

Brussels, 1 June 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 29 April - 31 May 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>**

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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 (29 APRIL - 31 MAY 2016)<sup>2</sup>

<b>ECON Committee</b> Rapporteur: DE LANGE Esther	Procedure: <b>2015/0270(COD)</b>	<b>COM(2015)586</b>	Deadline: <b>16 February 2016</b>
<p>Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulation (EU) 806/2014 in order to establish a European Deposit Insurance Scheme</p> <p><b>7 contributions:</b> Czech Senate, German Bundestag, German Bundesrat, Italian Senate (together with COM(2015)587), Portuguese Parliament, Romanian Chamber of Deputies and Romanian Senate</p>			
<b>EMPL Committee</b> Rapporteur: MORIN-CHARTIER Elisabeth & JONGERIUS Agnes	Procedure: <b>2016/0070(COD)</b>  "YELLOW CARD" (please see attached information note)	<b>COM(2016)128</b>	Deadline: <b>10 May 2016</b>
<p>Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directive 96/71/EC of The European Parliament and of the Council of 16 December 1996 concerning the posting of workers in the framework of the provision of services</p> <p><b>14 reasoned opinions:</b> Bulgarian Parliament, Croatian Parliament, Czech Senate, Czech Chamber of Deputies, Danish Parliament, Estonian Parliament, Hungarian Parliament, Latvian Parliament, Lithuanian Parliament, Polish Sejm, Polish Senate, Romanian Chamber of Deputies, Romanian Senate and Slovak Parliament</p> <p><b>5 contributions:</b> Italian Chamber of Deputies, Italian Senate, Polish Senate, Portuguese Parliament and Spanish Cortes</p>			
<b>ENVI Committee</b> Rapporteur: SZEJNFELD Adam	Procedure: <b>2016/0084(COD)</b>	<b>COM(2016)157</b>	Deadline: <b>17 May 2016</b>
<p>Proposal for a regulation of the European Parliament and of the Council laying down rules on the making available on the market of CE marked fertilising products and amending Regulations (EC) No 1069/2009 and (EC) No 1107/2009</p> <p><b>4 contributions:</b> Polish Senate, Portuguese Parliament, Romanian Senate and Spanish Cortes</p>			
<b>IMCO Committee</b> Rapporteur: FORD Vicky	Procedure: <b>2015/0269(COD)</b>	<b>COM(2015)750</b>	Deadline: <b>2 February 2016</b>
<p>Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Council Directive 91/477/EEC on control of the acquisition and possession of weapons</p> <p><b>2 reasoned opinions:</b> Polish Senate and Swedish Parliament</p> <p><b>7 contributions:</b> Austrian Bundesrat, Czech Chamber of Deputies, Czech Senate, Finish Parliament, Italian Senate, Portuguese Parliament and Romanian Chamber of Deputies</p>			
<b>ITRE Committee</b> Rapporteur: KRASNOŁĘBSKI Zdzisław	Procedure: <b>2016/0031(COD)</b>	<b>COM(2016)053</b>	Deadline: <b>20 April 2016</b>
<p>Proposal for a DECISION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on establishing an information exchange mechanism with regard to intergovernmental agreements and non-binding instruments between Member States and third countries in the field of energy and repealing Decision No 994/2012/EU</p> <p><b>4 reasoned opinions:</b> Austrian Bundesrat (together with COM(2016)052), French Senate, Maltese Parliament and Portuguese Parliament</p> <p><b>4 contributions:</b> Czech Chamber of Deputies (together with COM(2016)052, COM(2016)049 and COM(2016)051), Italian Senate, Spanish Cortes and 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.

<b>JURI Committee</b> Rapporteur: CAVADA Jean-Marie	Procedure: <b>2016/0059(CNS)</b>	<b>COM(2016)106</b>	Deadline: <b>10 May 2016</b>
Proposal for a COUNCIL REGULATION on jurisdiction, applicable law and the recognition and enforcement of decisions in matters of matrimonial property regimes <b>4 contributions:</b> French National Assembly (together with COM(2016)107 and COM(2016)108), Italian Chamber of Deputies (together with COM(2016)107), Italian Senate and Spanish Cortes (together with COM(2016)107)			

<b>JURI Committee</b> Rapporteur: CAVADA Jean-Marie	Procedure: <b>2016/0060(CNS)</b>	<b>COM(2016)107</b>	Deadline: <b>10 May 2016</b>
Proposal for a COUNCIL REGULATION on jurisdiction, applicable law and the recognition and enforcement of decisions in matters of the property consequences of registered partnerships <b>5 contributions:</b> French National Assembly (together with COM(2016)106 and COM(2016)108), Italian Chamber of Deputies (together with COM(2016)106), Italian Senate, Romanian Senate and Spanish Cortes (together with COM(2016)106)			

## II. DRAFT LEGISLATIVE ACTS SUBJECT TO PROTOCOL 2 ON THE DRAFT AGENDA FOR DEBATE OF THE JUNE PLENARY PART-SESSION (6-9 JUNE 2016)<sup>3</sup>

