



### DECISION III

Under agenda item III.2, the chairman refers to the application for admission as a full member of the Conference of European Constitutional Courts submitted by the Supreme Court of the Netherlands and sent out to all members.

The Chairman reports that a first application for admission of the Supreme Court of the Netherlands submitted in Vilnius on 7 September 2006 (Decision VII) was rejected on grounds of the Supreme Court lacking the characteristic feature of a constitutional court, in particular the jurisdiction of reviewing the conformity of legislation. However, the Chairman further states that in the application submitted, which reiterates the Supreme Court's interest in being admitted as a full member, this argument is invalidated through reference to Art. 6 para. 1. a of the Statute of the Conference of European Constitutional Courts and through the enclosed examples of the jurisprudence of the Supreme Court.

Pursuant to Art. 9 para. 2. b of the Statute, the Circle of Presidents gathered in Vienna on the occasion of the XVI<sup>th</sup> Congress of the Conference of European Constitutional Courts, decides – with one vote against – to grant the status of full member to the Supreme Court of the Netherlands.

Vienna, 13 May 2014

Professor Gerhart Holzinger

President of the Constitutional Court of the Republic of Austria