



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 21 November 2011

17291/11

**Interinstitutional File:
2011/0901 (COD)**

**CODEC 2134
COUR 69
JUR 573
INST 571
PARLNAT 274**

COVER NOTE

from: Milan Štěch, President of the Senate of the Parliament of the Czech Republic
date of receipt: 2 November 2011
to: Secretariat General of the Council of the European Union

Subject: Draft amendments to the Statute of the Court of Justice of the European Union
and to Annex I thereto
[8787/11 CODEC 607 COUR 18 INST 197 JUR 160 PARLNAT 112]
- Resolution¹ of the Senate of the Parliament of the Czech Republic

Delegations will find attached the above mentioned resolution.

¹ This opinion is available in English on the interparliamentary EU information exchange site (IPEX) at the following address: <http://www.ipex.eu>

**THE SENATE
OF THE PARLIAMENT OF THE CZECH REPUBLIC
8TH TERM**

408TH

RESOLUTION OF THE SENATE

Delivered on the 13th session held on 27 October 2011

**on the Draft amendments to the Statute of the Court of Justice of the European Union and to Annex I thereto
(Senate Press no. N 055/08)**

The Senate

I.

1. **Is aware** of the urgent need to solve the unsatisfactory situation of ever increasing number of case load of the Court of Justice of the EU, and in particular the General Court, caused both by the accession of new EU Member States and by the extension of jurisdiction of the Court of Justice of the EU;
2. **Got acquainted** both with the reform proposal as submitted by the Court of Justice of the EU and with amendments presented by the European Commission;

II.

1. **Regards** as crucial that any solution of structural problems of the General Court respects the equality of the Member States and judges of the General Court;
2. **Is of the opinion** that specialisation of the judges of the General Court would, with regard to the wide remit of this judicial body, help to enhance the effectiveness of its work;
3. **Would welcome** an impact assessment, including detailed cost analysis, regarding all, even just theoretically considered, options for solution, although it admits that the effectiveness of the solution chosen has to be the decisive criterion;
4. **Invites** the European Commission to analyse thoroughly potential impacts of draft legislative acts on the workload of judicial bodies of the EU and to include this analyses in the impact assessments;

III.

1. **Requests** the Government to inform the Senate about the way this position was taken into account and to provide the Senate with further information on the proceeding of negotiations;
2. **Authorises** the President of the Senate to forward this resolution to the European Commission and to the Council of the EU.

Milan Štěch
sign manual
President of the Senate

Josef Táborský
sign manual
Senate Verifier