



Strasbourg, 7 October 2025

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# EUROPEAN COMMISSION FOR DEMOCRACY THROUGH LAW OF THE COUNCIL OF EUROPE (VENICE COMMISSION)

144th PLENARY SESSION
VENICE
Scuola Grande di San Giovanni Evangelista

Thursday 9 October 2025 (14:30-18:00) Friday 10 October 2025 (9:00-16:00)

REVISED DRAFT ANNOTATED AGENDA

### Thursday 9 October 2025

14:30-16:00 Adoption of the Agenda

Communications

Follow-up to earlier Venice Commission Opinions

Electoral observation missions

Report of the meeting of the Council for Democratic Elections Discussion and adoption of Opinions on individual countries

#### 1. Adoption of the Agenda

## 2. Communication by the President

The President will present her recent activities (CDL(2025)051).

#### 3. Communication from the Enlarged Bureau

The Commission will be informed on the discussions which took place at the meeting of the Enlarged Bureau on 9 October 2025. The Committee of Wise Persons will inform the Commission on the preparation of the elections to the Commission's offices to take place in December 2025.

### 4. Communication by the Secretariat

The Secretary of the Commission will provide information on the session.

# 5. Follow-up to earlier Venice Commission Opinions

The Commission will be informed on follow-up to its previous Opinions (see document (CDL(2025)047):

- Albania Opinion on the implementation by Parliament of Constitutional Court decisions (<u>CDL-AD(2024)040</u>);
- Republic of Moldova Opinion on the draft law on the Constitutional Court (CDL-AD(2025)005).

The draft Follow-up Opinion to the Opinions concerning amendments to the Law on the Prosecutorial Council of Kosovo will be examined under Item 15.

The Commission will be informed about follow-up activities held since the last session.

#### 6. Electoral observation missions

The Commission will be informed about the participation of the Venice Commission in electoral observation missions of the Parliamentary Assembly of the Council of Europe in the function of providing legal advice.

Republic of Moldova, parliamentary elections, 28 September 2025.

# 7. Report of the meeting of the Council for Democratic Elections (8 October 2025)

The chair of the meeting will inform the Commission on the results and conclusions of the meeting held on 8 October 2025.

Link to the annotated agenda

# 8. Hungary

Draft Opinion on the compatibility with international human rights standards of the fifteenth amendment to the Fundamental Law

The Commission is invited to hold an exchange of views with Mr Róbert Répássy, Secretary of State from Hungary, and to examine, with a view to adoption, the draft Opinion (CDL(2025)041) (KG/sm) on the compatibility with international human rights standards of the fifteenth amendment to the Fundamental Law of Hungary (CDL-REF(2025)041), drawn up by Mr Cameron, Ms Matheson Mestad and Mr Otty. This Opinion was requested by the Committee on Equality and Non-Discrimination of the Parliamentary Assembly of the Council of Europe on 26 May 2025.

# 9. Slovak Republic

1. Urgent Opinion on the draft amendments to the Constitution

The Commission is invited to hold an exchange of views with Mr Dalibor Jurášek, Adviser from the Office of the Government of the Slovak Republic, and to endorse the Urgent Opinion (CDL-PI(2025)011) (ML/DF/sd) on the draft amendments to the Constitution of the Slovak Republic (CDL-REF(2025)035 and CDL-REF(2025)035 rev) drawn up on the basis of comments by Ms Bílková, Mr Holmøyvik and Ms Nussberger. This Urgent Opinion was requested by the Monitoring Committee of the Parliamentary Assembly of the Council of Europe on 23 June 2025 and was issued on 24 September 2025, pursuant to Article 14a of the Venice Commission's Revised Rules of Procedure and in accordance with the Protocol on the preparation of Venice Commission urgent opinions (CDL-AD(2018)019.

2. Draft Opinion on Law No. 109/2025 amending the Law "on non-profit organisations providing services of general interest" and other related laws

The Commission is invited to hold an exchange of views with Mr Dalibor Jurášek, Adviser from the Office of the Government of the Slovak Republic, and to examine, with a view to adoption, the draft Opinion (CDL(2025)052) (PG/ML/sd) on Law No. 109/2025 amending the Law "on non-profit organisations providing services of general interest" and other related laws of the Slovak Republic (CDL-REF(2025)036), drawn up by Ms Bílková, Mr Holmøyvik and Ms Nussberger. This Opinion was requested by the Monitoring Committee of the Parliamentary Assembly of the Council of Europe on 23 June 2025. The Sub-Commissions on Fundamental Rights and on Democratic Institutions will examine this draft Opinion at their joint meeting on 9 October 2025.

