Basic information

2011/2298(REG) REG - Parliament's Rules of Procedure	Procedure completed
EP Rules of Procedure, Rule 70: interinstitutional negotiations in legislative procedures **Subject** 8.40.01.08 Business of Parliament, procedure, sittings, rules of procedure	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
AFCO Constitutional Affairs	GUERRERO SALOM Enrique (S&D)	14/06/2011
	Shadow rapporteur GIANNAKOU Marietta (PPE) ILCHEV Stanimir (ALDE) HÄFNER Gerald (Verts/ALE) FOX Ashley (ECR) SØNDERGAARD Søren Bo (GUE/NGL) MESSERSCHMIDT Morten (EFD)	

Committee for opinion	Rapporteur for opinion	Appointed
ECON Economic and Monetary Affairs	BOWLES Sharon (ALDE)	13/02/2012

Key events

Date	Event	Reference	Summary
01/12/2011	Committee referral announced in Parliament		
17/09/2012	Vote in committee		
25/09/2012	Committee report tabled for plenary	A7-0281/2012	Summary
20/11/2012	Decision by Parliament	T7-0422/2012	Summary
20/11/2012	Results of vote in Parliament		

20/11/2012	End of procedure in Parliament		

Technical information	
Procedure reference	2011/2298(REG)
Procedure type	REG - Parliament's Rules of Procedure
Procedure subtype	Rules
Legal basis	Rules of Procedure EP 243-p1
Other legal basis	Rules of Procedure EP 165
Stage reached in procedure	Procedure completed
Committee dossier	AFCO/7/06093

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE473.959	08/03/2012	
Amendments tabled in committee		PE492.564	20/06/2012	
Committee opinion	ECON	PE487.919	04/07/2012	
Committee report tabled for plenary, single reading		A7-0281/2012	25/09/2012	Summary
Text adopted by Parliament, single reading		T7-0422/2012	20/11/2012	Summary

Additional information

Source	Document	Date
European Commission	EUR-Lex	

EP Rules of Procedure, Rule 70: interinstitutional negotiations in legislative procedures

2011/2298(REG) - 25/09/2012 - Committee report tabled for plenary, single reading

The Committee on Constitutional Affairs adopted the report by Enrique GUERRERO SALOM (S&D, ES) on amendment of Rule 70 of Parliament's Rules of Procedure on interinstitutional negotiations in legislative procedures.

The proposed amendments are as follows:

- It is specified that negotiations with the other institutions aimed at reaching an agreement in the course of a legislative procedure shall be conducted having regard to the Code of Conduct laid down by the Conference of Presidents. Such negotiations shall not be entered into prior to the adoption by the committee responsible, on a case-by-case basis for every legislative procedure concerned and by a majority of its members, of a decision on the opening of negotiations. That decision shall determine the mandate and the composition of the negotiating team.

- The mandate shall consist of a report adopted in committee and tabled for later consideration by Parliament. By way of exception, where the committee responsible considers it duly justified to enter into negotiations prior to the adoption of a report in committee, the mandate may consist of a set of amendments or a set of clearly defined objectives, priorities or orientations.
- The negotiating team shall be led by the rapporteur and presided over by the Chair of the committee responsible or by a Vice-Chair designated by the Chair. It shall comprise at least the shadow rapporteurs from each political group.
- Any document intended to be discussed in a meeting with the Council and the Commission ("trilogue") shall take the form of a document indicating the respective positions of the institutions involved and of possible compromise solutions and shall be circulated to the negotiating team at least 48 hours or, in cases of urgency, at least 24 hours in advance of the trilogue in question.
- After each trilogue, the negotiating team shall report back to the following meeting of the committee responsible. Documents reflecting the outcome of the last trilogue shall be made available to the committee. The committee responsible may update the mandate in the light of the progress of the negotiations.
- If the negotiations lead to a compromise, the committee responsible shall be informed without delay. The agreed text shall be submitted to the committee responsible for consideration. If approved by a vote in committee, the agreed text shall be tabled for consideration by Parliament in the appropriate form, including compromise amendments. It may be presented as a consolidated text provided that it clearly displays the modifications to the proposal for a legislative act under consideration.
- Where the procedure involves associated committees or joint committee meetings, Rules 50 and 51 shall apply to the decision on the opening of negotiations and to the conduct of such negotiations. In the event of disagreement between the committees concerned, the modalities for the opening of negotiations and the conduct of such negotiations shall be determined by the Chair of the Conference of Committee Chairs in accordance with the principles set out in those Rules.
- In addition, it is proposed to introduce a new Article 70a on the approval of a decision on the opening of interinstitutional negotiations prior to the adoption of a report in committee. Any decision by a committee on the opening of negotiations prior to the adoption of a report in committee shall be translated into all the official languages, distributed to all Members of Parliament and submitted to the Conference of Presidents.

EP Rules of Procedure, Rule 70: interinstitutional negotiations in legislative procedures

2011/2298(REG) - 20/11/2012 - Text adopted by Parliament, single reading

The European Parliament adopted a decision on the amendment of Rule 70 of Parliament’s Rules of Procedure on interinstitutional negotiations in legislative procedures.

The amendments adopted are as follows:

- It is specified that negotiations with the other institutions aimed at reaching an agreement in the course of a legislative procedure shall be conducted having regard to the Code of Conduct laid down by the Conference of Presidents. Such negotiations shall not be entered into prior to the adoption by the committee responsible, on a case-by-case basis for every legislative procedure concerned and by a majority of its members, of a decision on the opening of negotiations. That decision shall determine the mandate and the composition of the negotiating team.
- The mandate shall consist of a report adopted in committee and tabled for later consideration by Parliament. By way of exception, where the committee responsible considers it duly justified to enter into negotiations prior to the adoption of a report in committee, the mandate may consist of a set of amendments or a set of clearly defined objectives, priorities or orientations.
- The negotiating team shall be led by the rapporteur and presided over by the Chair of the committee responsible or by a Vice-Chair designated by the Chair. It shall comprise at least the shadow rapporteurs from each political group.
- Any document intended to be discussed in a meeting with the Council and the Commission ("trilogue") shall take the form of a document indicating the respective positions of the institutions involved and of possible compromise solutions and shall be circulated to the negotiating team at least 48 hours or, in cases of urgency, at least 24 hours in advance of the trilogue in question.
- After each trilogue, the negotiating team shall report back to the following meeting of the committee responsible. Documents reflecting the outcome of the last trilogue shall be made available to the committee. The committee responsible may update the mandate in the light of the progress of the negotiations.
- If the negotiations lead to a compromise, the committee responsible shall be informed without delay. The agreed text shall be submitted to the committee responsible for consideration. If approved by a vote in committee, the agreed text shall be tabled for consideration by Parliament in the appropriate form, including compromise amendments. It may be presented as a consolidated text provided that it clearly displays the modifications to the proposal for a legislative act under consideration.
- Where the procedure involves associated committees or joint committee meetings, Rules 50 and 51 shall apply to the decision on the opening of negotiations and to the conduct of such negotiations. In the event of disagreement between the committees concerned, the modalities for the opening of negotiations and the conduct of such negotiations shall be determined by the Chair of the Conference of Committee Chairs in accordance with the principles set out in those Rules.
- In addition, it is proposed to introduce a new Article 70a on the approval of a decision on the opening of interinstitutional negotiations prior to the adoption of a report in committee. Any decision by a committee on the opening of negotiations prior to the adoption of a report in committee shall be translated into all the official languages, distributed to all Members of Parliament and submitted to the Conference of Presidents.