

Brussels, 29 March 2017

## **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 7 March 2017 - 24 March 2017.

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(4) 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>

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<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 (7 MARCH 2017 - 24 MARCH 2017)<sup>2</sup>

<b>ECON Committee</b> Rapporteur: HÖKMARK Gunnar	Procedure: <b>2016/0361(COD)</b>	<b>COM(2016)851</b>	Deadline: <b>21 March 2017</b>
Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulation (EU) No 806/2014 as regards loss-absorbing and Recapitalisation Capacity for credit institutions and investment firms <b>4 contributions:</b> French Senate, Portuguese Parliament, Romanian Senate, Spanish Parliament			
<b>ECON Committee</b> Rapporteur: HÖKMARK Gunnar	Procedure: <b>2016/0362(COD)</b>	<b>COM(2016)852</b>	Deadline: <b>21 March 2017</b>
Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directive 2014/59/EU on loss-absorbing and recapitalisation capacity of credit institutions and investment firms and amending Directive 98/26/EC, Directive 2002/47/EC, Directive 2012/30/EU, Directive 2011/35/EU, Directive 2005/56/EC, Directive 2004/25/EC and Directive 2007/36/EC <b>4 contributions:</b> French Senate, Portuguese Parliament, Romanian Senate, Spanish Parliament			
<b>ECON Committee</b> Rapporteur: SIMON Peter	Procedure: <b>2016/0364(COD)</b>	<b>COM(2016)854</b>	Deadline: <b>15 March 2017</b>
Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directive 2013/36/EU as regards exempted entities, financial holding companies, mixed financial holding companies, remuneration, supervisory measures and powers and capital conservation measures <b>1 reasoned opinion:</b> Swedish Parliament <b>4 contributions:</b> French Senate, Portuguese Parliament, Romanian Senate, Spanish Parliament			
<b>EMPL Committee</b> Rapporteur: BALAS Guillaume	Procedure: <b>2016/0397(COD)</b>	<b>COM(2016)815</b>	Deadline: <b>9 March 2017</b>
Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulation (EC) No 883/2004 on the coordination of social security systems and regulation (EC) No 987/2009 laying down the procedure for implementing Regulation (EC) No 883/2004 (Text with relevance for the EEA and Switzerland) <b>1 reasoned opinion:</b> French Senate <b>6 contributions:</b> Czech Senate, German Bundesrat, Italian Senate, Polish Senate, Portuguese Parliament, Spanish Parliament			
<b>IMCO Committee</b> Rapporteur: GUTIÉRREZ PRIETO Sergio	Procedure: <b>2016/0398(COD)</b>	<b>COM(2016)821</b>	Deadline: <b>14 March 2017</b>
Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the enforcement of the Directive 2006/123/EC on services in the internal market, laying down a notification procedure for authorisation schemes and requirements related to services, and amending Directive 2006/123/EC and Regulation (EU) No 1024/2012 on administrative cooperation through the Internal Market Information System <b>4 reasoned opinions:</b> French National Assembly, French Senate, German Bundestag, German Bundesrat <b>1 contribution:</b> Portuguese Parliament			
<b>IMCO Committee</b> Rapporteur: SCHWAB Andreas	Procedure: <b>2016/0404(COD)</b>	<b>COM(2016)822</b>	Deadline: <b>20 March 2017</b>
Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on a proportionality test before adoption of new regulation of professions <b>5 reasoned opinions:</b> Austrian Bundesrat, French National Assembly, French Senate, German Bundestag, German Bundesrat, <b>2 contributions:</b> Portuguese Parliament, Romanian Senate			

<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.

<b>IMCO Committee</b> Rapporteur: LØKKEGAARD Morten	Procedure: <b>2016/0402(COD)</b>	<b>COM(2016)823</b>	Deadline: <b>20 March 2017</b>
PROPOSAL FOR A DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the legal and operational framework of the European services e-card introduced by Regulation ....[ESC Regulation] <b>2 reasoned opinions:</b> Austrian Bundesrat, German Bundestag <b>1 contribution:</b> Portuguese Parliament			

