an opinion or report.

Rule 58
Written procedure

1. In exceptional circumstances, the commission chairman may have resort to a written procedure for the adoption of a decision on the operation of his commission.
2. The chairman shall send the proposal for a decision to the members and ask them to send him any objections in writing within three days.
3. If there is no objection, the decision shall be adopted.

CHAPTER 5
ADMINISTRATION OF THE COMMITTEE**Rule 59**
Secretariat-General

1. The Committee shall be assisted by a Secretariat-General.
2. The Secretariat-General shall be headed by a Secretary-General.
3. The Bureau, acting on a proposal from the Secretary-General, shall organise the Secretariat-General in such a way that it can ensure the efficient functioning of the Committee and its constituent bodies and help

the members of the Committee in the performance of their duties. The services to be provided by the Secretariat-General for members, national delegations, political groups and non-attached members shall be determined in the process.

4. The Secretariat-General shall draw up the minutes of the meetings of the Committee's constituent bodies.

Rule 60 **Secretary-General**

1. The Secretary-General shall be responsible for giving effect to the decisions taken by the Bureau or the President pursuant to these Rules of Procedure and the applicable legal provisions. The Secretary-General shall attend the meetings of the Bureau in an advisory capacity and shall keep the minutes of those meetings.
2. The Secretary-General shall discharge his duties under the direction of the President, representing the Bureau.

Rule 61 **Engagement of Secretary-General**

1. The Bureau shall engage the Secretary-General on the basis of a decision adopted by a two-thirds majority of its members, pursuant to the provisions of Article 2 and related provisions of the Conditions of Employment of other servants of the European Communities.
2. The Secretary-General shall be engaged for five years. The detailed provisions of his contract of employment shall be laid down by the Bureau.
3. The powers which the Conditions of Employment of other servants of the European Communities confer on the authority responsible for concluding contracts shall be exercised, in the case of the Secretary-General, by the Bureau.

Rule 62 **Staff Regulations of officials and Conditions of Employment of other servants**

1. The powers which the Staff Regulations of officials of the European Communities confer on the appointing authority shall be exercised as follows:
 - for officials in Grades 5 to 12 of function group AD and for officials in function group AST, by the Secretary-General,
 - for other officials, by the Bureau, acting on a proposal from the Secretary-General.
2. The powers which the Conditions of Employment of other servants of the European Communities confer on the authority competent to conclude contracts of employment shall be exercised as follows:
 - for temporary staff in Grades 5 to 12 of function group AD and for temporary staff in function group AST, by the Secretary-General,
 - for other temporary staff, by the Bureau, acting on a proposal from the Secretary-General,
 - for temporary staff in the private office of the President or the first Vice-President:
 - for grades 5 to 12 of function group AD and function group AST, by the Secretary-General, acting on a proposal from the President,
 - for other grades in function group AD, by the Bureau, acting on a proposal from the President.

Temporary staff employed in the private office of the President or the first Vice-President shall be engaged until the end of the President's or the first Vice-President's term of office:

— for auxiliary staff, contract staff, special advisers and local staff, by the Secretary-General in accordance with the conditions set out in the Conditions of Employment of other servants of the European Communities.

Rule 63 **Commission for Financial and Administrative Affairs**

1. The Bureau shall, in accordance with Rule 35, set up an advisory Commission for Financial and

Administrative Affairs, chaired by a member of the Bureau.

2. The Commission for Financial and Administrative Affairs shall have the following responsibilities:

(a) Advising on and adopting, in accordance with Rule 64, the preliminary draft estimates of the Committee's expenditure and revenue submitted by the Secretary-General.

(b) Drawing up draft Bureau implementing provisions and decisions in the financial, organisational and administrative areas, including those relating to members and alternates.

3. The chairman of the Commission for Financial and Administrative Affairs shall represent the Committee vis-à-vis the budget authorities of the Union.

Rule 64

Budget

1. The Commission for Financial and Administrative Affairs shall submit the preliminary draft estimates of the Committee's expenditure and revenue for the following financial year to the Bureau. The Bureau shall submit the draft to the Plenary Assembly for adoption.

2. The Plenary Assembly shall adopt the draft estimates of the Committee's expenditure and revenue and forward them to the Commission, Council and European Parliament in good time to ensure that the deadlines laid down in the financial provisions are met. 3. The Committee President, after consulting the Commission for Financial and Administrative Affairs, shall execute, or cause to be executed, the statement of revenue and expenditure, in accordance with the internal financial rules adopted by the Bureau. He shall perform these functions in accordance with the provisions of the Financial Regulation applicable to the general budget of the European Communities.

TITLE III — GENERAL PROVISIONS

CHAPTER 1

COOPERATION WITH OTHER EU BODIES

Rule 65

Cooperation agreements

In the framework of the powers of the Committee, the Bureau, acting on a proposal from the Secretary-General, may conclude agreements with other organisations and bodies.

Rule 66

Forwarding and publication of opinions, reports and resolutions

1. The Committee's opinions and reports, as well as any communication relating to the use of a simplified procedure under Rule 26 or a decision not to draw up an opinion or report under Rule 57, shall be addressed to the Council, Commission and European Parliament. As in the case of resolutions, they shall be forwarded by the President.

2. The opinions, reports and resolutions of the Committee shall be published in the Official Journal of the European Union.

CHAPTER 2

OPENNESS TO THE PUBLIC AND TRANSPARENCY

Rule 67

Public Access to Documents

1. Any citizen of the Union and any natural or legal person residing or established in a Member State has a right of access to the documents of the Committee of the Regions in accordance with the provisions of the EC Treaty, subject to the principles, conditions and limits laid down in Regulation (EC) No 1049/2001 of

the European Parliament and of the Council and to the arrangements laid down by the Committee Bureau. Access to Committee documents shall as far as possible be granted in the same way to other natural or legal persons.

2. The Committee shall establish a register of Committee documents. The Bureau shall adopt the internal rules governing access and shall draw up a list of directly accessible documents.

CHAPTER 3 RULES OF PROCEDURE

Rule 68 **Revision of Rules of Procedure**

1. The Plenary Assembly shall decide by a majority of its members if there is a need to amend these Rules of Procedure, either in part or in full.
2. It shall appoint an ad hoc commission to draw up a report and a draft text as a basis for the adoption of new rules by a majority of its members. The new rules shall enter into force the day after their publication in the *Official Journal of the European Union*.

Rule 69 **Bureau instructions**

The Bureau may give instructions determining the procedure for implementing the provisions of these Rules of Procedure, in compliance with the latter.

Rule 70 **Entry into force of Rules of Procedure**

These Rules of Procedure shall enter into force the day after their publication in the *Official Journal of the European Union*.