


Procedure file

Basic information	
REG - Parliament's Rules of Procedure	2008/2027(REG)
EP Rules of Procedure, Rule 81: implementing measures	Procedure completed
Subject	8.40.01.08 Business of Parliament, procedure, sittings, rules of procedure

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	AFCO Constitutional Affairs		19/12/2007
		Verts/ALE FRASSONI Monica	

Key events			
13/03/2008	Committee referral announced in Parliament		
01/04/2008	Vote in committee		Summary
03/04/2008	Committee report tabled for plenary	A6-0108/2008	
08/05/2008	Results of vote in Parliament		
08/05/2008	Decision by Parliament	T6-0190/2008	Summary
08/05/2008	End of procedure in Parliament		

Technical information	
Procedure reference	2008/2027(REG)
Procedure type	REG - Parliament's Rules of Procedure
Procedure subtype	Rules
Legal basis	Rules of Procedure EP 237-p1
Stage reached in procedure	Procedure completed
Committee dossier	AFCO/6/59255

Documentation gateway					
Committee draft report		PE402.517	12/02/2008	EP	
Committee report tabled for plenary, single reading		A6-0108/2008	03/04/2008	EP	
Text adopted by Parliament, single reading		T6-0190/2008	08/05/2008	EP	Summary
Commission response to text adopted in plenary		SP(2008)3593/2	12/06/2008	EC	

The Committee on Constitutional Affairs adopted, by 19 votes to 1, a report drafted by Monica FRASSONI (Greens/EFA, I) on the on amendment of Rule 81 of Parliament's Rules of Procedure.

The amendment adapts the Rules of Procedure to the Interinstitutional Agreement between the European Parliament and the Commission on procedures for implementing Council Decision 1999/468 EC laying down the procedures for the exercise of implementing powers conferred on the Commission (please see ACI/2008/2002.) The amendment refers to paragraph 16 of the Agreement, which provides that., where the Regulatory procedure with scrutiny applies, the time-limit for scrutiny by the two branches of the legislature exceptionally starts to run when Parliament receives the final draft implementing measures in the language versions submitted to the members of the comitology- committee and not in all official languages. By virtue of the Council Decision 1999/468, such abbreviations of time-limits are only admissible when they are provided for in the basic act adopted in codecision by Parliament and Council and justified on grounds of efficiency or on imperative grounds of urgency. Where these conditions are not fulfilled, the Chair of the parliamentary committee concerned can object and thus return to the normal procedure.

The amended Rule 81 now provides that the time for scrutiny shall start to run when the draft of measures has been submitted to Parliament in all official languages. Where shorter time limits apply (Article 5a(5)(b) of Decision 1999/468/EC) and, in cases of urgency, (Article 5a(6) of Decision 1999/468/EC), unless the Chair of the parliamentary committee objects, the time for scrutiny shall start to run from the date of receipt by Parliament of the final draft implementing measures in the language versions submitted to the members of the committee established in accordance with Decision 1999/468/EC. Rule 138 shall not apply in this case.

EP Rules of Procedure, Rule 81: implementing measures

The European Parliament adopted, by 599 votes to 12 votes with 12 abstentions, a decision on the amendment of Rule 81 of Parliament's Rules of Procedure on implementing measures. The report had been tabled for consideration in plenary by Monica FRASSONI (Greens/ALE, IT) on behalf of the Constitutional Affairs Committee.

The amendment adapts the Rules of Procedure to the Interinstitutional Agreement between the European Parliament and the Commission on procedures for implementing Council Decision 1999/468 EC laying down the procedures for the exercise of implementing powers conferred on the Commission (please see ACI/2008/2002.)

Rule 81(4) now provides that, where the Regulatory procedure with scrutiny applies, the time for scrutiny shall start to run when the draft of measures has been submitted to Parliament in all official languages. Where shorter time-limits apply (Article 5a(5)(b) of Council Decision 1999/468/EC laying down the procedures for the exercise of implementing powers conferred on the Commission) and in cases of urgency (Article 5a(6) of Decision 1999/468/EC), the time for scrutiny shall, unless the Chair of the committee responsible objects, start to run from the date of receipt by Parliament of the final draft implementing measures in the language versions submitted to the members of the committee established in accordance with Decision 1999/468/EC. Rule 138 shall not apply in this case.