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Austrian *Nationalrat* and *Bundesrat*

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées: (Open ended text - Essay)

Austrian Parliament/ both Chambers

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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Because a reasoned opinion founded only on the principle of proportionality is not possible and therefore does not have any formal effect on starting the procedure envisaged by the subsidiarity protocol. However, the principle of proportionality is considered an integral part of the scrutiny procedure.

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Sometimes (approximately half of the time) / parfois (environ la moitié du temps)

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Governing majority SPÖ (S&D) and ÖVP (EPP):

Under the principle of subsidiarity, measures taken by the European Union may only go as far as is necessary to achieve a legitimate goal. Measures going beyond this point are without doubt reserved to the member states. The compliance with the principle of subsidiarity therefore necessarily involves a proportionality check.

Green party:

In the case of a given legal basis the chosen action must not be excessive. Therefore proportionality has to be controlled as well.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre

parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Governing majority SPÖ (S&D) and ÖVP (EPP):

The principle of subsidiarity should be of course one of the basic principles to consider for the national Parliaments. However, proposals for legislative acts by the Commission are very complex and the criterion for the national Parliaments can never be only the principle of subsidiarity. National Parliaments have expressed their political views far beyond the principle of subsidiarity only, the proportionality check is therefore an important part of the expression of the respective policy position.

Green party:

See 4.a. above.

5. Reasoned opinions submitted by national parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Governing majority SPÖ (S&D) and ÖVP (EPP):

See the last reasoned opinions expressed by the first and/or the second chamber in Austria. In particular, both chambers of Parliament have repeatedly pointed to procedural mistakes (e.g. no deliberations within the proposal on the subsidiarity principle) and exaggerated use of transfer of competences via delegated acts.

Green party:

Answer is no.

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single

answer)

No/Non

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Not Answered

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Yes/Oui

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Governing majority SPÖ (S&D) and ÖVP (EPP):

At the COSAC-meetings a discussion on experiences and common understanding of the application of the subsidiarity principle could be useful. It could also be useful – to foster coordination between parliaments – to include a summary or merits in the opinions. Possible guidelines may not restrict parliaments in their proceedings.

Green party:

Answer is no.

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

A formal presentation of the Commission's Work Programme has not taken place so far, but it is usually referred to when a member of the European Commission visits the Austrian Parliament.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

In 2011 six members of the European Commission paid a visit to the Austrian Parliament where they discussed topics of the EU agenda with Austrian MPs.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

Governing majority SPÖ (S&D) and ÖVP (EPP):

Besides the information on a written basis concerning the Commission Work Programme and the visits of the Members of the European Commission to keep up the political dialogue on their very special dossiers and the meetings organized by the Representation of the Commission in Austria (ex. Financial framework) the European Institutions should inform the National Parliaments in a more precise way on the effect of the opinions received by the National Parliaments. The suggestions in the last Contribution of the XLVII COSAC (i.e. allowing parliaments to invite representatives of the Commission to their committee meetings or give national parliaments the right to submit written questions to the Commission) should be further followed.

Green party:

Discussions with representatives of European Institutions in national Parliaments (personal and also by video conferencing).

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux
- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC
- Other, please give details:/ autres, veuillez donner des détails: Governing majority SPÖ (S&D) and ÖVP (EPP): See 3b and contact and information by the Representations of the Commissions in the Member states e.g. in the committee meetings. Green party: Same as governing majority plus "greater use made of video conferencing with Commissioners".

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC

- Other, please specify / autres, veuillez préciser Governing majority SPÖ (S&D) and ÖVP (EPP): Intensify the exchange of the Parliament's Permanent Representatives in Brussels (e.g.; give "early alerts" on certain proposals).

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Bring to the attention of the College of Commissioners / attirer l'attention du Collège des commissaires
- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

Yes/Oui

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Not Answered

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

Governing majority SPÖ (S&D) and ÖVP (EPP):

Following the Article 13, the role of the national parliaments and the European Parliament has still to be defined. The parliaments have to meet on a constant basis in order to discuss their special political positions on TSCG issues. Information on matters of the TSCG should to be submitted as quickly as possible to the national parliaments. The already existing bodies and meeting fora should be used for this purpose.

Green party:

Common meetings, video conferencing, hearings with experts.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

Governing majority SPÖ (S&D) and ÖVP (EPP):

See 2

However, a quick and reactive body with the relevant back up within the Parliaments would be an important step in getting really involved as quickly and effective as possible in these discussions. It is important that also the dialogue between the Commission and the Parliaments is ensured.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

Governing majority SPÖ (S&D) and ÖVP (EPP):

See 2 and 3

Green party:

Representatives of all groups of national Parliaments, of relevant NGOs, high representatives of all European Institutions, experts.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

No/Non

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Not Answered

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

Not Answered

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

Not Answered

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

The EU Committees of the Austrian Parliament have scrutinized various proposals within the scope of energy policy, such as COM(2011)169, COM(2011)885 and COM(2011)677, the latter dealing with energy infrastructure, but not with the one mentioned.

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication “Better governance for the single market” [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Belgian *Chambre des représentants*

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées: (Open ended text - Essay)

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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Although a strict reading of article 6 of Protocol 2 might suggest a difference between both principles inasmuch as only non-compliance with the subsidiarity principle leads to a reasoned opinion, these two principles are intrinsically linked to each other.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality

criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Always / toujours

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Logically, the proportionality check precedes the subsidiarity control as the first step to solve a problem is to determine the appropriate actions (= proportionality). Only then it is possible to determine the appropriate level at which these actions are to be undertaken (= subsidiarity).

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

See 4.a.

5. Reasoned opinions submitted by national parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2

du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Protocol 2 is limited to the formal aspects of a reasoned opinion whereas the latter's content is a strictly political matter.

See the Belgian House's reasoned opinions on COM(2011)0779 and COM(2012)0011.

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

Yes/Oui

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Upto now, these criteria have neither been stabilized nor standardized; moreover, a valid methodology to examine subsidiarity has yet to be developed.

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Yes/Oui

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Such guidelines should fully clarify the principles of subsidiarity and proportionality and their interpretations.

Indeed, some parliaments consider subsidiarity as a subjective (political) issue, whereas others

see it as a concept which needs to be objectified not only as far as the choice of the appropriate policy instrument is concerned (= proportionality) but also regarding the appropriate policy level which, in their views, is to be determined through policy analyses such as impact assessments (= ex-ante evaluation).

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

(after the coming into force of the Treaty of Lisbon)

On March 30th, 2011, Mr Šeřčovič presented the 2011 Commission Work Programme to the Federal Advisory Committee on European Affairs (DOC 53 1412/001).

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

(after the coming into force of the Treaty of Lisbon)

On February 16th, 2011, a representative of the European Commission presented the COM(2010)0776 document to the Federal Advisory Committee on European Affairs and to the Home Affairs Committees of the House and the Senate (DOC 53 1255/001).

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

Contacts between the European Commission and the national Parliaments could be strengthened through the organization of preparatory meetings to discuss politically important proposals.

An enhanced collaboration with the (European) Council regarding Member State related issues, such as agendas and CoRePer-decisions, would be welcome.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-il/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux
- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC
- Other, please give details:/ autres, veuillez donner des détails: E.g.: by organizing one meeting per year per former pillar or by organizing project driven meetings on politically important proposals.

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC
- Other, please specify / autres, veuillez préciser The representatives in Brussels may play a particularly important role in the co-ordination of the national Parliaments' replies to the Commission (e.g. their actions in the context of the COM(2012)130).

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC
- Other, please specify / autres, veuillez donner des détails

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

E.g. by holding meetings with the Commission in order to hear its comments on national Parliaments' reactions (reasoned opinions and reactions in the framework of the political dialogue). Moreover, it would be interesting if the Commission's replies reached us with less delay.

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Due to the Belgian institutional landscape, the treaty is to adopted by the regional Parliaments as well. Hence, it is quite impossible to determine any timetable. Still, the Federal Government wish the entire procedure to be completed by the end of the year.

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

By the creation of the foreseen inter-parliamentary forum.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

An inter-parliamentary conference modeled on the CFSP-Conference.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

6 MPs per Member State and 12 MEPs

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

The Warsaw EUSC agreed to also take on board the Member States that did not sign the treaty

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

No/Non

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Not Answered

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

Not Answered

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

Not Answered

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

On March 22nd 2012, an information file was submitted to the Economic Affairs Committee ut no further action was taken.

