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CDL-JU (95) 14

EUROPEAN COMMISSION FOR DEMOCRACY THROUGH LAW

**PROPOSAL FOR AMENDMENT
OF THE SYSTEMATIC THESAURUS**

Note by the Secretariat

During the work to adapt the Bulletins that have been published to the new guidelines and version 7 of the Thesaurus in order to prepare them for inclusion into the database CODICES, the Secretariat noticed some minor inconsistencies of this version of the Thesaurus. The Secretariat proposes therefore to consider the following modifications, together with the changes necessary to include the case-law of the Court of Justice of the European Communities (CDL-JU (95) 13).

1. The term equality appears three times in the Thesaurus:

- 3.13 Equality
- 5.1.1.2 Equality and non-discrimination
- 5.2.3 Equality

5.1.1.2 should be deleted. Equality should be included as principle (3.13) or as fundamental right (5.2.3).

2. The chapter "4.2 Institutions - Legislative bodies" contains the keyword "4.2.2 Parliaments" which seems to be redundant. Chapter 4.2 should have the following form:

- 4.2.1 Structure²²
- 4.2.2 Powers
- 4.2.3 Composition
- 4.2.4 Organisation²³
- 4.2.5 Finances²⁴
- 4.2.6 Review of validity of elections²⁵
- 4.2.7 Law-making procedure
- 4.2.8 Guarantees as to the exercise of power
- 4.2.9 Relations with the Head of State
- 4.2.10 Relations with the executive bodies
- 4.2.11 Relations with the courts
- 4.2.12 Liability
- 4.2.13 Political parties
- 4.2.14 Status of members of legislative bodies²⁶

3. The keyword chain "5.1.1.3 Fundamental rights - General questions - Basic principles - *Ne bis in idem*" should be moved to become 5.2.8 because "*Ne bis in idem*" is a procedural safeguard.

²² Bicameral, monocameral, special competence of each assembly, etc.

²³ Presidency, bureau, sections, committees, etc.

²⁴ State budgetary contribution, other sources, etc.

²⁵ For procedural aspects see the key-word "Electoral disputes" under "Constitutional justice - Types of litigation".

²⁶ For example incompatibilities, parliamentary immunity, exemption from jurisdiction and others.

Thus, given the deletion of 5.1.1.2 (see point 1 above), the heading "Basic principles" would be no longer required and "5.1.1.1 Nature of the list of fundamental rights" would become number 5.1.1.