

European Parliament

2019-2024



Plenary sitting

B[9-XXXX/2022]

[02.062022]

MOTION OF CENSURE ON THE COMMISSION

pursuant to Rule 127 of the Rules of Procedure
([2019/2897](RSP))

[Guy Verhofstadt, Sophie In 't Veld, Luis Garicano]

[Internal footer]⁽¹⁾

PE000.000v00-00

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United in diversity

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⁽¹⁾ Variable, depending on DG. See 00_02. Rules on footers in Parliament's documents.

B[9-XXXX/2022]

**Motion of censure on the Commission by the European Parliament
([2019/2897](RSP))**

The European Parliament,

- having regard to Article 17(8) of the Treaty on European Union, Article 234 of the Treaty on the Functioning of the European Union and Article 106a of the Euratom Treaty,
 - having regard to its resolution of 5 May 2022 on ongoing hearings under Article 7(1) TEU regarding Poland and Hungary,
 - having regard to Rule 127 of its Rules of Procedure,
- A. whereas the Union is founded on the values of respect for human dignity, freedom, democracy, equality, the rule of law and respect for human rights, including the rights of persons belonging to minorities, as set out in Article 2 TEU, and as reflected in the Charter of Fundamental Rights of the EU and embedded in international human rights treaties; whereas those values, which are common to the Member States and to which all Member States have freely subscribed, constitute the foundation of the rights enjoyed by those living in the Union;
- B. whereas any clear risk of a serious breach by a Member State of the values enshrined in Article 2 TEU does not concern solely the individual Member State where the risk materialises, but also has an impact on the other Member States, on the mutual trust between them and on the very nature of the Union and its citizens' fundamental rights under Union law;
- C. whereas Article 7(1) TEU was triggered in 2017 by the Commission itself in relation to Poland, as it found a clear risk of a serious breach of the values on which the Union is founded;;
- D. whereas Poland has not complied with all European Semester country-specific recommendations in the field of the rule of law, and it has not implemented the relevant judgments of the Court of Justice of the EU and the European Court of Human Rights¹;
- B. whereas, regardless of Poland's failure to comply, the President of the Commission Ms Von der Leyen, has nonetheless pushed forward the approval of Poland's 35,4 billion euros recovery and resilience plan, despite dissent within the College;
1. Considers that this Commission therefore does no longer promote the general interest of the Union, does no longer ensure the application of the Treaties, and has failed to oversee the application on Union law under the control of the Court of Justice;
 2. Censures the Commission;
 3. Instructs its President to forward this motion of censure to the President of the Council and the President of the Commission and to notify them of the result of the vote on it in plenary.

¹ This includes but is not limited to the fulfilment of all 11 criteria set out in Article 19 of and Annex V to Regulation (EU) 2021/241 of the European Parliament and of the Council of 12 February 2021 establishing the Recovery and Resilience Facility (OJ L 57, 18.2.2021, p. 17).
Motion of censure on the Commission by the European Parliament.docx

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(¹) Under Rule 127(2), the reasons for submitting the motion must be stated.