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Belgian Sénat

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées: (Open ended text -

Essay)

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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice -

Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single

answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Le principe de subsidiarité et le principe de proportionnalité sont indissolublement liés dans le Traité de Lisbonne. Bien que les protocoles concernés ne parlent que de la subsidiarité, ils

doivent être interprétés conformément au Traité. Ceci n'empêche pas que le principe de proportionnalité tombe aussi sous le dialogue politique avec la Commission européenne.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Rarely (approximately a quarter of the time) / rarement (environ un quart du temps)

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Voir question 2.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

5. Reasoned opinions submitted by national parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Not Answered

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

No/Non

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Not Answered

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Yes/Oui

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Une bonne base pour ces lignes directrices pourrait indiquer ce que la Commission souhaite y trouver au minimum (indication de violation du principe de subsidiarité, justification,...).

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Le Commissaire européen belge est invité au cours de la législature pour présenter le programme de la Commission.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

aucune

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de

renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

Cela pourrait se réaliser par des auditions au sein des commissions compétentes.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold

set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information

supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

L'avant-projet de loi a été soumis pour avis au Conseil d'Etat. Le dépôt au Sénat aura certainement lieu en automne.

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

Le Sénat ne s'est pas encore exprimé à ce sujet.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

Le Sénat ne s'est pas encore exprimé à ce sujet.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

Le Sénat ne s'est pas encore exprimé à ce sujet.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

No/Non

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Not Answered

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

Not Answered

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

Not Answered

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché

unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Bulgarian *Narodno Sabranie*

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées: (Open ended text - Essay)

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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Although Art. 5 of Protocol 2 on the application of the principles of subsidiarity and proportionality to the Treaty of Lisbon envisages that each draft legislative acts shall be justified with regard to both principles, in Art. 6 national parliaments are only given the possibility to express their concerns on the compliance of the draft in question with the principle of subsidiarity. The reasoned opinion, which actually entitles national parliaments with greater opportunity to influence the legislative process after the Lisbon Treaty, only covers the subsidiarity principle compliance check.

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Always / toujours

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Bulgarian Parliament scrutinizes separately the compliance of the draft in question with the principle of subsidiarity and proportionality. We consider that both principles should be treated on equal footing, which is regrettably not apparent from the provisions laid down in Protocol 2 to the Lisbon Treaty.

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

When scrutinizing the principle of subsidiarity, Art. 5 of Protocol 2 states that "The reasons for concluding that a Union objective can be better achieved at Union level shall be substantiated by qualitative and, wherever possible, quantitative indicators." This is why national parliaments need appropriate subsidiarity justification in the Explanatory Memoranda of the EC legislative proposals within the scope of the subsidiarity control mechanism.

If there is enough relevant data, national parliaments can easily assess the principle of proportionality in order to find out whether the draft legislative act exceeds what is necessary to achieve the objectives of the Treaties and whether it creates additional administrative or financial burden to the national and regional authorities, economic operators and citizens. For this reason in some of the Bulgarian Parliament's statements in the framework of the informal political dialogue, the national parliament finds that the draft act does not comply with the principle of proportionality, although the subsidiarity principle is observed. Such examples are the statements of the National Assembly on:

- the Draft Legislative Package for Multiannual Financial Framework 2014-2020, more specifically COM (2011) 510 and COM (2011) 511 regarding the system of own resources of the Union;
- the Proposal for a PNR Directive, COM (2011) 32
- the Proposal for a Regulation of the European Parliament and of the Council on a common European Sales Law, COM(2011) 635

5. Reasoned opinions submitted by national parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Not Answered

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single

answer)

Yes/Oui

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

There is no clear set of evaluation criteria on the principle of subsidiarity according to Protocol 2 to the Treaty of Lisbon which makes national parliaments elaborate on their own interpretation of the principle. To our view the old protocol on the application of the principles of subsidiarity and proportionality (1997) - Protocol (30) to the Treaty establishing the European Community provides a better ground for the subsidiarity checks.

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Yes/Oui

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

See answer to question 6a – the old protocol on the subsidiarity principle may be a sound basis for such guidelines. Another inevitable step is to analyze the practices in the Member States national parliaments regarding the approaches adopted in scrutinizing subsidiarity and to formulate some general recommendations. The Annual Reports from the European Commission on subsidiarity and proportionality in the framework of the Better Lawmaking are also a good starting point for the elaboration of such guidelines.

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information

supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

The issue of EC delegated powers when transposing EU legislation:

The Treaty of Lisbon has broadened the scope of the so called delegated acts (Art. 290 of the TFEU). It would be interesting to deliberate further on this issue in the framework of COSAC especially in the light of the application of the subsidiarity principle. Moreover, the more frequent referral to delegated acts in the basic proposal for legislative act raises some problems in the process of transposition of EU legislation by Member States in different policy sectors, such as the Common Agricultural Policy, the Common Fisheries Policy, the area of health protection and environment.

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

In 2011 the Committee on European Affairs and Oversight of the European Funds (CEAOEF) established the practice of having the European Commission Work Programme presented to the Bulgarian MP's at the beginning of the relevant year as part of the preparation of the National Assembly Annual Work Programme on EU Affairs.

In accordance with this tradition, in February 2011, the Bulgarian EU Commissioner Kristalina Georgieva, responsible for International Cooperation, Humanitarian Aid and Crisis Response, presented to the Bulgarian MPs, the main priorities of the EC Work Program for 2011.

Consequently, a year later (February 2012), the Vice-President of the European Commission

and EU Commissioner for Inter-Institutional Relations and Administration Maroš Šefčovič presented the priorities of the EC Work Programme for 2012 to the Bulgarian MPs. The aim of such approach is to foster a broad discussion among all stakeholders on the key national and European issues, resulting in the selection of the so called new dossiers – legal acts on which the national parliaments can exercise subsidiarity and proportionality control. In addition, such discussions help national MPs be more aware of the EU political priorities during the relevant year.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: *Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet:* (Open ended text - Essay)

Several times a year. When the European Commission defines a certain legislative proposal of key importance, the relevant EU Commissioner comes to present it to the national MPs. The following examples may be mentioned:

- December 2010 – the European Commissioner for Internal Market and Services Michel Barnier presented the Single Market Act;
- January 2011 – the European Commissioner on Taxation, Customs, Anti-fraud and Audit Algirdas Šemeta debated the issues on taxation (Financial transaction tax), good financial and economic governance and fraud control with the Bulgarian MPs;
- February 2011 – the European Commissioner, responsible for International Cooperation, Humanitarian Aid and Crisis Response Kristalina Georgieva, presented the key priorities of her portfolio, incl. the proposal for a better coordinated Civil Protection Mechanism, modernizing the Humanitarian Aid and the idea for a European Voluntary Humanitarian Aid Corps;
- February 2011 – the European Commissioner for Home Affairs Cecilia Malmström discussed with the national MPs the application of the Schengen acquis and the results achieved under the CVM;
- May 2011 – the European Commissioner on Climate Action Connie Hedegaard presented the European "Roadmap for moving to a low carbon economy in 2050"
- October 2011 – the European Commissioner on Budget and Financial Programming Janusz Lewandowski presented the EC proposals for the Multi Annual Financial Framework for the 2014-2020 period;
- February 2012 – the European Commissioner for Inter-Institutional Relations and Administration Maroš Šefčovič presented the Simplification Agenda for the new MFF, the policies to promote growth and unemployment, especially the aspects of tackling youth unemployment.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

Currently, the answers sent by the European Commission in response to the national parliaments contributions take too long (on average more than 6 months) which makes them already out-dated. The dynamics of the EU decision-making process require prompt reaction from EC side in order to leave room to national parliaments to counter-act.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-il/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(s) au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux

- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC
- Other, please specify / autres, veuillez préciser Closer contacts and exchange of information between the Committee on EU Affairs experts in national parliaments. In this regard, we welcome the initiative of the Danish Presidency to establish a network of national parliamentary experts on EU Affairs and its further development.

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for

reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Bring to the attention of the College of Commissioners / attirer l'attention du Collège des commissaires
- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

The ratification process is expected to be launched in the second half of the year.

Although Bulgaria is still not part of the Eurozone, the country supports the common European efforts to introduce stern fiscal rules in the national legislation of EU Member States, which shall guarantee stability, budget consolidation and predictability of the business environment.

Bulgaria stated its readiness to participate in the process of building a stronger economic union.

This was done by employing the possibility for States whose currency is not the euro, to apply in part the rules on budgetary discipline and economic coordination, before their accession to the eurozone and the removal of the derogation under Art. 139, paragraph 1 of the TFEU.

