

Brussels, 7 December 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 12 November - 5 December 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 Rapporteur¹.

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>

¹ '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 (12 NOVEMBRE - 5 DECEMBER 2016)²

ITRE Committee Rapporteur: ZORRINHO Carlos	Procedure: 2016/0287(COD)	COM(2016)589	Deadline: 30 November 2016
Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulations (EU) No 1316/2013 and (EU) No 283/2014 as regards the promotion of Internet connectivity in local communities 1 reasoned opinion: Swedish Parliament 1 contribution: Romanian Senate			

II. DRAFT LEGISLATIVE ACTS SUBJECT TO PROTOCOL 2 ON THE DRAFT AGENDA FOR DEBATE OF THE NOVEMBER PLENARY PART-SESSION (12-15 December 2016)³

TRAN Committee Rapporteur: FLECKENSTEIN Knut	Procedure: 2013/0157(COD)	COM(2013)0296	Deadline: 30 July 2013
Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL establishing a framework on market access to port services and financial transparency of ports 6 reasoned opinions: Italian Senate, Latvian Parliament, Maltese Parliament, Polish Sejm, Spanish Parliament, Swedish Parliament 4 contributions: Belgian Senate, German Bundesrat, Polish Senate, Portuguese Parliament			

TRAN Committee Rapporteur: KYLÖNEN Merja	Procedure: 2013/0013(COD)	COM(2013)0026	Deadline: 3 April 2013
Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL repealing Regulation (EEC) No 1192/69 of the Council on common rules for the normalisation of the accounts of railway undertakings 5 contributions: Czech Senate, Italian Chamber of Deputies, Italian Senate, Portuguese Parliament, Spanish Parliament			

TRAN Committee Rapporteur: VAN DE CAMP Wim	Procedure: 2013/0028(COD)	COM(2013)0028	Deadline: 3 April 2013
Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulation (EC) No 1370/2007 concerning the opening of the market for domestic passenger transport services by rail 6 reasoned opinions: Austrian Bundesrat, Dutch Tweede Kamer, Dutch Eerste Kamer, Lithuanian Parliament, Luxembourg Parliament, Swedish Parliament 7 contributions: Czech Senate, German Bundesrat, Italian Chamber of Deputies, Italian Senate, Polish Sejm, Portuguese Parliament, Spanish Parliament			

TRAN Committee Rapporteur: SASSOLI David- Maria	Procedure: 2013/0029(COD)	COM(2013)0029	Deadline: 3 April 2013
Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directive 2012/34/EU of the European Parliament and of the Council of 21 November 2012 establishing a single European railway area, as regards the opening of the market for domestic passenger transport services by rail and the governance of the railway infrastructure 6 reasoned opinions: Dutch Tweede Kamer, Dutch Eerste Kamer, French Senate, Lithuanian Parliament, Luxembourg Parliament, Swedish Parliament 6 contributions: Czech Senate, Italian Chamber of Deputies, Italian Senate, Polish Sejm, Portuguese Parliament, Spanish Parliament			

² 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.

³ 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 (11 November 2016)

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

- *1 draft legislative act* in the context of Protocol 2,
- *1 reasoned opinion* on different draft legislative acts,
- *12 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 *140 draft legislative acts*, *76 reasoned opinions* and *509 contributions*.

Nr of proposals and NPs' submissions according to the Committee - from 8th legislature				
EP Committee responsible	Proposals	Reasoned opinions	Contributions	Submissions (= reasoned opinions and contributions together)
AFET	1	0	3	3
AGRI	5	0	11	11
BUDG	2	0	0	0
CONT	2	0	5	5
CULT	4	0	10	10
DEVE	1	0	1	1
ECON	24	4	63	67
EMPL	7	16	35	51
ENVI	15	11	83	94
IMCO	12	11	52	63
INTA	3	0	4	4
ITRE	11	7	29	36
JURI	10	4	32	36
LIBE	29	20	138	158
PECH	0	0	2	2
REGI	5	0	5	5
TRAN	9	3	36	39
TOTAL	140	76	509	585

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 **612 draft legislative acts** have been **sent to national Parliaments** for examination under the terms of Protocol No 2 of the Treaty of Lisbon. 608 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 **2319 submissions** from national Parliaments. Of these, **363 reasoned opinions** while the remaining **1956 are contributions**.



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