# Framework Agreement on parental leave concluded by Businesseurope, UEAPME, CEEP and ETUC: transposition period for Mayotte

2013/0189(NLE) - 28/11/2013 - Committee report tabled for plenary, 1st reading/single reading

The Committee on Employment and Social Affairs adopted the report by Pervenche BERÈS (S&D, FR) on the draft Council directive amending Council Directive 2010/18/EU because of the change of status of Mayotte.

Takes note that the Council consulted the European Parliament on the draft directive, although such consultation is not required under the legal basis proposed by the Commission, Members approved the draft Council directive with a number of amendments relating to the **legal basis of the proposal**.

The Commission based its proposal on Article 155(2) of the TFEU whereby the Council takes a decision on implementation of management and labour agreements on a proposal from the Commission, and the European Parliament is informed. The Council, on the contrary, proposed changing the legal basis to Article 349 TFEU on specific measures for outermost regions, whereby the Council adopts these measures on a proposal from the Commission after consulting Parliament.

Members considered the legal basis proposed by the Commission to be correct, and proposed a legal basis, these being **Articles 155(2) and Article 349**. They also proposed that the directive should become a decision.