It was decided that Bulgaria's accession to the EU's Fiscal Compact shall be reached after a consultation with the national parliament. According to the adopted Decision (27 January 2012), Bulgarian Parliament supports the accession to the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union by the Republic of Bulgaria under the following conditions:

1.1 Republic of Bulgaria to implement the provisions of Title III of the Treaty after ratification by the National Assembly;

1.2 Republic of Bulgaria's participation in the Treaty does not lead to financial obligations thereof and commitments to harmonize its tax policy with the Contracting States;

1.3 Republic of Bulgaria will apply the Treaty in its entirety as from the date of its accession to the eurozone and the removal of Art. 5 of the Act concerning the conditions of accession of the Republic of Bulgaria and Romania and the adjustments to the treaties on which the European Union is founded.

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

As Bulgaria is not a member of the Eurozone, this issue has not yet been formally reviewed.

Nevertheless, we are of the opinion that representatives of national parliaments of the Member States which are not part of the Eurozone, should also take part in the future conference.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13

TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du

TSCG? (Open ended text - Essay)

See answer to Question 2.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

See answer to Question 2.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

The adoption of a coordinated approach to the development and modernisation of the energy infrastructure will contribute to ensuring uninterrupted energy supply and will raise the level of security and diversification of energy supplies, as well as the physical functioning of energy markets on a regional scale and their integration into the EU internal energy market.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

yes, a contribution / oui, une contribution

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

The Bulgarian Parliament welcomes the priorities of the Cyprus Presidency of the Council of the European Union in the sphere of energy policy and the outlined integrated approach to policies in the field of environment and climate change. In this regard, we welcome the efforts to reach agreement on the legislative proposal for development of the trans-European energy infrastructure before the end of 2012.

In the Statement, expressed by CEAOEF, the Bulgarian Parliament supports the suggested stable regulatory and financial framework (through the Connecting Europe Facility), the optimised permit granting procedures, the designation of trans-European priority corridors and projects of common interest with the participation of regional groups for cooperation. At the same time, we find it necessary that the gas and electricity infrastructure, is further developed in the region of South Eastern Europe. In this context, we prioritise the implementation of the interconnections with the neighbouring countries and the Southern Gas Corridor projects.

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

The full text of the Bulgarian parliament's Statement could be found at:

http://parliament.bg/pub/cW/201207261107033_Statement_Bulgarian%20Parliament_COM%202011%20658_en.pdf

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

Yes/Oui

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Yes, a Statement.

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

On 30 May 2012, the Committee on the European Affairs and Oversight of the European Funds has adopted a statement on the importance of the boosting of the potential for economic growth

of the EU Single Market in the context of its 20th anniversary:

http://parliament.bg/pub/cW/201206051253034.Statement_EN_Single_Market.pdf.

The statement draws the attention and calls for action in some of the areas, also addressed by the Commission in its Communication "Better governance for the single market". In particular, "CEAOEF calls for joint efforts at EU level focused on better use of the Single Market's untapped potential by removing the remaining obstacles, complying with its rules and turning it into an engine of growth. A source of concern in this vein is the fact that within the Single Market there are still in place restrictions on free movement of people, unjustified regulatory barriers and lack of full mutual recognition of professional qualifications. The market needs to become free and more flexible. This thesis is supported by the results of an array of surveys, analyses and studies. They all prove that, other terms equal, the removal of restrictions on labour force in all EU Member States will contribute to better functioning of the Single Market and to higher economic growth in Europe."

The Statement also tackles the issue on how to boost the overall competitiveness of the European Union by investing in the countries of Central and Eastern Europe (CEE). This investment is deemed to cause a two-fold effect: 1) supporting the economic convergence of CEE countries and consequently the integral growth of European economy, and 2) creating a win-win situation where, on the one hand, CEE countries benefit from the investments made in their economy, while, on the other hand, the richer Member States benefit from investing within the EU for through the returns obtained they will influence the overall competitiveness of the Union, hence their own competitiveness.

The statement reflects the position of the National Assembly and has been sent to the attention of the presidents of the European Parliament and the Commission in the framework of the informal political dialogue.

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Cypriot *Vouli ton Antiprosopon*

Parliament/Chamber / parlement/chambre

Please enter name of your Parliament/Chamber and contact details / Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées (Open ended text - Essay)

HOUSE OF REPRESENTATIVES OF THE REPUBLIC OF CYPRUS

Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Articles 5(3) and 5(4) of TEU provide that both these principles must be applied by the Union institutions according to Protocol (No2) which also refers to both principles. The fact that the Treaty provisions refer to the need to apply and respect both principles is a clear indication that a subsidiarity check should also involve a proportionality check. This leads to the conclusion that the principle of proportionality holds the same standing as the subsidiarity principle. If this was not the case, this would have been clearly stated in the Treaty or a reference to the proportionality principle would not have been included in Protocol (No2).

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Always / toujours

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

In a legal sense, the aim of each check is different. However, the compliance of a proposal with both principles is checked within the same framework. Also, in every EU legislative proposal, the European Commission justifies the choice of harmonising instrument, for purposes of ensuring that a proposal does not go beyond what is necessary in order to achieve the objectives pursued, thus complying with the principle of proportionality as well. This is a clear indication that, even if the principle of subsidiarity does not encompass proportionality, these principles are strongly related to each other and consequently a subsidiarity check should always entail a proportionality check, too.

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

This would pose an unnecessary restriction to the broadness of a subsidiarity check. In our opinion, excluding the use of proportionality criteria from a subsidiarity check would limit the rights vested to national Parliaments under the Lisbon Treaty.

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Not Answered

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

Yes/Oui

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

The elements of the subsidiarity criteria as well as the way they are assessed should be clarified. Also, in our opinion there should be a clarification with regard to the issues that should be included in or excluded from a reasoned opinion. Despite the wording of the relevant articles of the Treaty, the method used and the interpretation of the principle given by each Parliament seem to be different in many cases.

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Yes/Oui

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

With regard to the content of such guidelines, please see the answer to "a" above.

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

The European Commission Representation in Cyprus is invited by the Parliamentary Standing Committee on Foreign and European Affairs every year, in order to actively participate in the presentation of the Commission Work Programme.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

The European Commission Representation in Cyprus is very often invited by the Parliamentary Standing Committee on Foreign and European Affairs when examining specific EU proposals. In particular, within the last six months, the European Commission Representation in Cyprus was invited during the examination of a significant number of proposals, such as the legal measures included in the Economic Governance Package, the (Draft) Treaty on Stability, Coordination and Governance, the legislative proposals for a Directive and a Regulation regarding statutory audits, the Twelve Levers for the Development of the Single Market and the Euro Plus Pact.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

More frequent visits to national Parliaments, strengthening informal cooperation.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de

renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(s) au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux
- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Bring to the attention of the College of Commissioners / attirer l'attention du Collège des commissaires
- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your

Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposé l'instrument de ratification? (Open ended text - Essay)

According to Article 169 of the Cyprus Constitution, every international agreement with a foreign state or any international organization relating to commercial matters, economic cooperation (including payments and credit) and modus vivendi is concluded on the basis of a decision of the Council of Ministers.

Therefore, the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) will not be subject to ratification by the House of Representatives. The Treaty has already been concluded and signed on the basis of the decision taken by the Council of Ministers of the Republic of Cyprus on the 28th of February and on the 20th of April 2012. It was published in the Official Gazette of the Republic on the 29th of June.

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

The regular exchange of views and information between the national parliaments, as well as between the national parliaments and the European Parliament, through a forum that would involve the representatives of the relevant committees of the European Parliament and of the relevant committees of national parliaments, would facilitate an effective parliamentary oversight of the issues arising from the implementation of TSCG.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

The forum could take the form of an interparliamentary meeting involving the participation of the representatives of the finance/budgetary committees of the national parliaments, as well as of

the Committee on Economic and Monetary Affairs of the European Parliament. The existing structures could be utilized, such as the meetings of the Chairpersons of Finance/Budgetary Committee of national parliaments. The frequency of these meetings could be changed so that the meetings are realized on a systematic basis, on dates that could best promote the effective parliamentary oversight of the issues arising from the TSCG.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

The composition should be such that would ensure the balance in the involvement between the national parliaments and the European Parliament.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

In part / partiellement

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Although the said proposal is under scrutiny by the Parliamentary Committee of Foreign and European Affairs, the said Committee has not yet formulated its final position concerning the said proposal. The Committee, agrees on the broader objectives pursued by the proposal, namely the strengthening of energy security through the modernization and completion of the trans-European Energy infrastructure which, in turn will provide the necessary impetus to complete the internal energy market of the EU. The Committee considers the said proposal as one of particular importance to Cyprus and the EU as a whole since the further development of the trans-European energy networks will provide effective access to energy resources across all member states. The said proposal is of particular importance to member states which are geographically isolated from central Europe since the trans-European Energy infrastructure will provide access to the EU internal energy market. Furthermore, through the trans-European energy networks, member states can have access to surplus renewable energy produced in other member states, further facilitating the cutting of carbon emissions. During the examination of the said proposal, some of the issues of particular concern to the Committee involved: (a) the regulatory treatment of projects of common interest (PCI's) in the field of electricity and gas (b) the apportioning of cost according to the benefits of each project whilst at the same time ensuring that the return of each project is consistent with the investment risk undertaken (c) the eligibility of projects of common interest (PCI's) for financial assistance from the EU and (d) issues related to the streamlining of the permit granting procedures for such projects in order to shorten and simplify them without hindering the participation of the public, or the protection of the environment, which are further analysed in the answers to question 3, below.

