



European Network of Councils
for the Judiciary (ENCJ)

Réseau européen des Conseils
de la Justice (RECJ)

President of the ENCJ Ms. Madeleine Mathieu
European Network of Councils for the Judiciary
Rue de la Croix de Fer 67, 1000 Brussels, Belgium
e-mail: office@encj.eu

President of the Ninth Committee
Ms. Daniela Bianchini
Consiglio Superiore della Magistratura
Piazza dell'Indipendenza, 6, 00185 Roma RM, Italy
e-mail: uricsm@csm.it

16 December 2025

Open letter: regarding the proposed Constitutional amendments

Dear President of the Ninth Committee,
Dear Ms. Daniela Bianchini,

The ENCJ Executive Board is aware of proposed amendments to the Constitution of the Republic of Italy, which if enacted would make very significant changes to the composition and work of the Consiglio Superiore della Magistratura and the Italian judiciary as a whole.

The ENCJ was not directly approached by the Consiglio Superiore della Magistratura regarding the specific proposed draft Constitutional law No. 1917 "Rules on the jurisdictional system and the institution of the Disciplinary Court". However, the ENCJ Executive Board has closely followed the progress of this legislative proposal and is aware that on 30 October 2025 it was approved by Senato della Repubblica.

In the view of the ENCJ, the proposed draft Constitutional law **raises serious concerns with regard to established European standards**. The relevant standards are those relating to the composition and the powers of the Councils for the Judiciary. In the view of the ENCJ, these concerns particularly arise from the changes to the method of the selection of its members and the changes concerning the creation of a new disciplinary body.

We to offer our assistance and propose to discuss the difficulties presented by the draft law with regard to its compliance with European standards. We also remain at your disposal to raise awareness among the international community, notably the ENCJ Members and Observers, of the CSM position towards the draft Constitutional law.

Yours sincerely,

Madeleine Mathieu
ENCJ President