16:00-16:15	Coffee break
16:15-18:00	Discussion and adoption of Opinions on individual countries Reports

#### 10. Spain

Draft Opinion on the manner of election of the judicial members of the General Council for the Judicial Power

The Commission is invited to hold an exchange of views with Mr José María Fernández Seijo from the General Council for the Judicial Power of Spain, Mr Pedro Rollán Ojeda, President of the Senate of Spain, Mr Joaquín Martínez Salmerón, President of the Justice Committee of the Congress of Deputies of Spain, and Ms Camino Vidal Fueyo, Director General of Constitutional Affairs and Legal Coordination, Ministry of Presidency, Justice and Relations with Parliament to examine, with a view to adoption, the draft Opinion (CDL(2025)048) (SGM/TP/ha) on the manner of election of the judicial members of the General Council for the Judicial Power of Spain (CDL-REF(2025)038), drawn up by Ms Cartabia, Ms Kiener and Mr Séners. This Opinion was requested by the General Council for the Judicial Power of Spain on 21 April 2025. The Sub-Commissions on the Judiciary and the Rule of Law will examine this draft Opinion at their joint meeting on 9 October 2025.

# 11. Report on the impact of the pre-trial detention of mayors on the exercise of local democratic governance

The Commission is invited to examine, with a view to adoption, the draft Report (CDL(2025)050) (BSB/ARP/GR/ha) on the impact of the pre-trial detention of mayors on the exercise of local democratic governance, drawn up on the basis of comments by Ms Jametti Greiner, Mr Pinelli, Ms Janine Otálora Malassis (Expert, former Substitute Member, Mexico) and Mr Kaarlo Tuori (Expert, Honorary President). This report was requested by the Congress of Local and Regional Authorities of the Council of Europe on 5 June 2025.

## Friday 10 October 2025

9:00-10:30 Discussion and adoption of Opinions on individual countries and amicus curiae brief

#### 12. Armenia

Draft amicus curiae brief on the compatibility of Article 236 of the Criminal Code with the European standards on legal certainty

The Commission is invited to examine, with a view to adoption, the draft *amicus curiae* brief (CDL(2025)044) (BB/PG/ak) on the compatibility of Article 236 of the Criminal Code with the European standards on legal certainty, drawn up on the basis of comments by Ms Kiener, Mr Sørensen and Mr Philip Dimitrov (Expert, former member, Bulgaria). This *amicus curiae* brief was requested by the President of the Constitutional Court of Armenia on 26 June 2025. The Sub-Commissions on Fundamental Rights and on Democratic Institutions will examine this draft Opinion at their joint meeting on 9 October 2025.

The *amicus curiae* brief was prepared under the <u>Quick Response Mechanism (QRM)</u> in the framework of the EU/CoE joint programme <u>Partnership for Good Governance</u>, co-funded by the Council of Europe and the European Union and implemented by the Council of Europe.

#### 17. North Macedonia

Draft Joint Opinion of the Venice Commission and the Directorate General Human Rights and Rule of Law (DGI) of the Council of Europe on the draft laws on the Public Prosecutor's Office and on the Council of Public Prosecutors

The Commission is invited to hold an exchange of views with Mrs Aleksandra Deanoska Trendafilova, President of the working group, Ministry of Justice of North Macedonia, and to examine, with a view to adoption, the draft Joint Opinion of the Venice Commission and the Directorate General Human Rights and Rule of Law (DGI) of the Council of Europe (CDL(2025)049) (TvD/ARP/ip) on the draft laws on the Public Prosecutor's Office and on the Council of Public Prosecutors (CDL-REF(2025)039 and CDL-REF(2025)040), drawn up on the basis of comments by Ms Betetto, Mr Gaspar, Mr Rørdam and Ms Laura Vaik (Expert, DGI). This joint Opinion was requested by the Minister of Justice of North Macedonia on 24 July 2025.

### 13. Georgia

Draft Opinion on the Law on the Registration of Foreign Agents, the amendments to the Law on Grants and other Laws relating to "foreign influence"

The Commission is invited to examine, with a view to adoption, the draft Opinion (CDL(2025)036) (TP/tp) on the Registration of Foreign Agents, the amendments to the Law on Grants and Laws relating to "foreign influence" of Georgia (CDL-REF(2025)027), drawn up on the basis of comments by Ms Bílková, Ms Kjerulf Thorgeirsdottir and Mr Knežević. This Opinion was requested by the Monitoring Committee of the Parliamentary Assembly of the Council of Europe on 9 May 2025. The Sub-Commissions on Fundamental Rights and on Democratic Institutions will examine this draft Opinion at their joint meeting on 9 October 2025.

