

Procedure file

Basic information		
NLE - Non-legislative enactments	2011/0815(NLE)	Procedure completed, awaiting publication in Official Journal
Treaty of Lisbon: concerns of the Irish people in the areas of right to life, family, education, taxation and military neutrality. Protocol		
Subject		
2.70 Taxation		
6.10.02 Common security and defence policy (CSDP); WEU, NATO		
7 Area of freedom, security and justice		
8.10 Revision of the Treaties, intergovernmental conferences		
Geographical area		
Ireland		

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	AFCO Constitutional Affairs		25/01/2012
		PPE RANGEL Paulo	
		Shadow rapporteur	
		S&D MOREIRA Vital	
		ALDE DUFF Andrew	
		EFD MESSERSCHMIDT Morten	
	Committee for opinion	Rapporteur for opinion	Appointed
	AFET Foreign Affairs		The committee decided not to give an opinion.
	ECON Economic and Monetary Affairs		The committee decided not to give an opinion.
	LIBE Civil Liberties, Justice and Home Affairs		The committee decided not to give an opinion.
Council of the European Union			
European Commission	Commission DG Secretariat-General	Commissioner BARROSO José Manuel	

Key events			
06/10/2011	Legislative proposal published	00092/2011	Summary
15/11/2011	Committee referral announced in Parliament		
20/03/2012	Vote in committee		
22/03/2012	Committee report tabled for plenary, 1st reading/single reading	A7-0064/2012	Summary
18/04/2012	Results of vote in Parliament		
18/04/2012	Decision by Parliament	T7-0124/2012	Summary
11/05/2012	Act adopted by Council after consultation of Parliament		

11/05/2012	End of procedure in Parliament		
------------	--------------------------------	--	--

Technical information	
Procedure reference	2011/0815(NLE)
Procedure type	NLE - Non-legislative enactments
Procedure subtype	Consultation of Parliament
Other legal basis	Rules of Procedure EP 159
Stage reached in procedure	Procedure completed, awaiting publication in Official Journal
Committee dossier	AFCO/7/07649

Documentation gateway					
Legislative proposal		00092/2011	06/10/2011	EUCO	Summary
Committee draft report		PE476.128	09/02/2012	EP	
Amendments tabled in committee		PE483.828	06/03/2012	EP	
Committee report tabled for plenary, 1st reading/single reading		A7-0064/2012	22/03/2012	EP	Summary
Text adopted by Parliament, 1st reading/single reading		T7-0124/2012	18/04/2012	EP	Summary
Document attached to the procedure		COM(2012)0198	04/05/2012	EC	Summary

Treaty of Lisbon: concerns of the Irish people in the areas of right to life, family, education, taxation and military neutrality. Protocol

PURPOSE: to revise the Treaties with respect to the inclusion of a Protocol on the concerns of the Irish people on the Treaty of Lisbon.

PROPOSED ACT: Draft Protocol on the concerns of the Irish people on the Treaty of Lisbon.

CONTENT: on 19 June 2009, the Heads of State or Government of the 27 Member States of the European Union, meeting within the European Council, adopted a decision on the concerns of the Irish people on the Lisbon Treaty on the right to life, family and education, taxation, and the security and defence.

The Heads of State or Government also stated that at time of the conclusion of the next Accession Treaty, they would set out the provisions of this Decision in a Protocol to be attached in accordance with their respective constitutional requirements, to the Treaty on the European Union and the Treaty on the Functioning of the European Union.

According to what was decided by the Heads of State or Government on 20 July 2011, the Irish Government submitted to the Council a draft for the revision of treaties with respect to the inclusion of a Protocol on the concerns of the Irish people on the Treaty of Lisbon.

The Draft under review reproduces the text of the decision of the Heads of State or Government. Its main elements are the following:

Right to life, family and education: the Protocol stipulates that nothing in the Treaty of Lisbon attributing legal status to the Charter of Fundamental Rights of the European Union, or in the provisions of that Treaty in the area of Freedom, Security and Justice affects in any way the scope and applicability of the protection of the right to life, the protection of the family in Article 41 and the protection of the rights in respect of education provided by the Constitution of Ireland.

Taxation: nothing in the Treaty of Lisbon makes any change of any kind, for any Member State, to the extent or operation of the competence of the European Union in relation to taxation.

Security and Defence: the draft Protocol stipulates, inter alia, the following points:

- the Union's common security and defence policy does not prejudice the security and defence policy of each Member State, including Ireland, or the obligations of any Member State;
- the Treaty of Lisbon does not affect or prejudice Ireland's traditional policy of military neutrality;
- any decision to move to a common defence will require a unanimous decision of the European Council. It would be a matter for the Member States, including Ireland, to decide, in accordance with the provisions of the Treaty of Lisbon and with their respective constitutional requirements, whether or not to adopt a common defence;
- the Treaty of Lisbon does not provide for the creation of a European army or for conscription to any military formation;
- it will be a matter for Ireland or any other Member State, to decide, in accordance with any domestic legal requirements, whether or not to participate in any military operation.

Treaty of Lisbon: concerns of the Irish people in the areas of right to life, family, education, taxation and military neutrality. Protocol

The Committee on Constitutional Affairs adopted the report drafted by Paulo RANGEL (EPP, PT) on the draft protocol on the concerns of the Irish people on the Treaty of Lisbon (Article 48(3) of the Treaty on European Union).

The Committee agrees with a European Council decision in favour of examining the proposed amendments to the Treaties.

Treaty of Lisbon: concerns of the Irish people in the areas of right to life, family, education, taxation and military neutrality. Protocol

The European Parliament adopted by 586 votes to 26, with 34 abstentions, a resolution on the draft protocol on the concerns of the Irish people on the Treaty of Lisbon (Article 48(3) of the Treaty on European Union).

Parliament agrees with a European Council decision in favour of examining the proposed amendments to the Treaties.

Treaty of Lisbon: concerns of the Irish people in the areas of right to life, family, education, taxation and military neutrality. Protocol

The Commission has delivered a favourable opinion on a draft European Council decision in favour of examining the proposed amendment of the Treaties concerning the addition of a Protocol on the concerns of the Irish people on the Treaty of Lisbon.