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

No/Non

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

Not Answered

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

- (i) Whether the proposed legislation affords adequate protection to the environment whilst promoting the development of trans-European energy networks / La législation proposée assure-t-elle une protection adéquate de l'environnement tout en promouvant le développement de réseaux transeuropéens d'énergie ?
- (ii) Whether the proposed regulation adequately addresses transparency and effective participation of the public during consultations for a proposed infrastructure project, in the light of the time constraints imposed by the "fast track" permit granting procedure / Le règlement proposé traite-t-il de façon adéquate les transparence et de participation effective du public lors des consultations à propos d'un projet d'infrastructure proposé, à la lumière des contraintes de temps par la procédure accélérée?
- (iii) Whether a reorganization of the permit granting process in your country will be needed in order to enable decisions within the time constraints imposed by the regulation, especially in cases where multiple authorities are engaged / Une réorganisation de la procédure d'octroi de permis dans votre pays sera-t-elle nécessaire afin de permettre la prise de décisions dans les délais imposés par le règlement, en particulier dans les cas où plusieurs autorités sont impliquées?
- (iv) Whether your parliament has any objections with regard to the rules set out by the proposed regulation concerning the eligibility of projects of common interest (PCI's) for financial assistance from the EU / Votre parlement a-t-il des objections à propos des règles définies par le règlement proposé concernant l'éligibilité de projets d'intérêt commun (PIC) à l'aide financière de l'UE ?

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

Concerning the first question, following the examination of the said proposal, the Parliamentary Committee on Foreign and European Affairs, considers that the regulation generally affords

satisfactory protection of the environment through numerous provisions included in the regulation that concern the protection of the environment, notably with regard to the criteria for projects of common interest, the provisions for affording of priority status to projects of common interest in line with the provisions of the environmental impact assessment directive, as well as in the provisions relating to the enabling of investments with cross-border impacts, where in deciding on the allocation of costs across borders, the environmental costs and benefits of the project in question are taken into account. Moreover, the Committee noted the inclusion of provisions regarding the protection of the environment in Annexes III, IV, and V of the regulation concerning the regional identification of PCI's, the rules and indicators concerning criteria for projects of common interest and the energy system-wide cost-benefit analysis. During the examination of the said proposal, the Committee duly noted the Commission's pledge that the measures to promote the expansion and modernization of Europe's energy infrastructure will in no way undermine the EU's legislation in the field of environmental protection.

Regarding the second question, during the examination of the legislative proposal on the trans-European energy infrastructure, the Committee considered the issues of transparency and effective participation of the public during consultations for a proposed infrastructure project. The Committee considers that the provisions included in the proposed regulation concerning transparency and effective participation of the public during the consultations for a PCI are generally adequate. However, it is concerned by the time constraints imposed by the "fast track" permit granting procedure proposed in the Regulation and whether effective consultation of the public can be achieved within such a short time frame. The Committee recognized that an effective balance must be struck between the need to realize investments in the field of trans-European energy networks which are essential if the EU is to meet the targets set in its 2050 roadmap and the need to ensure as wide public acceptance of these projects as possible.

In reply to the third question, during the examination of the proposed regulation, the Committee identified a need to simplify and speed up the permit granting process in Cyprus if the time constraints proposed by the regulation for permit granting of PCI's are to be met. In response to a question addressed by the Committee to the Executive on whether any steps are being taken to speed up the permit granting process, the government responded that there may be a need to restructure or reorganize the said procedures in order to meet the time constraints proposed by the regulation. To this end, the Executive informed the committee that a special team of technocrats from the various ministries and services involved in the permit granting process has already been created, which is entrusted with the task of reviewing the said process and making suggestions as to how permit granting can be streamlined.

With regard to the fourth question, during the examination of the proposal by the Parliamentary Committee on Foreign and European Affairs, the Cyprus government stated that many of its comments and suggestions concerning the criteria on the selection of PCI's were taken into consideration. Although the Committee generally considers the criteria for the selection of PCI's listed in article 4 of the proposed regulation as satisfactory, it supports the view expressed by the Cyprus government that the reference to the lifting of the isolation of at least one member state from the energy market of the EU should also be included in paragraph 4 of article 4 as well as in paragraph 2 of article 15, concerning the eligibility of projects for Union financial assistance.

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

49) 1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Although the said proposal has not yet been examined by the Parliamentary Standing Committee of Foreign and European Affairs of the House of Representatives, this does not preclude its future examination by the said Committee.

Czech *Poslanecká sněmovna*

Parliament/Chamber / parlement/chambre

Please enter name of your Parliament/Chamber and contact details / Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées (Open ended text - Essay)

Chamber of Deputies of the Parliament of the Czech Republic

Committee for European Affairs

Sněmovní 3

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Lenka Mozgová

Secretary of the Committee

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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

Yes/Oui

3 If yes, why? Si oui, pourquoi? (Open ended text - Essay)

We consider both principles of equal importance, in our opinion they are complementary.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Always / toujours

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

We consider both principles of equal importance, in our opinion they are complementary.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

We consider both principles of equal importance, in our opinion they are complementary.

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis

motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Not Answered

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

In our opinion it is not possible to choose either "yes" or "no" since the respective deliberation is always matter of political consideration.

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

No/Non

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Not Answered

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

No/Non

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

This year it was for the first time. The CWP was presented at the session of the EU Affairs Committee by Mr J. Michal, Head of the EC Representation to the Czech Republic.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Not very often.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

No/Non

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

Not Answered

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

No/Non

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(s) au sein du dialogue politique? (Choice - Multiple answers)

Not Answered

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

No/Non

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

Not Answered

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

No/Non

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

Not Answered

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité

sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Czech Republic did not signed the TSCG.

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

Committee for European Affairs adopted on 5th April 2012 the resolution No. 216 on the Article 13 TSCG which mainly states that the respective interparliamentary conference should involve all 27 National Parliaments.

The resolution in Czech language:

Parlament České republiky

POSLANECKÁ SNĚMOVNA

2012

6. volební období

216.

USNESENÍ

výboru pro evropské záležitosti

z 27. schůze konané dne 5. dubna 2012

k čl. 13 Smlouvy o stabilitě, koordinaci a řízení v hospodářské a měnové unii

Výbor pro evropské záležitosti Poslanecké sněmovny Parlamentu České republiky po zdůvodnění předsedy výboru Jana Bauera a po rozpravě

1. připomíná usnesení loňské Konference předsedů národních parlamentů zemí EU, která přivítala návrh předsedy Národního shromáždění Francie vytvořit meziparlamentní rozpočtovou konferenci složenou z předsedů příslušných výborů národních parlamentů

a Evropského parlamentu;

2. připomíná, že Poslanecká sněmovna dlouhodobě zdůrazňuje význam parlamentní diplomacie, která umožňuje prezentaci širokého spektra názorů a zapojení parlamentní opozice do diskuse;

3. připomíná, že Česká republika připravuje na národní úrovni kroky, které jsou v souladu se základními principy smlouvy, jde zejména o přijetí ústavního zákona o rozpočtové kázní a odpovědnosti, a o vytvoření Národní rozpočtové rady, která bude ověřovat výdajové rámce rozpočtu a návrhy ovlivňující rozpočet;

4. se domnívá, že vytvoření meziparlamentní rozpočtové konference plnohodnotně zapojující pouze smluvní strany smlouvy by bylo v rozporu se záměrem minulé Konference předsedů, která podpořila meziparlamentní rozpočtovou konferenci jako otevřené fórum všech členských zemí EU;

5. doporučuje vytvoření meziparlamentní rozpočtové konference všemi členskými zeměmi Evropské unie, bez ohledu na jejich aktuální postoj ke smlouvě.