# 14. European Court of Human Rights

1. Draft amicus curiae brief for the European Court of Human Rights in the case of Georgian Young Lawyers' Association and others v. Georgia (no. 31069/24) on regulation of foreign influence

The Commission is invited to examine, with a view to adoption, the draft *amicus curiae* brief for the European Court of Human Rights (CDL(2025)053) (TP/tp) in the case of Georgian Young Lawyers' Association and others v. Georgia (no. 31069/24) on regulation of foreign influence, drawn up on the basis of comments by Ms Bílková, Ms Kjerulf Thorgeirsdottir and Mr Knežević. The Venice Commission was granted leave to intervene as a third party in these proceedings on 12 August 2025.

10.30-11:00 Coffee Break

11:00-12:30 Discussion and adoption of Opinions on individual countries and

Amicus curiae briefs

Reports

General matters

2. Urgent amicus curiae brief for the European Court of Human Rights in Grande Oriente d'Italia v. Italy on Procedural Guarantees in the exercise of powers by Parliamentary Inquiry Committees

The Commission is invited to endorse the Urgent *amicus curiae* brief for the European Court of Human Rights (CDL-PI(2025)010) (CSK/PG/es) in *Grande Oriente d'Italia v. Italy on Procedural Guarantees in the exercise of powers by Parliamentary Inquiry Committees*, drawn up on the basis of comments by Mr Alivizatos, Mr Frendo, Ms Pabel and Mr Vardanyan. This Urgent *amicus curiae* brief was requested by the European Court of Human Rights on 4 June 2025 and was issued on 19 September 2025, pursuant to Article 14a of the Venice Commission's Revised Rules of Procedure and in accordance with the Protocol on the preparation of Venice Commission urgent opinions (CDL-AD(2018)019).

#### 15. Kosovo

Draft Follow-up Opinion to the Opinions concerning amendments to the Law on the Prosecutorial Council

The Commission is invited to hold an exchange of views with Mr Blerim Sallahu, Acting Minister of Justice of Kosovo, and to examine, with a view to adoption, the draft Follow-Up Opinion (CDL(2025)006) (GP/TP/ak) to the Opinions concerning amendments to the Law on the Prosecutorial Council (see documents (CDL-AD(2023)043, CDL-AD(2022)006) and CDL-AD(2021)051), drawn up on the basis of comments by Ms Gerards, Mr Sørensen and Ms Hanna Suchocka (Expert, Honorary President). This Opinion was requested by the Minister of Justice of Kosovo on 3 December 2024.

The Follow-Up Opinion is prepared under the <u>Expertise Co-operation Mechanism</u> in the framework of the EU/CoE joint programme <u>Horizontal Facility for Western Balkans and Türkiye</u>, co-funded by the European Union and the Council of Europe and implemented by the Council of Europe.

### 18. Ukraine

Draft Joint Opinion of the Venice Commission and the Directorate General of Human Rights and Rule of Law (DGI) of the Council of Europe on draft amendments on disciplinary procedures against judges, declarations of integrity, and other procedures

The Commission is invited to examine, with a view to adoption, the draft Joint Opinion of the Venice Commission and the Directorate General Human Rights and Rule of Law (DGI) of the Council of Europe (CDL(2025)043) (ARP/VD/as) on draft amendments on disciplinary procedures against judges, declarations of integrity, and other procedures (CDL-REF(2025)033) and CDL-REF(2025)034), drawn up on the basis of comments by Mr Kuijer, Ms Nussberger, Mr Langašek and Mr Đuro Sessa (Expert, DGI). This Opinion was requested by the Chairman of the High Council of Justice of Ukraine on 29 May 2025.

### 16. Updated Rule of Law Checklist

The Commission will be informed about the progress of the preparation of the Updated Rule of Law Checklist. This update is being prepared upon initiative of the Venice Commission. The Sub-Commissions on the Judiciary and on the Rule of Law will examine this issue at their joint meeting on 9 October 2025.

#### 19. Compilation of Venice Commission opinions and reports

The Venice Commission is invited to endorse the compilation on out-of-country voting (CDL-(2025)055).

# 20. Report of the Joint Meeting of the Sub-Commissions on the Judiciary and on the Rule of Law (9 October 2025)

The Chair of the meeting might inform the Commission on the results and conclusions of the meeting held on 9 October 2025.

