

Brussels, 19 October 2016

## **STATE OF PLAY ON REASONED OPINIONS AND CONTRIBUTIONS SUBMITTED BY NATIONAL PARLIAMENTS UNDER PROTOCOL 2 OF THE LISBON TREATY**

This note by the Directorate for Relations with National Parliaments provides an update of submissions received by the European Parliament in the context of Protocol 2 during the period 24 September - 17 October 2016

Protocol 2 of the Lisbon Treaty sets out a review mechanism involving national Parliaments regarding proposed legislation which does not fall under the exclusive competence of the European Union. Thus, national Parliaments/Chambers may review within eight weeks of transmission such proposed legislation and issue a "reasoned opinion" if they consider that a draft EU legislative act does not comply with the principle of subsidiarity. Reasoned opinions are translated into all EU official languages (with the exception of Gaelic and Maltese). In the majority of cases, submissions from national Parliaments go beyond the issue of subsidiarity, discussing the substantive merits of proposals. These submissions are called "contributions". Contributions may be translated into one other language on special request by the Committee Chair or the Rapporteur<sup>1</sup>.

Pursuant to Rule 42(3) of the Rules of Procedure, all reasoned opinions are referred to the Committee(s) responsible for the draft legislative act and forwarded for information to the Committee on Legal Affairs. Contributions are referred to the Committee(s) responsible for the draft legislative act (Rule 142(4) of the Rules of Procedure).

The Directorate for Relations with National Parliaments advises the political bodies, Members and the secretariat of the EP in their institutional cooperation and legislative dialogue with the national Parliaments. Within this Directorate, the Legislative Dialogue Unit provides Members of the European Parliament, in particular Rapporteurs, with specific expertise on national Parliaments submissions throughout the legislative cycle.

**All national Parliament documents officially received by the EP are  
available in the "Connect" database on the EP intranet:**

<http://www.connect.ep.parl.union.eu>

---

<sup>1</sup> 'Common approach for the treatment at Committee level of national Parliaments reasoned opinions and all other contributions of national Parliaments' adopted by the Conference of Committee Chairs on 14.12.2010.

## I. DRAFT LEGISLATIVE ACTS ELICITING NUMEROUS REASONED OPINIONS AND/OR CONTRIBUTIONS FROM NATIONAL PARLIAMENTS (24 SEPTEMBER - 17 OCTOBER 2016)<sup>2</sup>

<b>CULT Committee</b> Co-Rapporteurs: VERHEYEN Sabine KAMMEREVERT Petra	Procedure: <b>2016/0151(COD)</b>	<b>COM(2016)287</b>	Deadline: <b>26 July 2016</b>
<p>Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directive 2010/13/EU on the coordination of certain provisions laid down by law, regulation or administrative action in Member States concerning the provision of audiovisual media services in view of changing market realities</p> <p><b>4 contributions:</b> Bulgarian Parliament, German Bundesrat, Italian Senate, Portuguese Parliament</p>			

<b>LIBE Committee</b> Rapporteur: WIKSTRÖM Cecilia	Procedure: <b>2016/0133(COD)</b>	<b>COM(2016)270</b>	Deadline: <b>27 October 2016</b>
<p>Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL establishing the criteria and mechanisms for determining the Member State responsible for examining an application for international protection lodged in one of the Member States by a third-country national or a stateless person (recast)</p> <p><b>4 reasoned opinions:</b> Czech Chamber of Deputies, Hungarian Parliament, Romanian Chamber of Deputies, Slovak Parliament</p> <p><b>2 contributions:</b> Polish Senate, Portuguese Parliament</p>			

<b>LIBE Committee</b> Rapporteur: NIEDERMÜLLER Péter	Procedure: <b>2016/0131(COD)</b>	<b>COM(2016)271</b>	Deadline: <b>29 September 2016</b>
<p>Proposal for a Regulation of the European Parliament and of the Council on the European Union Agency for Asylum and repealing Regulation (EU) No 439/2010</p> <p><b>1 reasoned opinion:</b> Czech Chamber of Deputies</p> <p><b>6 contributions:</b> Czech Senate, Italian Senate, Polish Senate, Portuguese Parliament, Romanian Chamber of Deputies, Romanian Senate</p>			

<b>LIBE Committee</b> Rapporteur: MACOVEI Monica	Procedure: <b>2016/0132(COD)</b>	<b>COM(2016)272</b>	Deadline: <b>27 October 2016</b>
<p>Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the establishment of 'Eurodac' for the comparison of fingerprints for the effective application of [Regulation (EU) No 604/2013 establishing the criteria and mechanisms for determining the Member State responsible for examining an application for international protection lodged in one of the Member States by a third-country national or a stateless person] , for identifying an illegally staying third-country national or stateless person and on requests for the comparison with Eurodac data by Member States' law enforcement authorities and Europol for law enforcement purposes (recast)</p> <p><b>1 reasoned opinion:</b> Czech Chamber of Deputies</p> <p><b>1 contribution:</b> Portuguese Parliament</p>			

<b>LIBE Committee</b> Rapporteur: MORAES Claude	Procedure: <b>2016/0176(COD)</b>	<b>COM(2016)378</b>	Deadline: <b>22 September 2016</b>
<p>Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the conditions of entry and residence of third-country nationals for the purposes of highly skilled employment</p> <p><b>3 reasoned opinions:</b> Bulgarian Parliament, Czech Chamber of Deputies, Czech Senate</p> <p><b>6 contributions:</b> Austrian Bundesrat, Italian Senate, Polish Senate, Portuguese Parliament, Romanian Chamber of Deputies, Romanian Senate</p>			

<sup>2</sup> In this section, reference is made to draft legislative acts for which at least *one reasoned opinion* has been transmitted during the current period under examination, or *four contributions* during the current and previous periods under examination.