Josef Šenfeld v. r. Jan Bauer v. r.

ověřovatel výboru předseda výboru

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

So far no opinion.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

So far no opinion.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-

t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

No/Non

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Not Answered

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

Not Answered

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

Not Answered

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text -

Essay)

Not Answered

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication “Better governance for the single market” [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Czech Senát

Parliament/Chamber / parlement/chambre

Please enter name of your Parliament/Chamber and contact details / Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées (Open ended text - Essay)

Senate of the Parliament of the Czech Republic

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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

The Lisbon Treaty (Protocol No. 2) clearly defines the procedures for triggering yellow/orange cards in case of breach of the subsidiarity principle. Nonetheless, there is no such procedure envisaged as for the proportionality principle. Thus, under the Lisbon Treaty, these two principles do not hold the same standing. Nevertheless, compliance of draft legislative acts with both principles is thoroughly scrutinized in the Czech Senate.

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Other, please specify / autres, veuillez préciser The Senate always takes into consideration both subsidiarity and proportionality when scrutinizing the Commission's proposals. However, it does not consider proportionality a part of the subsidiarity check, i.e. it does not issue a reasoned opinion on the grounds that there is a breach of the principle of proportionality. Any concerns regarding the compliance of the proposal with the principle of proportionality are addressed by means of the political dialogue.

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

As stated above, compliance of draft legislative acts with both principles is thoroughly scrutinized in the Czech Senate. Nevertheless, the Senate is well aware of the fact that a reasoned opinion may only be issued in cases of breach of subsidiarity principle.

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

It is not always easily discernible, whether a certain concern regarding a legislative proposal amounts to a breach of the principle of subsidiarity, or rather the principle of proportionality. Therefore, attempts at a strict delimitation of both principles may undermine the effectiveness of the subsidiarity check and make it hardly apprehensible for the national parliaments. Conclusions that may be drawn from this are mentioned in the answer to Question 5 of this Chapter.

On a general note, performing a proportionality check may actually be easier and more tangible for the national parliaments than the subsidiarity check. National parliaments are in a perfect position to assess the impact of the proposed measures upon the existing national law and may raise a point e.g. if the measure is unnecessarily invasive towards national law or conflicts with constitutional identity and traditions of the Member State while, at the same time, the aim of the proposed measure may be achieved as well in a more moderate way complying with the principle of proportionality. Therefore, it would be logical and practical, if the national parliaments could submit a reasoned opinion also in case of breach of the principle of proportionality, but the Protocol No. 2 does not allow for it. Remarks from national parliaments regarding the compliance of the proposals with the proportionality principle could contribute to the quality of EU lawmaking and, if taken into account, could prevent later problems with the implementation of the EU legal acts in the individual Member States.

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

The interpretation of the subsidiarity check by the national parliaments is different. It is possible that in some cases and some national parliaments, the reasoned opinion is based on a broad interpretation of the subsidiarity check. However, the principle of subsidiarity has a general and abstract nature. It is not a strict and clear legal concept. During the scrutiny of legislative proposals, subsidiarity concerns may partly overlap with concerns regarding the compliance with the principles of conferral and proportionality. Therefore, the Senate is of the opinion, that the principle of subsidiarity should be construed rather broadly than narrowly for the purpose of subsidiarity check. In cases, where it may be disputed, whether a reasoned opinion fulfills the criteria of Protocol No. 2, the expressed (and reasoned) view of the submitting parliament, that the proposal does not comply with the principle of subsidiarity, should be deciding. Such an approach would also be in accord with other general principles of EU law, namely the effectiveness principle (effet utile), which requires that EU law is interpreted so as to guarantee its fullest effect.

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

Yes/Oui

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

The Senate would welcome a structured exchange of information on best practices regarding the criteria of subsidiarity scrutiny used by national parliaments. From the Senate's point of view, the basic criteria are: (1) Scrutiny concerns draft legislative act, (2) reasoned opinion is only issued in cases of breach of subsidiarity principle, (3) the arguments for the conclusion that the draft legislative act in question is in breach of subsidiarity principle are given (so that the opinion is reasoned indeed). Beyond these requirements, it should be left to national parliaments, to adopt their own way of dealing with subsidiarity (e.g. political v. legal approach).

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Yes/Oui

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

As expressed above, there are some basic requirements which should be respected by all national parliaments when applying provisions of Protocol No. 2 on subsidiarity (see the answer to previous question). Beyond this, the guidelines could offer some best practices regarding procedures established in national parliaments.

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes
- Other, please give specific examples if any / autres, veuillez donner d'éventuels exemples concrets We regard also pre-legislative consultation of specific proposals as an important part of the political dialogue. As a good example could serve the informal meeting between national parliaments and DG Home Affairs concerning the parliamentary control of Europol from 20th of April 2012.

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Unfortunately, it never happened.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

There is no regular scheme for visits of European Commission (on level of commissioners or officials) in the Czech Senate. Approximately once or twice a year visit by a commissioner/EC official takes place in the Czech Senate. On this occasion, a newly proposed draft/EC initiative may be presented (e.g., last year it happened with the FTT proposal).

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

There is of course vital interest in political dialogue with the European institutions. It could be pre-legislative consultations, presentation of EC annual work programme as well as informal discussions between national parliaments' representatives and EC etc.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives

stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux
- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC
- Greater use made of video conferencing with Commissioners / plus grande utilisation de la vidéoconférence avec les commissaires

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

N/A

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

We are not quite sure about the aim of this question. However, in the opinion of the Senate, the very existence of an inter-parliamentary dimension of the TSCG will contribute significantly to the democratic legitimacy of economic governance in the EU.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

COSAC or a similarly structured body would be the most appropriate forum.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

The composition of the forum should be the same as the composition of COSAC, i.e. the same number of delegates from each national parliament and the European Parliament. National budgetary policies – the core of sovereign statehood and parliamentary democracy – are the main subject matter of the TSCG. Therefore it is important that the national parliaments play a dominant role in the inter-parliamentary cooperation related to TSCG and are represented appropriately. The “relevant committees” representing individual national parliaments and the European Parliament should be selected by each parliament individually. In the opinion of the Senate, the national parliaments should be represented by economic and budgetary committees.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Although the Czech Republic has not signed the TSCG, it may accede to it in the future. In February 2012, the Senate has adopted a resolution recommending to the government that the Czech republic accedes to the TSCG. Therefore, the Senate would like to share its opinion on the form of inter-parliamentary cooperation within the framework of TSCG, despite the CR not being a contractual party.

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

In part / partiellement

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

The Senate adopted a resolution on the whole package of documents connected with the Proposal for a Regulation establishing the Connecting Europe Facility (including the abovementioned Regulation). Concerning the energy issues, the Senate:

- Supports the development of a modern and efficient network infrastructure that is crucial for smooth functioning of the EU internal market, harnessing of its potential, strengthening of the EU competitiveness and energy security;
- Understands, therefore, the European Commission's efforts to channel more funds into the development of the trans-European networks;
- Rejects the transfer of funds from the Cohesion Fund in favour of the Connecting Europe Facility (CEF) given the still significant deficit of cohesion states as regards their domestic infrastructure the construction of which is co-financed by the Cohesion Fund;
- Invites the Commission to consider adjusting the acquis with the aim to simplify and speed up the process of infrastructure projects approvals;
- Supports using the CEF funds for transport solutions for fuels and energy across the territory and networks of the Czech Republic.

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

yes, a contribution / oui, une contribution

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

See above.

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

Senate's resolution did not address any of these issues.

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Danish *Folketing*

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: **Veillez entrer le nom de votre Parlement/Chambre et vos coordonnées:** (Open ended text - Essay)

Danish Parliament, Folketinget

Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

No/Non

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

We do not consider proportionality systematically, but it is discussed from time to time. Legally speaking the principle of proportionality is excluded from the subsidiarity check conducted by national parliaments under article 5, 6 and 7 of the Protocol on the application of the principles of subsidiarity and proportionality.

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Other, please specify / autres, veuillez préciser – very rarely, from time to time only.

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Proportionality is considered when relevant.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2

du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

No/Non

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Reasoned Opinions from the Folketing focuses - as strictly as possible - on pointing out breaches of the Principle of Subsidiarity. Opinions of a more political nature are submitted to the European Institutions as letters or within the political dialog.