#### Link to the annotated agenda

# 21. Report of the Joint Meeting of the Sub-Commissions on Fundamental Rights and on Democratic Institutions (9 October 2025)

The Chair of the meeting might inform the Commission on the results and conclusions of the meeting held on 9 October 2025.

#### Link to the revised annotated agenda

#### 22. Information on Conferences and Seminars

The Commission will be informed on the results and conclusions of past conferences and seminars and informed about forthcoming ones (<u>CDL(2025)042</u>).

12:30-14:00
Lunch break
14:00-16:00
Exchange of views
Co-operation
Discussion and adoption of Opinions on individual countries

# 23. Exchange of views with the Regione del Veneto

The Commission is invited to hold an exchange of views with a representative of the Regione del Veneto.

#### 24. Co-operation with the Committee of Ministers of the Council of Europe

Within the framework of its co-operation with the Committee of Ministers of the Council of Europe, the Commission will hold an exchange of views with Ambassador Francesca Camilleri Vettiger, President of the Ministers' Deputies of the Council of Europe, Permanent Representative of Malta to the Council of Europe.

### 25. Co-operation with the Parliamentary Assembly of the Council of Europe

The Commission is invited to hold an exchange of views with Mr Antonio Gutiérrez Limones, Representative of the Committee on Legal Affairs and Human Rights of the Parliamentary Assembly of the Council of Europe on co-operation with the Assembly.

The draft Opinion on the Law on the Registration of Foreign Agents of Georgia; the draft Opinion on amendments to the Law on Grants and other Laws relating to foreign influence of Georgia; the draft Opinion on the compatibility with international human rights standards of the fifteenth amendment to the Fundamental Law of Hungary; the Urgent Opinion on the draft amendments to the Constitution of Slovakia and the draft Opinion on the amendments to the Law on non-profit organisations providing services of general interest of Slovakia fall into the framework of co-operation with the Parliamentary Assembly (see Items 13, 8 and 9).

# 26. Co-operation with the Congress of Regional and Local Authorities of the Council of Europe

The Commission is invited to hold an exchange of views with Mr Marc Cools, President of the Congress of Regional and Local Authorities of the Council of Europe, on co-operation with the Congress.

The draft Report on the impact of the pre-trial detention of mayors on the exercise of local democratic governance falls into the framework of co-operation with the Congress of Regional and Local Authorities of the Council of Europe (see Item 11).

# 27. Exchange of views with the Commissioner of Human Rights of the Council of Europe

The Commission is invited to hold an exchange of views with Mr Michael O'Flaherty, Commissioner of Human Rights of the Council of Europe, who will make a presentation on recent work with respect to the member states of the Council of Europe.

# 28. Exchange of views with the Director-General for the Directorate-General for Justice and Consumers (DG JUST) of the European Commission

The Commission is invited to hold an exchange of views with Ms Ana Gallego, Director-General for Justice and Consumers of the European Commission, on the state of democracy, justice and the rule of law in the European Union.

#### 29. Peru

Draft Opinion on proposed reforms concerning the Public Prosecutor's Office

The Commission is invited to hold an exchange of views with Ms María del Carmen Alva Prieto, President of the High-Level Multiparty Commission of the Congress of Peru, and to examine, with a view to adoption, the draft Opinion (CDL(2025)045) (SK/DV/msc) on proposed reforms concerning the Public Prosecutor's Office (CDL-REF(2025)042 and CDL-REF(2025)043), drawn up by Mr Bustos Gisbert, Ms Deskoska and Mr James Hamilton (Expert, former Member, Ireland). This Opinion was requested by the Public Prosecutor's Office of Peru on 11 March 2025.

### 30. Other business

### 31. Dates of the next sessions

145th plenary session12-13 December 2025146th plenary session6-7 March 2026147th plenary session12-13 June 2026148th plenary session9-10 October 2026149th plenary session11-12 December 2026

18:00	Welcome reception at la Scuola Grande di San Rocco
18:30	Council of Europe Gala Concert at la Scuola Grande di San Rocco
18:00 18:30 20:30	Dinner at la Scuola Grande di San Giovanni Evangelista
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Please note that exceptionally for the 144<sup>th</sup> Plenary Session the meeting of the Council for Democratic Elections will take place in the afternoon of Wednesday 8 October 2025 at the Regione del Veneto and the Sub-Commission meetings will take place in the morning of Thursday 9 October 2025 at the Scuola Grande di San Giovanni Evangelista.