



Doc. 12252

10 May 2010

The rule of law in Council of Europe member States: upholding the authority of the Parliamentary Assembly's recommendations

Motion for a resolution

tabled by Ms Marieluise BECK and other members of the Assembly

This motion has not been discussed in the Assembly and commits only those who have signed it

The Parliamentary Assembly regularly addresses recommendations to the Committee of Ministers and to member states regarding different aspects of the rule of law:

- functioning of the judiciary (in particular independence, fairness of criminal trials, fight against corruption);
- particular challenges stemming from such issues as the fight against terrorism, the protection of state secrets and different aspects of co-operation with the European Court of Human Rights.

The Assembly stresses the importance of the parliamentary dimension as regards measures needed to ensure compliance with the standards of the Council of Europe. It is up to parliaments to:

- adopt legislation needed in order to implement reforms required to improve the protection of human rights and the rule of law;
- supervise the implementation of legislation adopted in order to implement Council of Europe standards;
- scrutinise any serious shortcomings and violations by executive authorities, making use of available mechanisms of parliamentary enquiry and investigation.

The parliamentary dimension is also important at the European level. In view of the dual mandate of its members at the national and European levels, the Assembly has an important role to play in ensuring compliance with European standards.

In view of the above, the Assembly resolves to improve the follow-up given to its recommendations and to step up its activities aimed at assessing their impact and ensuring their effective implementation.

Signed (see overleaf)



Signed¹:

BECK Marieluise, Germany, ALDE
GRAF Angelika, Germany, SOC
GROSS Andreas, Switzerland, SOC
GUȚU Ana, Republic of Moldova, ALDE
HÖRSTER Joachim, Germany, EPP/CD
IDRIZI Shpëtim, Albania, ALDE
JACQUES Kateřina, Czech Republic
JENSEN Michael Aastrup, Denmark, ALDE
KOENIGS Tom, Germany, ALDE
KÜHNEL Franz Eduard, Austria, EPP/CD
LUNDGREN Kerstin, Sweden
MARQUET Bernard, Monaco, ALDE
MARTY Dick, Switzerland, ALDE
MINASHVILI Akaki, Georgia, ALDE
POULSEN Jørgen, Denmark, ALDE
RIGONI Andrea, Italy, ALDE
ROSSELL TARRADELLAS Amadeu, Andorra, ALDE
SCHUSTER Marina, Germany, ALDE
SIMMS Scott, Canada
TAKTAKISHVILI Chiora, Georgia, ALDE
TORRES PUIG Joan, Andorra, ALDE
ZERNOVSKI Andrej, "The former Yugoslav Republic of Macedonia", ALDE

1. ALDE: Alliance of Liberals and Democrats for Europe
EPP/CD: Group of the European People's Party
SOC: Socialist Group