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

No/Non

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Not Answered

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

No/Non

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information

supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

In 2007 and 2008 we arranged for a public presentation of the Commissions Work Programme and Political Strategy in the Danish Parliament. The presentation was held by the Danish Commissioner and the Danish Minister of Foreign Affairs
2008. However, the European Affairs Committee decided not to continue the presentations in this form, but to have an annual discussion of the Work Programme with the Minister of Foreign Affairs instead.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

The European Affairs Committee and/or other standing committees receive visits from Commissioners approximately 5 times a year. Relevant legislative proposals are presented by the commissioners at these occasions.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

The Protocol on the application of the Principles of Subsidiarity gives national parliaments an option for rejecting a legislative proposal. More focus could be put on how national parliaments can contribute in a positive way to the European Institutions' formulation of new policies. However, important steps in this direction were taken with COSAC's Copenhagen Copenhagen Contributions (see answer to question 4C for elaboration)

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(s) au sein du dialogue politique? (Choice - Multiple answers)

- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Greater use made of video conferencing with Commissioners / plus grande utilisation de la vidéoconférence avec les commissaires
- Other, please give details:/ autres, veuillez donner des détails: Implementation of the proposals for a strengthened political dialog decided in COSAC's Copenhagen Contributions: 1) Commission response to written inquiries from national parliaments regarding legislative proposals, 2) reference to opinions from national parliaments in legislative proposals and 3) high level presentation of the Commissions Annual Growth Survey in National Parliaments upon request.

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC
- Other, please specify / autres, veuillez préciser 1) Exchange of information between members of Parliaments in the margins of COSAC or other inter parliamentary conferences. & 2) Keep IPEX database updated with short summaries of reasoned opinions in English.

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received

by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Bring to the attention of the College of Commissioners / attirer l'attention du Collège des commissaires
- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

Yes/Oui

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Not Answered

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

First and foremost national parliaments individually need to engage in a closer political dialogue with the European Commission on issues related to the new closer economic cooperation within the Fiscal Compact and the European Semester.

This closer cooperation could be based on the strengthened political dialog agreed in the Copenhagen Contributions of COSAC.

An inter parliamentary conference based on article 13 could be a valuable supplement to this closer cooperation in terms of exchange of best practises between national parliaments and the European Parliament regarding parliamentary scrutiny of the fiscal policies pursued by national governments and the Commission.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

In order not to launch any new institutions for this purpose, the forum for discussions of budgetary policies and other issues covered by TSCG should preferable be conducted within the frames of COSAC by inviting members of the relevant committees (e.g. finance and budgetary committees) in the national parliaments and the European Parliament to participate in these discussions.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

Folketinget finds that equality between national parliaments and the European Parliament should be the guiding principle for the composition of inter parliamentary conferences in general.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

In part / partiellement

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Please see answer to question 3 in this section.

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou

adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

No/Non

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

No opinion submitted to the EU institutions – but an oral negotiation mandate was presented by the government and accepted by the Parliament. Please see answer to question 3 in this section for a description of content.

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

On 8 June 2012 the European Affairs Committee supported the Government's proposal for a negotiation mandate with regard to the proposal for a regulation on Trans European Energy Infrastructure.

In the negotiation mandate it laid down that.

The Government should generally support the Commission's draft regulation with particular emphasis on the following four points:

1. That the infrastructure package should support the European Union's Roadmap for moving to a competitive low carbon economy in 2050, including a higher priority of green elements which may contribute to achieving both the 2020 goals and the 2050 objectives.
2. That investments in energy infrastructure in the outset must be driven by the Market, so as to allow that it is only a limited number of strategic projects of regional interest – particularly with a view to integrating sustainable energy and supply security – that can receive aid.
3. That the selection of projects should be based on cost-benefit studies and a socio-economic approach at the regional level and as far as possible include relevant local alternatives and a European perspective.
4. It is important that the proposal does not create new substantial administrative burdens –

given the useful experience from the non-bureaucratic cooperation we have had in developing the Nordic electricity Market.

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication “Better governance for the single market” [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

Yes/Oui

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

No

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Dutch *Eerste Kamer*

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées: (Open ended text - Essay)

Eerste Kamer der Staten-Generaal

Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

The Senate has a history of scrutinizing EU legislative proposals on their legal basis, on the principle of subsidiarity and the principle of proportionality. Although the Senate considers these three elements as different criteria on which the proposal is reviewed, it nevertheless considers all three criteria to be interlinked.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Always / toujours

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

The Senate considers proportionality as a component of the subsidiarity test. It sees proportionality as one of the three separate criteria on which a proposal is reviewed. However there is some overlap when applying the principles. E.g., even if the principle of subsidiarity is met, this does not justify all types of regulation. The choice of a specific form of regulation might lead to a breach of the subsidiarity principle.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

See reply to question 2 and 4.

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

No/Non

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

According to the Senate it is not possible to exclude the principles of legality and proportionality when applying a subsidiarity check. Moreover Protocol 2 also pertains to proportionality. Thus article 6 (and onwards) should be applied in the spirit and wording of the preceding articles and the Title of Protocol 2.

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

No/Non

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

The Senate is open to discussions, but is not in favour of a clarification that entails a restriction of the interpretation of subsidiarity check criteria.

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

No/Non

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

It is unclear what is meant by 'to improve the effectiveness of subsidiarity checks' (e.g. in order to reach the threshold?; to improve the scope of the subsidiary criteria?; to improve the quality of the motivation...?). The Senate is open to discussing practical tools and guidelines as a means, as long as these do not pertain to the interpretation of the subsidiarity check as such or hamper an integral scrutiny of proposals.

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

The Senate (and also The Staten-Generaal as a whole) has a long history in reviewing EU legislating proposals and has therefore gained great experience in applying subsidiarity checks.

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Twice, in 2010 the Commission Work Programme was presented by Maroš Šefčovič and in 2012 by Neelie Kroes.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Once, upon request the senators received further technical information regarding data protection proposals COM(2012)10 and COM(2012)11.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

Improved responses to ROs by the European Commission in terms of a timely response and in terms of replies forming and continuing a true dialogue.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux
- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC
- Other, please give details:/ autres, veuillez donner des détails: - a role for the representation of the EC in the Member States

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC

- Other, please specify / autres, veuillez préciser The Senate is in favour of closer cooperation between national parliaments, although would rather see this cooperation strengthened before the deadline for reasoned opinions, e.g. through the IPEX-website.

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Bring to the attention of the College of Commissioners / attirer l'attention du Collège des commissaires
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC
- Other, please specify / autres, veuillez donner des détails - direct discussions with Commissioners and technical briefings from EC.

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Answer to question 4a: Yes (but we do not consider that to be the official 'political dialogue')

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

The ratification bill has been submitted to the Lower House (Tweede Kamer) by the government. As soon as it is approved by the Tweede Kamer, it will be debated by the Senate (Eerste Kamer).

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

This issue has been discussed during the 'Algemene Europese Beschouwingen' (a yearly debate on the EU/Council of Europe and the government's policy for Europe) and is likely to be discussed when the ratification bill will be debated in the Senate. The President of the Senate has, on the occasion of the meeting of the Association of European Senates in Paris on 16 March, asked for clarification on the scope article 13 TSCG and stressed the primary role of national parliaments in budgetary affairs.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

This question is likely to be discussed when the ratification bill will be debated in the

Senate.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

This question is likely to be discussed when the ratification bill will be debated in the Senate and when it is clear what the appropriate forum should be for such discussions.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

No/Non

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Not Answered

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

No/Non

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

Not Answered

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market

legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

Yes/Oui

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

no/not yet (scrutiny is in progress: the Standing Committee for Economic Affairs, Agriculture and Innovation will decide 11 September 2012 whether an opinion will be submitted).

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Dutch Tweede Kamer

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées: (Open ended text -

Essay)

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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice -

Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single

answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Although the two principles are often mentioned together, the protocol indicates that national parliaments only have the right to consider subsidiarity in a reasoned opinion. This allows for subsidiarity to have a different standing.

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Always / toujours

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

The two principles, although heavily connected, have different meanings and can be dealt with separately – as is now the case in the reasoned opinions. However, both principles (and the chosen legal base of the proposal) are in such a way interlinked that it is sometimes hard to explain an objection on the basis of subsidiarity without referring to the principle of proportionality or legality as well.

