

## Basic information

2017/0165(NLE)

NLE - Non-legislative enactments

Council of Europe Convention on the manipulation of sports competitions with regard to matters related to substantive criminal law and judicial cooperation in criminal matters

### Subject

4.10.13 Sport

6.40.13 Relations with/in the context of international organisations: UN, OSCE, OECD, Council of Europe, EBRD

7.40.04 Judicial cooperation in criminal matters

Preparatory phase in Parliament

## Key players

European Parliament

Committee responsible	Rapporteur	Appointed
<span style="border: 1px solid red; padding: 2px;">LIBE</span> Civil Liberties, Justice and Home Affairs		

Former committee responsible	Former rapporteur	Appointed
<span style="border: 1px solid red; padding: 2px;">LIBE</span> Civil Liberties, Justice and Home Affairs		
<span style="border: 1px solid red; padding: 2px;">LIBE</span> Civil Liberties, Justice and Home Affairs		


Committee for opinion	Rapporteur for opinion	Appointed
<span style="border: 1px solid red; padding: 2px;">INTA</span> International Trade		
<span style="border: 1px solid red; padding: 2px;">IMCO</span> Internal Market and Consumer Protection	The committee decided not to give an opinion.	
<span style="border: 1px solid red; padding: 2px;">CULT</span> Culture and Education		

Former committee for opinion	Former rapporteur for opinion	Appointed
<span style="border: 1px solid red; padding: 2px;">INTA</span> International Trade	The committee decided not to give an opinion.	
<span style="border: 1px solid red; padding: 2px;">INTA</span> International Trade		

	<b>IMCO</b> Internal Market and Consumer Protection		
	<b>IMCO</b> Internal Market and Consumer Protection	The committee decided not to give an opinion.	
	<b>CULT</b> Culture and Education		
	<b>CULT</b> Culture and Education		
Council of the European Union			
European Commission	<b>Commission DG</b>	<b>Commissioner</b>	
	Education, Youth, Sport and Culture	NAVRACSICS Tibor	

Key events			
Date	Event	Reference	Summary
27/07/2017	Preparatory document	COM(2017)0386 	Summary

Technical information	
<b>Procedure reference</b>	2017/0165(NLE)
<b>Procedure type</b>	NLE - Non-legislative enactments
<b>Procedure subtype</b>	Consent by Parliament
<b>Legal basis</b>	Treaty on the Functioning of the European Union TFEU 082-p1 Treaty on the Functioning of the European Union TFEU 083-p1-a1 Treaty on the Functioning of the European Union TFEU 218-p6a
<b>Stage reached in procedure</b>	Preparatory phase in Parliament

Documentation gateway			
European Commission			
Document type	Reference	Date	Summary
Preparatory document	COM(2017)0386 	27/07/2017	Summary

Additional information
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Source	Document	Date
European Commission	EUR-Lex	

# Council of Europe Convention on the manipulation of sports competitions with regard to matters related to substantive criminal law and judicial cooperation in criminal matters

2017/0165(NLE) - 27/07/2017 - Preparatory document

PURPOSE: to conclude, on behalf of the European Union, of the Council of Europe Convention on the manipulation of sports competitions with regard to matters related to substantive criminal law and judicial cooperation in criminal matters.

PROPOSED ACT: Council Decision.

ROLE OF THE EUROPEAN PARLIAMENT: Council may adopt the act only if Parliament has given its consent to the act.

BACKGROUND: in order to respond to the challenge of **match-fixing**, a practice often linked to organised criminal networks operating on a global scale, the Council of Europe invited the parties to the European Cultural Convention in 2012 to begin negotiations for a Convention of the Council of Europe against the manipulation of sports results.

On 9 July 2014, the Ministers' Deputies of the Council of Europe adopted the **Convention on the Manipulation of Sports Competitions**. The Convention was opened for signature by the European Union and several Member States have signed it.

In March 2015, the Commission presented to the Council **two proposals** for the Council's decisions on the signing of the Convention on behalf of the Union:

- a proposal for a Council decision on the signing of the Convention on behalf of the Union with regard to **matters related to substantive criminal law** and judicial cooperation in criminal matters based on Articles 82 (1) and 83 (1) TFEU;
- a proposal for a Council decision on the signing of the Convention on behalf of the Union with regard to **matters not related to substantive criminal law** and judicial cooperation in criminal matters based on Articles 114 and 165 TFEU.

The Commission's proposals were last discussed in Coreper in November 2015. At this occasion the Presidency concluded that it would **not proceed with the file** until it had obtained the consent of all delegations.

Against this background, **the Union has not yet signed the Convention**.

The Commission considers that the signature of the Convention should be part of the Union's efforts to participate in the fight against match fixing in conjunction with other tools such as the forthcoming Commission initiative on betting-related match-fixing in line with the [2012 Commission Communication on online gambling](#).

The present proposal concerns the legal instrument concluding the agreement.

CONTENT: the Commission proposes that the Council approves, on behalf of the Union, the **conclusion of the Council of Europe Convention on the manipulation of sports competitions**.

The purpose of the Convention to combat the manipulation of sports competitions in order to **protect the integrity of sport and sports ethics in accordance with the principle of the autonomy of sport**. It does so by taking a number of measures that aim at preventing, detecting and sanctioning the manipulation of sports competitions.

In view of that purpose, the Convention also promotes international cooperation and sets-up a monitoring mechanism to ensure that the provisions laid down in the Convention are followed up.

The **legal bases** for this proposal for a decision should be Article 82(1) (judicial cooperation in criminal matters) and Article 83(1) (substantive criminal law) of the TFEU in conjunction with the Article 218(6) (a) of the TFEU.

The provisions of the Convention falling within the competence of the Union other than the provisions on substantive criminal law and judicial cooperation in criminal matters are subject of a [separate proposal](#) for a decision.