Basic information

2012/2034(INI) INI - Own-initiative procedure	Procedure completed
Relations between the European Parliament and the institutions representing the national governments **Subject** 8.40.11 Relations with Member State governments and national parliaments	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
AFCO Constitutional Affairs	LAMASSOURE Alain (PPE)	20/12/2011
	Shadow rapporteur GURMAI Zita (S&D) DUFF Andrew (ALDE) HÄFNER Gerald (Verts/ALE) FOX Ashley (ECR) SCHOLZ Helmut (GUE/NGL) MESSERSCHMIDT Morten (EFD)	

European Commission

Commission DG	Commissioner
Secretariat-General	ŠEFČOVIČ Maroš

Key events

Date	Event	Reference	Summary
15/03/2012	Committee referral announced in Parliament		
14/10/2013	Vote in committee		
18/10/2013	Committee report tabled for plenary	A7-0336/2013	Summary
11/12/2013	Debate in Parliament		
12/12/2013	Decision by Parliament	T7-0599/2013	Summary
12/12/2013	Results of vote in Parliament		

12/12/2013	End of procedure in Parliament		

Technical information	
Procedure reference	2012/2034(INI)
Procedure type	INI - Own-initiative procedure
Procedure subtype	Initiative
Legal basis	Rules of Procedure EP 55
Stage reached in procedure	Procedure completed
Committee dossier	AFCO/7/08922

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE519.484	12/09/2013	
Amendments tabled in committee		PE519.769	30/09/2013	
Committee report tabled for plenary, single reading		A7-0336/2013	18/10/2013	Summary
Text adopted by Parliament, single reading		T7-0599/2013	12/12/2013	Summary

Relations between the European Parliament and the institutions representing the national governments

2012/2034(INI) - 18/10/2013 - Committee report tabled for plenary, single reading

The Committee on Constitutional Affairs adopted the own-initiative report by Alain LAMASSOURE (EPP, FR) on relations between the European Parliament and the institutions representing the national governments.

The committee noted that under the pressure of the crisis, the European Council has considerably aggrandised its role. By raising to European Council level matters normally dealt with at Council of Ministers level; it has gone beyond the crucial Treaty injunction that it has no legislative functions. Thus, the **temptation for the heads of state or government to resort to intergovernmental expedients** jeopardises the ‘Community method’, in breach of the Treaties.

Members believed that, in the light of the experience gained over these four years, there is a need to **improve and formalise the working relations between the European Council and Parliament**; this could take the form of either a joint statement or an interinstitutional agreement or an exchange of letters.

In order to strengthen the democratic nature of the decision-making process, **proper parliamentary scrutiny arrangements shall be implemented**.

The committee recommended the following:

- other than in cases of exceptional urgency, any meeting of the European Council should be preceded by a debate in Parliament, allowing the adoption of a resolution, with the President of the European Council coming to present the subjects on the agenda in person;
- Parliament and the European Council should organise their respective work so as to give to Parliament the opportunity to make known its opinion on these subjects in good time, and to allow the President of the European Council to report back after each meeting of the European Council in front of the plenary sitting;
- where an agreement is concluded between the representatives of Parliament and of the Council in the context of a legislative procedure, the European Council should not to raise the matter again;
- it called for Parliament’s timely involvement whenever the European Council initiates an action plan or a procedure likely to include a legislative dimension to be decided in cooperation with Parliament in a form appropriate to each case.

Members pointed out that the conclusions of the European Council are negotiating instructions for the Council of Ministers, and that in no case do they constitute red lines which cannot be negotiated with Parliament.

The European Council is called upon to state clearly, before the start of the European election campaign, how it intends, for its part, to respect the choice of European citizens in the appointment of the President of the Commission, in accordance with the Treaty on European Union, in the context of the consultations to be held between Parliament and the European Council.

Relations between the European Parliament and the institutions representing the national governments

2012/2034(INI) - 12/12/2013 - Text adopted by Parliament, single reading

The European Parliament adopted a resolution on relations between the European Parliament and the institutions representing the national governments.

Parliament noted that under the pressure of the crisis, **the European Council has considerably aggrandised its role**. By raising to European Council level matters normally dealt with at Council of Ministers level; it has gone beyond the crucial Treaty injunction that it has no legislative functions. Thus, the temptation for the heads of state or government to **resort to intergovernmental expedients** jeopardises the 'Community method', in breach of the Treaties.

On issues as crucial as **economic governance** or the **European banking supervisory authority**, the absence of formalised dialogue between Parliament and the European Council has prevented Parliament from fully playing its role as colegislator, as laid down in the Treaties.

As for the negotiations on the 2014-2020 multiannual financial framework, Parliament saw the legislative process as having been held to ransom as the legally required unanimity in the Council could only be achieved by pre-empting certain major policy choices in the regulations on the policies to be financed, which, in these areas, reduced Parliament's role to one of merely amending secondary provisions.

In the light of the experience gained over these four years, Parliament believed that there is a need to **improve and formalise the working relations between the European Council and Parliament**; this could take the form of either a joint statement or an interinstitutional agreement or an exchange of letters.

With a view to strengthening the democratic nature of the decision-making process, **proper parliamentary scrutiny arrangements** should be implemented. Parliament recommended the following:

- other than in cases of exceptional urgency, any meeting of the European Council should be preceded by a debate in Parliament, allowing the adoption of a resolution, with the President of the European Council coming to present the subjects on the agenda in person;
- Parliament and the European Council should organise their respective work so as to give to Parliament the opportunity to make known its opinion on these subjects in good time, and to allow the President of the European Council to report back after each meeting of the European Council in front of the plenary sitting;
- where an agreement is concluded between the representatives of Parliament and of the Council in the context of a legislative procedure, the European Council should not raise the matter again;
- Parliament's timely involvement whenever the European Council initiates an action plan or a procedure likely to include a legislative dimension to be decided in cooperation with Parliament in a form appropriate to each case.

Members pointed out that the **conclusions of the European Council** are negotiating instructions for the Council of Ministers, and that in no case do they constitute red lines which cannot be negotiated with Parliament.

The European Council is called upon to state clearly, before the start of the European election campaign, how it intends, for its part, to respect the choice of European citizens in the **appointment of the President of the Commission**, in accordance with the Treaty on European Union, in the context of the consultations to be held between Parliament and the European Council.