<b>IMCO Committee</b> Rapporteur: VAN BOSSUYT Anneleen	Procedure: <b>2016/0403(COD)</b>	<b>COM(2016)824</b>	Deadline: <b>20 March 2017</b>
Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL introducing a European services e-card and related administrative facilities <b>2 reasoned opinions:</b> Austrian Bundesrat, German Bundestag <b>1 contribution:</b> Portuguese Parliament			

<b>LIBE Committee</b> Rapporteur: GÁL Kinga	Procedure: <b>2016/0357(COD)</b>	<b>COM(2016)731</b>	Deadline: <b>14 March 2017</b>
Proposal for a Regulation of the European Parliament and the Council establishing a European Travel Information and Authorisation System (ETIAS) and amending Regulations, (EU) No 515/2014, (EU) 2016/399, (EU) 2016/794 and (EU) 2016/1624 <b>4 contributions:</b> Czech Senate, Italian Senate, Portuguese Parliament, Spanish Parliament			

## II. DRAFT LEGISLATIVE ACTS SUBJECT TO PROTOCOL 2 ON THE DRAFT AGENDA FOR DEBATE OF THE APRIL PLENARY PART-SESSION (3-6 April 2017)<sup>3</sup>

<b>ECON Committee</b> Rapporteur: GILL Neena	Procedure: <b>2013/0306(COD)</b>	<b>COM(2013)615</b>	Deadline: <b>5 November 2013</b>
Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on Money Market Funds <b>4 contributions:</b> Italian Senate, Portuguese Parliament, Romanian Chamber of Deputies, Spanish Parliament			

<b>ECON Committee</b> Rapporteur: JEŽEK Petr	Procedure: <b>2015/0268(COD)</b>	<b>COM(2015)583</b>	Deadline: <b>16 February 2016</b>
Proposal for a Regulation of the European Parliament and of the Council on the prospectus to be published when securities are offered to the public or admitted to trading <b>2 contributions:</b> Italian Senate, Portuguese Parliament			

<b>IMCO Committee</b> Rapporteur: DALTON Daniel	Procedure: <b>2016/0014(COD)</b>	<b>COM(2016)031</b>	Deadline: <b>29 March 2016</b>
Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the approval and market surveillance of motor vehicles and their trailers, and of systems, components and separate technical units intended for such vehicles <b>2 contributions:</b> Portuguese Parliament, Romanian Senate			

<b>ITRE Committee</b> Rapporteur: KUMPULA-NATRI Miapetra	Procedure: <b>2016/0185(COD)</b>	<b>COM(2016)399</b>	Deadline: <b>19 September 2016</b>
Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulation (EU) No 531/2012 as regards rules for wholesale roaming markets <b>3 contributions:</b> Cypriot Parliament, Portuguese Parliament, Romanian Senate			

<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.

<b>PECH Committee</b> Rapporteur: KUH N Werner	Procedure: <b>2016/0145(COD)</b>	<b>COM(2016)273</b>	Deadline: <b>19 July 2016</b>
Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL defining characteristics for fishing vessels (recast)			
<b>2 contributions:</b> Portuguese Parliament, Romanian Senate			

### III. FACTS & FIGURES

#### A. Since the previous State of Play note (6 March 2017)

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

- *11 draft legislative acts* in the context of Protocol 2,
- *14 reasoned opinions* on different draft legislative acts,
- *55 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 *187 draft legislative acts*, *113 reasoned opinions* and *652 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	6	0	13	13
BUDG	2	0	1	1
CONT	2	0	5	5
CULT	4	0	11	11
DEVE	1	0	2	2
ECON	34	20	117	137
EMPL	9	17	45	62
ENVI	21	12	93	105
IMCO	16	24	58	82
INTA	4	0	5	5
ITRE	20	11	58	69
JURI	13	6	47	53
LIBE	35	20	147	167
PECH	0	0	2	2
REGI	7	0	8	8
TRAN	12	3	37	40
<b>TOTAL</b>	<b>187</b>	<b>113</b>	<b>652</b>	<b>765</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 **659 draft legislative acts** have been **sent to national Parliaments** for examination under the terms of Protocol No 2 of the Treaty of Lisbon. 652 of those draft legislative acts are Commission proposals, while the remaining 7 are Council initiatives.

In response, the European Parliament has received a total of **2499 submissions** from national Parliaments. Of these, **400 reasoned opinions** while the remaining **2099 are contributions**.

