Basic information

2011/2059(REG) REG - Parliament's Rules of Procedure	Procedure completed
EP Rules of Procedure, Rule 128: exercise of Parliament's rights vis-à-vis the Court of Justice, interpretation **Subject** 8.40.01.08 Business of Parliament, procedure, sittings, rules of procedure	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
AFCO Constitutional Affairs		
	Shadow rapporteur GUILLAUME Sylvie (S&D) HÄFNER Gerald (Verts/ALE) FOX Ashley (ECR) MESSERSCHMIDT Morten (EFD)	

Key events

Date	Event	Reference	Summary
22/03/2011	Vote in committee		Summary
23/03/2011	Decision by Parliament	T7-0119/2011	Summary
24/03/2011	End of procedure in Parliament		

Technical information

Procedure reference	2011/2059(REG)
Procedure type	REG - Parliament's Rules of Procedure
Procedure subtype	Interpretation of Rules
Legal basis	Rules of Procedure EP 242
Other legal basis	Rules of Procedure EP 165
Stage reached in procedure	Procedure completed
Committee dossier	AFCO/7/05213

Documentation gateway				
European Parliament				
Document type	Committee	Reference	Date	Summary
Text adopted by Parliament, single reading		T7-0119/2011	23/03/2011	Summary

Additional information		
Source	Document	Date
European Commission	EUR-Lex	

EP Rules of Procedure, Rule 128: exercise of Parliament's rights vis-à-vis the Court of Justice, interpretation

2011/2059(REG) - 23/03/2011 - Text adopted by Parliament, single reading

The European Parliament adopted a decision concerning the exercise of Parliament's rights vis-à-vis the Court of Justice (interpretation of Rule 128 of the Rules of Procedure).

Parliament decides to append the following interpretation to Rule 128:

Rule 90(6) of the Rules of Procedure lays down a specific procedure by means of which Parliament can take a decision on whether to exercise its prerogative, pursuant to Article 218(11) TFEU, to seek an opinion from the Court of Justice on the compatibility of an international agreement with the Treaties. That provision constitutes a “lex specialis” which takes precedence over the general provision laid down in Rule 128 of the Rules of Procedure.

When a decision must be taken as to whether Parliament should exercise its rights vis-à-vis the Court of Justice of the European Union, and the act in question is not covered by Rule 128 of the Rules of Procedure, the procedure provided for in this rule should apply, mutatis mutandis.