

Reply from the Czech Republic on the questionnaire from the Presidency (15 October 2003)

Caption: The reply from the Czech Republic, dated 15 October 2003, to the questionnaire on the legislative function, the formations of the Council and the Presidency of the Council of Ministers, submitted by the Presidency on 19 September.

Source: CIG 2003 / Délégation tchèque, Note de la délégation tchèque – Réponse de la République tchèque au questionnaire sur la fonction législative, les formations du Conseil et la présidence du Conseil des ministres (doc. CIG 9/03), CIG 12/03 DELEG 3, Bruxelles, 15.10.03, <http://www.consilium.europa.eu/igcpdf/fr/03/cg00/cg00012.fr03.pdf>.

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URL:

http://www.cvce.eu/obj/reply_from_the_czech_republic_on_the_questionnaire_from_the_presidency_15_october_2003-en-b682d4ba-4c5e-4f9a-8a59-ed9482dd4e0e.html

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**CONFÉRENCE
DES REPRÉSENTANTS
DES GOUVERNEMENTS
DES ÉTATS MEMBRES**

**Bruxelles, le 15 octobre 2003 (21.10)
(OR. en)**

CIG 12/03

DELEG 3

NOTE

de: la délégation tchèque

Objet: **CIG 2003**

- *Réponse de la République tchèque au questionnaire sur la fonction législative, les formations du Conseil et la présidence du Conseil des ministres (doc. CIG 9/03)*
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Les délégations trouveront en annexe la réponse de la délégation tchèque au questionnaire sur la fonction législative, les formations du Conseil et la présidence du Conseil des ministres (voir doc. CIG 9/03).

ANNEXE**I. LEGISLATIVE FUNCTION OF THE COUNCIL**

1. Each Council formation should work in its public legislative function as well as carry out other activities (as opposed to a single legislative council).
2. The public legislative function should cover all laws and framework laws undergoing the legislative process. A provision stipulating the possibility to deviate from the rule in exceptional and justified cases by a qualified majority decision of the Council would be included.

II. THE FORMATIONS OF THE COUNCIL

3. The individual Council formations should be laid down by unanimous decision of the European Council. The number of formations should be limited in line with the Seville European Council conclusions.

III. THE PRESIDENCY OF THE COUNCIL OF MINISTERS

4. No other Council formation apart from the Foreign Affairs Council should have a fixed presidency.
5. There should be a Team Presidency system of rotation in all the Council formation with the exception of the Foreign Affairs Council.
6. (a) The Team Presidency should comprise 3 member states.
(b) The term of the Presidency should be 18 months.
(c) The composition of the teams should be fixed in advance.
(d) The allocation of the various Council formation should be left to the discretion of the member states in the team.
7. The chain of command should be maintained (for a period of six months) while the member state in question would simultaneously chair the General Affairs Council and the Coreper I a II.
8. The committees/working parties subordinate to a particular Council should automatically be chaired by the member state holding the Presidency of the Council in question.
9. The PSC and other external relations working parties should be chaired by the representatives of the member state which is at that point chairing the General Affairs Council and Coreper I. a II.

10. There should be an informal structure for coordination between the representatives of the member states holding the Presidency, in which the President of the European Council, the President of the Commission and the Minister of Foreign Affairs could participate.

11. The detailed arrangements for the rotation of the Presidency could be unanimously adopted at a later stage, if the essential elements of the future arrangements were agreed at the same time as the Treaty establishing the Constitution. The composition of the Team of the Presidency is considered an essential point.