Resolution 5 (1951)[1]

Approving certain Amendments of the Statute of the Council of Europe

Parliamentary Assembly

The Assembly

Considering that, in the course of its first and second Ordinary Sessions, it formulated Recommendations for the revision of the Statute of the Council of Europe,

Considering that these requests for amendment have been examined by the Committee of Ministers, in consultation with the competent organs of the Assembly,

Having had referred to it by the Committee of Ministers, in conformity with Article 41 (d) of the Statute, certain amendments to the Statute of the Council of Europe, already approved by the Committee of Ministers, now approves the following amendments to the Statute :

(i) Amendment to Article 23 of the Statute :

Article 23 to be re-worded as follows :

a. The Consultative Assembly may discuss and make Recommendations upon any matter within the aim and scope of the Council of Europe as defined in Chapter I. It shall also discuss and may make recommendations upon any matter referred to it by the Committee of Ministers with a request for its opinion.

b. The Assembly shall draw up its Agenda in accordance with the provisions of paragraph (a) above. In so doing it shall have regard to the work of other European inter-governmental organisations to which some or all of the Members of the Council are parties.

c. The President of the Assembly shall decide, in case of doubt, whether any question raised in the course of the Session is within the Agenda of the Assembly.

(ii) Amendment to Article 25 of the Statute :

Replace the first sentence of paragraph (a) of Article 25 by the following text :

The Consultative Assembly shall consist of Representatives of each Member elected by its Parliament or appointed in such manner as that Parliament shall decide, subject, however, to the right of the Government of each Member to make any additional appointments necessary when the Parliament is not in session and has not laid down the procedure to be followed in that case.

iii) Amendment to Article 27 of the Statute :

Article 27 to be re-worded as follows :

1. This Resolution was adopted by the Assembly at its Seventeenth Sitting, 15th May 1951. (See Doc 57, Report of the Committee on General Affairs on the Reply to the Report and Message of the Committee of Ministers.)

The conditions under which the Committee of Ministers collectively may be represented in the debates of the Consultative Assembly, or individual Representatives on the Committee or their alternates may address the Assembly, shall be determined by such rules of procedure on this subject as may be drawn up by the Committee after consultation with the Assembly.

(iv) Amendment to Article 34 of the Statute :

Article 34 to be re-worded as follows :

The Consultative Assembly may be convened in extraordinary Sessions upon the initiative either of the Committee of Ministers or of the President of the Assembly after agreement between them, such agreement also to determine the date, and place of the Sessions.

(v) Amendment to Article 38 of the Statute :

Add to Article 38 the following paragraph (e) :

(e) The secretary-General shall also submit to the Committee of Ministers an estimate of the expenditure to which the implementation of each of the Recommendations presented to the Committee would give rise. Any Resolution the implementation of which requires additional expenditure shall not be considered as adopted by the Committee of Ministers unless the Committee has also approved the corresponding estimates for such additional expenditure.