## II. DRAFT LEGISLATIVE ACTS SUBJECT TO PROTOCOL 2 ON THE DRAFT AGENDA FOR DEBATE OF THE OCTOBER II PLENARY PART-SESSION (24-27 October 2016)<sup>3</sup>

<b>AGRI Committee</b> Rapporteur: MCINTYRE Anthea	Procedure: <b>2013/0141(COD)</b>	<b>COM(2013)0267</b>	Deadline: <b>2 July 2013</b>
Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on protective measures against pests of plants <b>1 reasoned opinion:</b> Austrian Bundesrat <b>2 contributions:</b> Portuguese Parliament, Spanish Parliament			
<b>IMCO Committee</b> Rapporteur: CHARANZOVÁ Dita	Procedure: <b>2012/0340(COD)</b>	<b>COM(2012)0721</b>	Deadline: <b>29 January 2013</b>
Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the accessibility of public sector bodies' websites <b>1 contribution:</b> Portuguese Parliament			
<b>IMCO Committee</b> Rapporteur: KALLAS Kaja	Procedure: <b>2013/0432(COD)</b>	<b>COM(2013)0884</b>	Deadline: <b>31 July 2014</b>
Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the Union legal framework for customs infringements and sanctions <b>2 reasoned opinions:</b> Lithuanian Parliament, Swedish Parliament <b>3 contributions:</b> Czech Senate, Maltese Parliament, Portuguese Parliament			
<b>INTA Committee</b> Rapporteur: MAUREL Emmanuel	Procedure: <b>2016/0197(COD)</b>	<b>COM(2016)0431</b>	Deadline: <b>26 September 2016</b>
Proposal for a DECISION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL providing further macro-financial assistance to the Hashemite Kingdom of Jordan <b>1 contribution:</b> Italian Senate			
<b>TRAN Committee</b> Rapporteur: CRAMER Michael	Procedure: <b>2013/0297(COD)</b>	<b>COM(2013)0611</b>	Deadline: <b>28 October 2013</b>
Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulation (EC) No 91/2003 of the European Parliament and of the Council of 16 December 2002 on rail transport statistics, as regards the collection of data on goods, passengers and accidents <b>1 contribution:</b> Spanish Parliament			

<sup>3</sup> Information contained in this section is provisional and subject to change following decisions by the Conference of Presidents or the Plenary. Information is presented in alphabetical order on the basis of the acronym of the committees concerned. The number of reasoned opinions and contributions mentioned refers to the total number of these submissions received to-date.

### III. FACTS & FIGURES

#### A. Since the previous State of Play note (23 September 2016)

Since the previous update on the State of Play, the European Parliament has received:

- *9 draft legislative acts* in the context of Protocol 2,
- *5 reasoned opinions* on different draft legislative acts
- *30 contributions* by national Parliaments on different draft legislative acts.

#### B. For the 8th legislative term (2014-2019)

Since the beginning of the 8th legislative term regarding Protocol 2, the European Parliament has received *132 draft legislative acts*, *68 reasoned opinions* and *447 contributions*.

<b>Nr of proposals and NPs' submissions according to the Committee - from 8th legislature</b>				
<b>EP Committee responsible</b>	<b>Proposals</b>	<b>Reasoned opinions</b>	<b>Contributions</b>	<b>Submissions (= Reasoned opinions and contributions together)</b>
<b>AFET</b>	1	0	0	0
<b>AGRI</b>	5	0	11	11
<b>BUDG</b>	2	0	0	0
<b>CONT</b>	2	0	5	5
<b>CULT</b>	4	0	6	6
<b>ECON</b>	19	4	59	63
<b>EMPL</b>	7	15	27	42
<b>ENVI</b>	15	11	75	86
<b>IMCO</b>	12	11	50	61
<b>INTA</b>	3	0	4	4
<b>ITRE</b>	9	6	26	32
<b>JURI</b>	10	4	27	31
<b>LIBE</b>	29	15	117	132
<b>PECH</b>	0	0	2	2
<b>REGI</b>	5	0	5	5
<b>TRAN</b>	9	2	33	35
<b>TOTAL</b>	<b>132</b>	<b>68</b>	<b>447</b>	<b>515</b>

**C. Since the entry into force of the Lisbon Treaty (1 December 2009)**

Since the entry into force of the Lisbon Treaty a total of **604 draft legislative acts** have been **sent to national Parliaments** for examination under the terms of Protocol No 2 of the Treaty of Lisbon. 600 of those draft legislative acts are Commission proposals, while the remaining 4 are Council initiatives.

In response, the European Parliament has received a total of **2249 submissions** from national Parliaments. Of these, **355 reasoned opinions** while the remaining **1894 are contributions**.