<b>ECON Committee</b> Rapporteur: FERBER Markus	Procedure: <b>2016/0033(COD)</b>	<b>(COM(2016)0056</b>	Deadline: <b>12/04/2016</b>
Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directive 2014/65/EU on markets in financial instruments as regards certain dates <b>2 contributions:</b> Italian Senate (together with COM(2016)057) and Portuguese Parliament			

<b>ECON Committee</b> Rapporteur: FERBER Markus	Procedure: <b>2016/0034(COD)</b>	<b>(COM(2016)0057</b>	Deadline: <b>12/04/2016</b>
Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulation (EU) No 600/2014 on markets in financial instruments, Regulation (EU) No 596/2014 on market abuse and Regulation (EU) No 909/2014 on improving securities settlement in the European Union and on central securities depositories as regards certain dates <b>2 contributions:</b> Italian Senate (together with COM(2016)056) and Portuguese Parliament			

<b>ECON Committee</b> Rapporteur: BAYET Hugues	Procedure: <b>2016/0011(CNS)</b>	<b>COM(2016)0026</b>	Deadline: <b>30/03/2016</b>
Proposal for a COUNCIL DIRECTIVE laying down rules against tax avoidance practices that directly affect the functioning of the internal market <b>2 reasoned opinions:</b> Maltese Parliament and Swedish Parliament <b>3 contributions:</b> Czech Senate (together with COM(2016)023 and COM(2016)024), German Bundesrat and Portuguese Parliament			

<b>INTA Committee</b> Rapporteur: DE SARNEZ Marielle	Procedure: <b>2016/0039(COD)</b>	<b>COM(2016)0067</b>	Deadline: <b>26/04/2016</b>
Proposal for a DECISION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL providing further macro-financial assistance to Tunisia <b>2 contributions:</b> Italian Senate and Spanish Cortes			

<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>JURI Committee</b> Rapporteur: DELVAUX Mady	Procedure: <b>2013/0119(COD)</b>	<b>COM(2013)0228</b>	Deadline: <b>25/06/2013</b>
Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on promoting the free movement of citizens and businesses by simplifying the acceptance of certain public documents in the European Union and amending Regulation (EU) No 1024/2012 <b>1 reasoned opinion:</b> Romanian Senate <b>6 contributions:</b> Czech Senate, German Bundesrat, Italian Senate, Portuguese Parliament, Romanian Chamber of Deputies and Spanish Cortes			

### III. FACTS & FIGURES

#### A. Since the previous State of Play note (2 May 2016)

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

- *5 draft legislative acts* in the context of Protocol 2,
- *12 reasoned opinions* on different draft legislative acts
- *31 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 *85 draft legislative acts*, *52 reasoned opinions* and *349 contributions*.

Nr of proposals and NPs' submissions according to the Committee - from 8th legislature									
EP Committee responsible		Nr of proposals		Nr of reasoned opinions		Nr of contributions		Nr of submissions	
	AGRI	5		0		11		11	
	CONT	2		0		5		5	
	ECON	15		4		52		56	
	EMPL	3		15		20		35	
	ENVI	13		11		69		80	
	IMCO	9		6		43		49	
	INTA	2		0		3		3	
	ITRE	6		6		17		23	
	JURI	5		2		23		25	
	LIBE	17		6		76		82	
	REGI	4		0		4		4	
	TRAN	4		2		26		28	
<b>TOTAL</b>		<b>85</b>		<b>52</b>		<b>349</b>		<b>401</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 **557 draft legislative acts** have been **sent to national Parliaments** for examination under the terms of Protocol No 2 of the Treaty of Lisbon. 553 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 **2135 submissions** from national Parliaments. Of these, **339 reasoned opinions** while the remaining **1796 are contributions**.



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**DRAFT LEGISLATIVE ACTS FROM THE EUROPEAN PARLIAMENT  
ELICITING REASONED OPINIONS AND/OR CONTRIBUTIONS FROM  
NATIONAL PARLIAMENTS (29 AVRIL - 31 MAY 2016)**

On 11 November 2015, the European Parliament adopted a Proposal for a Council decision adopting the provisions amending the Act concerning the election of the members of the European Parliament by direct universal suffrage (2015/0907(APP)), and subsequently transmitted it to the national Parliaments of the EU Member States. To date, seventeen national Parliaments or Parliamentary Chambers have reacted to the European Parliament proposal (the Czech Chamber of Deputies, the Czech Senate, the Dutch Senate, the Dutch House of Representatives, the Finnish Parliament, the French National Assembly, the French Senate, the Hungarian Parliament, the Irish Parliament, the Lithuanian Seimas, the Luxembourg Chamber of Deputies, the Polish Sejm and the Polish Senate, the Romanian Chamber of Deputies, the Swedish Riksdagen, the UK House of Commons and the UK House of Lords).