

Opinion
of the European Union Affairs Committee of the Senate of the Republic of Poland on
the proposal for a Regulation (EU) No .../... of the European Parliament and of
the Council of [...], amending Regulation (EC) No 1905/2006 establishing a financing
instrument for development cooperation
COM (2010) 102

The European Union Affairs Committee of the Senate of the Republic of Poland, upon consulting the Proposal for a Regulation (EU) No .../... of the European Parliament and of the Council of [...], amending regulation (EC) No 1905/2006 establishing a financing instrument for development cooperation – COM (2010) 102, hereinafter referred to as proposal, declares the following:

1. Regulation provisions contained in the proposal do not breach the subsidiarity principle;
2. according to Article 5 of the Protocol on the application of the principles of subsidiarity and proportionality, which accompanies the Treaty of Lisbon and forms its integral part, *“Any draft legislative act should contain a detailed statement making it possible to appraise compliance with the principles of subsidiarity and proportionality.”* However, the discussed proposal contains no such reference. Since the same formal shortcomings were found in the Proposal for a Regulation of the European Parliament and of the Council concerning European Union financial contributions to the International Fund for Ireland (2001-2010) COM (2010) 012, the resulting situation could be seen as another dangerous precedent of breaching the Treaty of Lisbon provisions.

The European Union Affairs Committee of the Senate of the Republic of Poland expresses the hope that any further legislative proposals submitted to the national parliaments by the European Commission will be compliant with Treaty provisions.