

Brussels, 10 May 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 25 March 2017 - 11 May 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 Rapporteur¹.

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>

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 (25 MARCH 2017 - 11 MAY 2017)²

EMPL Committee Rapporteur: BALAS Guillaume	Procedure: 2016/0397(COD)	COM(2016)815	Deadline: 9 March 2017
<p>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)</p> <p>1 reasoned opinion: French Senate</p> <p>7 contributions: Czech Senate, Danish Parliament, German Bundesrat, Italian Senate, Polish Senate, Portuguese Parliament, Spanish Parliament</p>			
EMPL Committee Rapporteur: ROLIN Claude	Procedure: 2017/0004(COD)	COM(2017)011	Deadline: 15 March 2017
<p>Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directive 2004/37/EC on the protection of workers from the risks related to exposure to carcinogens or mutagens at work</p> <p>4 contributions: Croatian Parliament, Italian Senate, Portuguese Parliament, Romanian Senate</p>			
IMCO Committee Rapporteur: SCHWAB Andreas	Procedure: 2016/0404(COD)	COM(2016)822	Deadline: 20 March 2017
<p>Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on a proportionality test before adoption of new regulation of professions</p> <p>5 reasoned opinions: Austrian Bundesrat, French National Assembly, French Senate, German Bundesrat, German Bundestag</p> <p>4 contributions: German Bundesrat, Portuguese Parliament, Romanian Senate, Spanish Parliament</p>			
ITRE Committee Rapporteur: KARI Š Krišj nis	Procedure: 2016/0379(COD)	COM(2016)861	Deadline: 17 May 2017
<p>PROPOSAL FOR A REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the internal market for electricity (Recast)</p> <p>8 reasoned opinions: Czech Chamber, German Bundesrat, German Bundestag, Hungarian Parliament, Polish Senate, Romanian Chamber, Romanian Senate, Spanish Parliament</p> <p>3 contributions: Czech Senate, Danish Parliament, Portuguese Parliament</p>			
ITRE Committee Rapporteur: ZANONATO Flavio	Procedure: 2016/0377(COD)	COM(2016)862	Deadline: 8 March 2017
<p>PROPOSAL FOR A REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on risk-preparedness in the electricity sector and repealing Directive 2005/89/EC</p> <p>6 contributions: Austrian Bundesrat, Czech Chamber, Czech Senate, Danish Parliament, Portuguese Parliament, Spanish Parliament</p>			
ITRE Committee Rapporteur: PETERSEN Morten Helveg	Procedure: 2016/0378(COD)	COM(2016)863	Deadline: 6 April 2017
<p>Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL Establishing a European Union Agency for the Cooperation of Energy Regulators (Recast)</p> <p>3 reasoned opinions: French Senate, German Bundestag, Romanian Senate</p> <p>5 contributions: Austrian Bundesrat, Czech Chamber, Czech Senate, Danish Parliament, Portuguese Parliament</p>			

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.

ITRE Committee Rapporteur: KARI Š Krišj nis	Procedure: 2016/0380(COD)	COM(2016)864	Deadline: 9 May 2017
Proposal for a Directive of the European Parliament and of the Council on common rules for the internal market in electricity 3 reasoned opinions: Austrian Bundesrat, Hungarian Parliament, Polish Senate 4 contributions: Czech Chamber, Czech Senate, Danish Parliament, Portuguese Parliament			
JURI Committee Rapporteur: NIEBLER Angelika	Procedure: 2016/0359(COD)	COM(2016)723	Deadline: 8 March 2017
Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on preventive restructuring frameworks, second chance and measures to increase the efficiency of restructuring, insolvency and discharge procedures and amending Directive 2012/30/EU 1 reasoned opinion: Irish Parliament 4 contributions: Czech Senate, German Bundesrat, Portuguese Parliament, Spanish Parliament			
LIBE Committee Rapporteur: LAURISTIN Marju	Procedure: 2017/0003(COD)	COM(2017)010	Deadline: 12 April 2017
Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL concerning the respect for private life and the protection of personal data in electronic communications and repealing Directive 2002/58/EC (Regulation on Privacy and Electronic Communications) 5 contributions: Czech Chamber, Czech Senate, Dutch Senate, Portuguese Parliament, Spanish Parliament			
LIBE Committee Rapporteur: GRIESBECK Nathalie	Procedure: 2016/0412(COD)	COM(2016)819	Deadline: 9 May 2017
Proposal for a regulation of the European Parliament and of the Council on the mutual recognition of freezing and confiscation orders 1 reasoned opinion: Czech Senate 2 contributions: Czech Chamber, German Bundesrat			

II. DRAFT LEGISLATIVE ACTS SUBJECT TO PROTOCOL 2 ON THE DRAFT AGENDA FOR DEBATE OF THE APRIL PLENARY PART-SESSION (15-18 May 2017)³

JURI Committee Rapporteur: CAVADA Jean-Marie	Procedure: 2015/0284(COD)	COM(2015)627	Deadline: 12 February 2016
Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on ensuring the cross-border portability of online content services in the internal market 5 contributions: Czech Senate, German Bundesrat, Italian Chamber of Deputies, Italian Senate, Portuguese Parliament			

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 (24 March 2017)

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

- *6 draft legislative acts* in the context of Protocol 2,
- *15 reasoned opinions* on different draft legislative acts,
- *62 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 *193 draft legislative acts*, *128 reasoned opinions* and *714 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	7	0	13	13
BUDG	2	0	1	1
CONT	2	0	5	5
CULT	4	0	11	11
DEVE	1	0	2	2
ECON	35	20	121	141
EMPL	9	17	48	65
ENVI	21	12	96	108
IMCO	16	24	66	90
INTA	4	0	5	5
ITRE	21	25	82	107
JURI	13	6	52	58
LIBE	38	21	159	180
PECH	0	0	2	2
REGI	7	0	8	8
TRAN	12	3	40	43
TOTAL	193	128	714	842

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 **665 draft legislative acts** have been **sent to national Parliaments** for examination under the terms of Protocol No 2 of the Treaty of Lisbon. 658 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 **2576 submissions** from national Parliaments. Of these, **415 reasoned opinions** while the remaining **2161 are contributions**.



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