

## AMENDMENT FORM

### Suggestion for amendment of Article 36: (Title VI: The democratic life of the Union, part I of the Constitution)

By: Teija Tiilikainen, Antti Peltomäki, Kimmo Kiljunen, Matti Vanhanen, Riitta Korhonen

Status : Tiilikainen, Kiljunen, Vanhanen - Members  
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#### Article 36: Transparency of the proceedings of the Union's institutions

1. In order to promote good governance and ensure the participation of civil society, the Union institutions shall conduct their work as openly as possible.
  2. The European Parliament shall meet in public, as shall the Council when it is discussing a legislative proposal.
  3. Any citizen of the Union, ~~man or woman~~, and any natural or legal person residing **or having its registered office** in a Member State, shall have a right of access to ~~European Parliament, Council and Commission~~ documents ~~in whatever form they are produced, and to those of the Union institutions, agencies and bodies created by those institutions..~~
  4. General principles, ~~conditions~~ and limits ~~which~~, on grounds of public or private interest, governing the right of access to documents shall be determined by the European Parliament and the Council in accordance with the legislative procedure **within two years of the entry into force of the Constitutional Treaty.**
  5. Each institution, agency or body referred to in paragraph 2 3 shall determine in its own Rules of Procedure specific provisions regarding access to its documents.
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#### Explanation:

Paragraph 3 should cover the right of access to documents of not only agencies and bodies created by the European Parliament, Council and Commission but also Union institutions and bodies established directly by the Constitution. Furthermore, there is no reason to define that citizens are either men or women.

In paragraph 4 the word "conditions" is superfluous. There should also be a time limit for the act concerned.

As regards paragraph 5, it is not certain whether this paragraph is necessary. More specific rules on access to documents of each institution, agency or body can in any case be made in accordance with jurisdiction given to each institution, agency or body in the Constitution to adopt its Rules of Procedure.

Ms. Teija Tiilikainen also supports the proposal made by Lena Hjelm-Wallén to include a specific provision about good administration as a new Article 36 b of the Constitutional Treaty.