

Basic information

2017/0166(NLE)

NLE - Non-legislative enactments

Council of Europe Convention on the manipulation of sports competitions with regard to matters not 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

Preparatory phase in Parliament

Key players

European Parliament

Committee responsible

CULT

Culture and Education

Rapporteur

Appointed

Former committee responsible

CULT

Culture and Education

Former rapporteur

Appointed

CULT

Culture and Education

Committee for opinion

INTA

International Trade

Rapporteur for opinion

Appointed

IMCO

Internal Market and Consumer Protection

The committee decided not to give an opinion.

LIBE

Civil Liberties, Justice and Home Affairs

Former committee for opinion

INTA

International Trade

Former rapporteur for opinion


Appointed

INTA

International Trade

The committee decided not to give an opinion.

	IMCO Internal Market and Consumer Protection		
	IMCO Internal Market and Consumer Protection	The committee decided not to give an opinion.	
	LIBE Civil Liberties, Justice and Home Affairs		
	LIBE Civil Liberties, Justice and Home Affairs	The committee decided not to give an opinion.	
Council of the European Union			
European Commission	Commission DG	Commissioner	
	Education, Youth, Sport and Culture	NAVRACSICS Tibor	

Key events			
Date	Event	Reference	Summary
27/07/2017	Preparatory document	COM(2017)0387 	Summary

Technical information	
Procedure reference	2017/0166(NLE)
Procedure type	NLE - Non-legislative enactments
Procedure subtype	Consent by Parliament
Legal basis	Treaty on the Functioning of the European Union TFEU 165-p4 Treaty on the Functioning of the European Union TFEU 218-p6a Treaty on the Functioning of the European Union TFEU 114
Stage reached in procedure	Preparatory phase in Parliament

Documentation gateway			
European Commission			
Document type	Reference	Date	Summary
Preparatory document	COM(2017)0387 	27/07/2017	Summary
National parliaments			

Document type	Parliament /Chamber	Reference	Date	Summary
Contribution	PT_PARLIAMENT	COM(2017)0387	16/04/2018	

Additional information		
Source	Document	Date
European Commission	EUR-Lex	

Council of Europe Convention on the manipulation of sports competitions with regard to matters not related to substantive criminal law and judicial cooperation in criminal matters

2017/0166(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 not 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 Articles 114 TFEU (establishment and functioning of the internal market), Article 165 TFEU (sports) and in conjunction with the Article 218(6) (a) of the TFEU.

Some of the provisions of the Convention concern substantive criminal law and judicial cooperation in criminal matters fall within the scope of Part 3, Title V, of the TFEU. A [separate proposal for a decision](#) on these provisions is therefore proposed alongside this proposal.