



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 21 December 2012

17506/12

**Interinstitutional File:
2011/0146 (COD)**

**CODEC 2985
GENVAL 93
JAI 898
DATAPROTECT 147
STATIS 101
PE 583**

INFORMATION NOTE

from: General Secretariat
to: Permanent Representatives Committee / Council
Subject: Proposal for a Regulation of the European Parliament and of the Council on
European statistics on safety from crime
- Outcome of the European Parliament's first reading
(Strasbourg, 10 to 13 December 2012)

I. INTRODUCTION

The Rapporteur, Mr. Timothy KIRKHOPE (ECR, UK), presented a report on behalf of the Committee on Civil Liberties, Justice and Home Affairs, containing a draft legislative resolution rejecting the Commission's proposal for a Regulation of the European Parliament and of the Council on European statistics on safety from crime and calling on the Commission to withdraw its proposal and to submit a new one.

II. VOTE

When it voted in plenary on 12 December 2012, the European Parliament voted to reject the text of the Commission's proposal.

In accordance with Rule 56 of the Parliament's Rules of Procedure¹, the Commission was then asked to withdraw the proposal. Commissioner Siim KALLAS responded on behalf of the Commission that it would consider its options, including submitting a revised proposal.

Upon a proposal of the rapporteur, the Parliament thereafter proceeded to adopt its legislative resolution as set out in the Annex hereto.

¹ Rule 56 : Rejection of a Commission proposal

1. If a Commission proposal fails to secure a majority of the votes cast or if a motion for its rejection, which may be tabled by the committee responsible or by at least 40 Members, has been adopted, the President shall, before Parliament votes on the draft legislative resolution, ask the Commission to withdraw the proposal.
2. If the Commission does so, the President shall declare the procedure closed and shall inform the Council accordingly.
3. If the Commission does not withdraw its proposal, Parliament shall refer the matter back to the committee responsible without voting on the draft legislative resolution, unless Parliament, on a proposal of the Chair or rapporteur of the committee responsible or of a political group or at least 40 Members, proceeds to vote on the draft legislative resolution.
In the event of referral back, the committee responsible shall decide on the procedure to be followed and shall, orally or in writing, report back to Parliament within a period decided by Parliament which may not exceed two months.
Following a referral back to committee pursuant to paragraph 3, the lead committee must, before taking a decision on the procedure to be followed, allow an associated committee, as provided for in Rule 50, to make choices as to the amendments which fall within its exclusive competence, and in particular to choose which amendments are to be resubmitted in plenary.
The time-limit laid down in the second subparagraph of paragraph 3 applies to the tabling in writing, or the oral presentation, of the report of the committee responsible. It does not apply to Parliament's decision as to the appropriate juncture at which to continue consideration of the procedure in question.
4. If the committee responsible is unable to meet the deadline, it shall request referral back to committee pursuant to Rule 175(1). If necessary, Parliament may set a new time-limit pursuant to Rule 175(5). If the committee's request is not accepted, Parliament shall proceed to the vote on the draft legislative resolution.

European statistics on safety from crime *I**

European Parliament legislative resolution of 12 December 2012 on the proposal for a regulation of the European Parliament and of the Council on European statistics on safety from crime (COM(2011)0335 – C7-0155/2011 – 2011/0146(COD))

(Ordinary legislative procedure: first reading)

The European Parliament,

- having regard to the Commission proposal to Parliament and the Council (COM(2011)0335),
 - having regard to Article 294(2) and Article 338(1) of the Treaty on the Functioning of the European Union, pursuant to which the Commission submitted the proposal to Parliament (C7-0155/2011),
 - having regard to Article 294(3) of the Treaty on the Functioning of the European Union,
 - having regard to Rule 55 of its Rules of Procedure,
 - having regard to the report of the Committee on Civil Liberties, Justice and Home Affairs (A7-0365/2012),
1. Rejects the Commission proposal;
 2. Calls on the Commission to withdraw its proposal and submit a new one;
 3. Instructs its President to forward its position to the Council, the Commission and the national parliaments.