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Although the proportionality argument cannot be used in a Reasoned Opinion, the House of Representatives in the Netherlands always considers both principles in any new Commission proposal and would be in favour of adding the criterion of proportionality – and of legality – as an official review criterion for a reasoned opinion. The separation of these principles, for which the reason remains unclear, has always been unnatural and not logical. It is strange that art. 1 in Protocol 2 indicates that 'each institution shall ensure constant respect for the principles of subsidiarity and proportionality' while only the principle of subsidiarity can be checked by national parliaments. Although not inextricably connected, the principles are definitely interlinked and not being able to use argumentation on proportionality in a reasoned opinion sometimes hampers the possibility to clearly explain the objections of the House. In the Netherlands, the government also considers both subsidiarity and proportionality in its Explanatory Memorandum ('BNC-fiche') on new EU-proposals. Even if a proposal would be complying with the principle of subsidiarity, it is very well feasible that the proposal could for example be too much, too big or too ambitious, not complying with the Dutch wish for less regulation etc. and therefore it should be possible to object on the basis of the proportionality principle. Not abiding to the proportionality principle can have serious implication on national level. Since the European Commission in its impact assessments indicates the effects on subsidiarity and proportionality, it would be logical that both principles would be checked by national parliaments.

(Note by the way that the Council, in its cover note of the reasoned opinions that were issued, also mentions that it regards an 'Opinion on the application of the Principles of Subsidiarity and Proportionality').

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

One example is the reasoned opinion issued by the Dutch House of Representatives in the Netherlands on the temporary reintroduction of border control (Schengen). In this reasoned opinion, the chosen legal basis is questioned. If another legal basis was chosen, it would have been logical that the European Commission has no competence in the field. In this respect, the principles of legal basis and subsidiarity are clearly interlinked.

Another example is the reasoned opinion issued by the House Representatives on Seasonal Employment, in which also arguments on 'necessity' and 'EU added value' are used. Although the Commission continues to use these tests and recommends other actors to do likewise (p3 of the 2011 report on Subsidiarity and Proportionality, footnote 4), it is not officially part of Protocol 2.

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single

answer)

Yes/Oui

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

It would be useful to have a clear description of the subsidiarity check criteria that can be used, in order to make reasoned opinions more effective. It is of utmost importance to use the right terminology, so that it is generally accepted to be a reasoned opinion. Eg, mentioning clearly at the top of the text that this is a reasoned opinion can help convincing the Commission that it regards a reasoned opinion (and not just a statement).

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Yes/Oui

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

It should give some general hints or guidelines as regards to how to make an effective reasoned opinion, what to do and what not to do. It could give a general format with regard to the form of the reasoned opinion (eg. Clearly indicate in the heading of a reasoned opinion the fact that this regards a reasoned opinion, even though the form can be in resolution motion or anything else, and also indicate that the proposal breaches the principle of subsidiarity as mentioned in art. 5 TEU and Protocol 2) It could also give a clear explanation of the principles of subsidiarity and proportionality. The recent reasoned opinion of the UK on the Right to take collective action contains under point 6 a clear and useful explanation of subsidiarity. Especially the quote under 6 'The Community shall legislate only to the extent necessary' is meaningful; this regards both subsidiarity and proportionality.

The guidelines could also be used to exchange good practices among national parliaments.

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes
- Other, please give specific examples if any / autres, veuillez donner d'éventuels exemples concrets The Dutch House of Representatives regards 'political dialogue' as the written exchange of advice and answers between national parliaments and European Commission. The Dutch House of Representatives has sent 9 reasoned opinions to the European Commission since January 2010, one of which was a positive subsidiarity check (a 'contribution'). However, the House has had many non-written contacts with the European Commission, both formal and informal. We received many Commissioners in the House to present proposals, Members of Parliament and supporting staff visit the

European Commission regularly. Bilateral visits to European Institutions also take place regularly. We also organize technical briefings for Members of Parliament by European Commission staff on a very regular basis.

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

2 times; in November 2010, European Commissioner Sefcovic presented the Commission Work programme, and in January 2012 European Commissioner Kroes presented the Commission Work programme in parliament and also spoke about the Digital agenda.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

2009: visits of European Commissioners Kroes and Kallas, in total: 2 visits

2010: visits of Commissioners Füle (enlargement), Sefcovic (WP and interinstitutional relations), Kroes (digital agenda), total: 3

2011: visits of Commissioners Füle (enlargement), Lewandowski (budget), Malmström (justice/home affairs), Barnier (internal market), De Gucht (trade), Vassiliou (education), total: 6

2012 (until July): visits of Commissioners Kroes (WP and digital agenda), Rehn (finance), Potocnik (environment), total: 3

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

The political dialogue in the sense of written exchange of advice and answers between national parliaments and European Commission can be strengthened by improving the quality both of the advice and reasoned opinions and of the answers given by the European Commission. Also the timeliness of the answers by the Commission can be improved. In addition, both advice and answers can be broadened and deepened in order to reach a real political dialogue.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux
- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC
- Greater use made of video conferencing with Commissioners / plus grande utilisation de la vidéoconférence avec les commissaires

- Other, please give details:/ autres, veuillez donner des détails: The Dutch House of Representatives already strives for systematic annual presentation of the CWP in parliament, but this should continue. Also the presentation of proposals by the Commission and discussion with Commissioners in COSAC already takes place but should be continued. Indeed, something that can really be improved is making use of video conferencing with Commissioners. In addition, the quality of the political dialogue and the contacts and visits can be improved.

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC
- Other, please specify / autres, veuillez préciser In addition to the above, letters could be sent to the European Commission by several national parliaments together, especially if the threshold for reconsideration is not met, if several national parliaments agree on the worries on certain topics or if possible solutions to issues are thought of.

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national

parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Bring to the attention of the College of Commissioners / attirer l'attention du Collège des commissaires
- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC
- Other, please specify / autres, veuillez donner des détails Maybe a common visit by the writers of the RO to the Commissioner or a video conference with the writers of the RO and the Commissioner regarding the RO, possibly also with members of the European Parliament.

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Answer to question 4a: Yes (but we do not consider that to be the official 'political dialogue')

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

A possible ratification by the Dutch House of Representatives is scheduled after the general elections on the 12th of September 2012.

In detail:

- The Dutch House of Representatives has received the ratification law for the TSCG on the 3rd of July 2012.
- The ratification law and the accompanying advice from the Council of State are now being examined by the Committee on Finance of the House of Representatives until the 6th of September 2012.
- After the general elections on the 12th of September the Committee on Finance will decide - on the basis of the Governments memorandum of reply to the Committee report - on further examination in the Committee or consideration in a Plenary meeting followed by a vote.
- After possible adoption of the ratification law by the Dutch House of Representatives, it is send to the Dutch Senate. Only after adoption by the Dutch Senate (and a few specific formalities) the ratification document can be deposited.

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

The Dutch House of Representatives has the opinion that interparliamentary cooperation could be reinforced by the organising the conference, as mentioned by article 13 TSCG. This conference should focus on budgetary and economic dialogue in the broadest sense of the word and on the exchange of information, and therefore should not have not have decision-making competences.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

The Dutch House of Representatives notes that COSAC could promote the exchange of information and best practice between the relevant committees of national parliaments and European Parliament. Furthermore the Dutch House of Representatives considers it appropriate for COSAC to organise an interparliamentary conference on the specific topics as mentioned in Article 13 TSCG, without excluding other suggestions.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

The Dutch House of Representatives thinks that such a forum should be efficient with regard to its costs and working methods. Furthermore the Dutch House of Representatives has the opinion that also representatives of the relevant committees of national parliaments of (candidate-) member states of the EU that do not participate in the Treaty should be invited to the conference.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

The Dutch House of Representatives considers the proposal for a regulation to be a priority. The proposal for the Connecting Europe Facility has been discussed in several debates of the Economic Affairs committee with the minister of Economic Affairs, on the Governments position at the Energy Council meetings in February, April and June 2012.

The political parties expressed broad support for the objectives of the proposed regulation and stressed the need for European cooperation in this field, although there is no agreement about the extent of cooperation. The political parties express a diversity of opinions on the issue whether European infrastructure should be financed by EU-funds, ranging from substantial reluctance via emphasis on proven surplus value to outspoken support for the proposed budgets by the European Commission.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

No/Non

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

Not Answered

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

In the Dutch House of Representatives, the opinion of the government on the communication on the governance of the single market has been put on the agenda of the first Competitiveness Council in October 2012. The governance of the internal market has at times been topic of concern both in debates about the European Council and the Competitiveness Council. The role of national parliaments in transposition and effective implementation of European legislation on the internal market did not receive particular attention.

Estonian *Riigikogu*

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: **Veillez entrer le nom de votre Parlement/Chambre et vos coordonnées:** (Open ended text - Essay)

Estonian Parliament

Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les

contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Always / toujours

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Not Answered

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

No/Non

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Not Answered

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

No/Non

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Depends on the issue and practical arrangement possibilities.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Depends on the issue and practical arrangement possibilities.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

No/Non

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

Not Answered

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre

parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Other, please give details:/ autres, veuillez donner des détails: Personal visits/meetings with Commissioners and other officials of EU Institutions on a bilateral basis have proven to be very interesting and provide for excellent exchange of views and ideas. The larger the number of participants of a multilateral or all-EU meetings, the less opportunities there are to bring up specific issues and discussions. On the other hand, joint meetings give a very good opportunity to discuss issues of interest in larger audience of colleagues.

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

No/Non

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Other, please specify / autres, veuillez préciser The present possibilities seem to be quite sufficient.

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Other, please specify / autres, veuillez donner des détails It is perceived that even threshold is not met, the Commission would take in consideration the provided opinions and problems described. It is also a part of our EU coordination system, that the Parliament (EU Affairs Committee) mandates the Ministers before the Council meetings, thus giving an additional possibility to influence the EU decision-making process. 6.b. All of the above mentioned is possible.

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

Yes/Oui

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Not Answered

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

As in article 13 we will see the cooperation through organizing conferences of chairs of relevant committees.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

As in article 13 we will see the cooperation through organizing conferences of chairs of relevant committees.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

As in article 13 we will see the cooperation through organizing conferences of chairs of relevant committees.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Estonia supports overall energy action plan, The European Union's policies in the energy sector reforms in 2050.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou

adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

No/Non

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

Not Answered

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text -

Essay)

Not Answered

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Finnish *Eduskunta*

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées: (Open ended text - Essay)

Eduskunta - Parliament of Finland

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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

Not Answered

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Yes and no: Under the strict wording of the Treaty, only subsidiarity issues can be addressed in the "yellow/orange card" procedure. On the other hand, protocols 1 and 2 of the treaty have developed rather differently than anticipated; what we have is a vehicle for expressing political opinions. The concepts of "subsidiarity" and "proportionality" seem to have been reduced to academic issues – or a formal justification.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Other, please specify / autres, veuillez préciser Always, although we rarely do subsidiarity checks in isolation. Normally, subsidiarity and proportionality are examined as elements of the general scrutiny.

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

Not Answered

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

As a political organ, the Eduskunta does not discuss in these terms. The question is rather academic. Both "subsidiarity" and "proportionality" have been defined in the Treaties as clearly separate concepts.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

Not Answered

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

"Proportionality" and "subsidiarity" are separate concepts, and necessary elements of the scrutiny of any EU legislative proposal. We do not see that either needs a separate procedure.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

In our assessment, hardly any of the RO:s submitted by national parliaments meet the requirements of Art 5 TEU (which is the legal requirement, not the protocol). As it would be improper to address the inputs of other parliaments, we would refer to our own RO on the "Monti 2" (right of industrial action) regulation. In the debate in our chamber, it was clearly noted that our RO was issued in order to highlight our political opposition to an unfortunate proposal. In view of the urgent need to clarify European law after the ECJ's Laval and Viking decisions, the subsidiarity argument is unconvincing.

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

No/Non

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Not Answered

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin

d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

No/Non

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

To 6a: Experience so far indicates that what is needed is a vehicle for national parliaments to express political opinions – which should not (and hardly ever can) be limited to the narrow concept of “subsidiarity”.

To 6b: We would strongly oppose any such proposal. To the extent that ROs have any function, it is as vehicles for the political opinions of national parliaments. This cannot and should not be shackled by any extraneous rules.

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Other, please give specific examples if any / autres, veuillez donner d'éventuels exemples concrets We regularly send our opinions to and maintain contacts (incl. bilateral visits) with the Institutions. However, we would hesitate to call this a “political dialogue”. The Eduskunta, as the supreme political organ of the Finnish Republic, decides Finland’s policy, the government is obliged to represent this policy; that is the political dialogue, and it takes place between the Republic and the Union. Our routine contacts with the Institutions (or actually with individuals within the Institutions) are simply normal public information and lobbying.

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Never.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Never.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

No/Non

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

Not Answered

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

No/Non

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be

strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

No/Non

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(s) au sein du dialogue politique? (Choice - Multiple answers)

Not Answered

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

No/Non

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Other, please specify / autres, veuillez préciser We would, of course, not oppose any exchange of views on any topical subject, but this can be achieved rapidly by existing means of communication. We would oppose any new formalized cooperation model.

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour

les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

No/Non

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Other, please specify / autres, veuillez donner des détails Although we see little value in a formalized "political dialogue" NPs/Commission, we would make the following observations: (1) The current delays and lack of substance of the Commission's replies to ROs are unacceptable. All replies should be issued by the Commissioner responsible for the dossier in question (in particularly important cases, by the College) and before the issue addressed by the national parliament has been disposed of in the Council. (2) Obviously, NP representatives in Brussels do and should talk to each other, but it would be wrong to ascribe any "institutional" importance to informal discussions between civil servants. (They are not "representatives" in the sense of being accredited delegates.) (3) COSAC is supposed to discuss anything that is topical, and invite whomever may add something to the discussion.

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

To 3b: We consider the whole concept of "political dialogue" to be artificial. Parliaments are high organs of their respective states; in democracies, their views are necessarily the national position and duly represented in the Council.

To 3c: The Commission and the national parliaments have precisely defined roles in the European project. None of these require any "political dialogue". What is needed is a greater awareness within the EU Institutions of national views, but this has more to do with a systematic approach by the institutions to intelligence gathering than with any formalized "dialogue".

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Best estimate: early or mid-Autumn 2012

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

Art. 13 TSCG is redundant. Parliaments' roles are defined by national constitutions. Art. 13 TSCG only states the obvious fact that parliaments can meet in any format they choose to discuss whatever they like. Our preference would be to use COSAC. However, parliamentary cooperation is never more than complementary to the actual – and highly national – tasks that parliaments carry out at home.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

COSAC or an ad hoc meeting within the COSAC structure.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

Should be left flexible and as unregulated as possible. Practicalities dictate that available meeting time will be about 1½ days per semester, meaning that 2-4 MPs per member state get a chance to speak. It is best left to each parliament/chamber how they wish to be represented.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

In general terms, the objectives of the proposal are congruent with Finnish national objectives which aim to ensure sufficient and secure energy supply.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

yes, another parliamentary document / oui, un autre document parlementaire

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

The Grand Committee agreed with the Commerce Committee findings on the subject matter. On substance, see question 3 above.

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

- (i) Whether the proposed legislation affords adequate protection to the environment whilst promoting the development of trans-European energy networks / La législation proposée assure-t-elle une protection adéquate de l'environnement tout en promouvant le développement de réseaux transeuropéens d'énergie ?
- (ii) Whether the proposed regulation adequately addresses transparency and effective participation of the public during consultations for a proposed infrastructure project, in the light of the time constraints imposed by the "fast track" permit granting procedure / Le règlement proposé traite-t-il de façon adéquate les transparence et de participation effective du public lors des consultations à propos d'un projet d'infrastructure proposé, à la lumière des contraintes de temps par la procédure accélérée?
- (iii) Whether a reorganization of the permit granting process in your country will be needed in order to enable decisions within the time constraints imposed by the regulation, especially in cases where multiple authorities are engaged / Une réorganisation de la procédure d'octroi de permis dans votre pays sera-t-elle nécessaire afin de permettre la prise de décisions dans les délais imposés par le règlement, en particulier dans les cas où plusieurs autorités sont impliquées?
- (iv) Whether your parliament has any objections with regard to the rules set out by the proposed regulation concerning the eligibility of projects of common interest (PCI's) for

financial assistance from the EU / Votre parlement a-t-il des objections à propos des règles définies par le règlement proposé concernant l'éligibilité de projets d'intérêt commun (PIC) à l'aide financière de l'UE ?

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

The permit granting process based on "one national competent authority" principle (one-stop shop) is a central element of the proposal. Eduskunta agrees with the Commission findings that the authorization procedures should not be time-consuming and create administrative burdens. Hence, streamlining is a necessity for removing barriers to the development of the TEN-E and market access. Streamlining cannot nevertheless be executed in a manner which does not sufficiently take into consideration other legitimate interests. These are: the adequacy and sufficient expertise of environmental impact assessment processes; constitutionally protected rights of municipalities (town and urban planning) and adequate possibilities for public participation and access to information.

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

Yes/Oui

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

No - scrutiny ongoing.

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

French *Assemblée nationale*

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées: (Open ended text - Essay)

Assemblée nationale de la République française

Pierre Bosse, administrateur, pbosse@assemblee-nationale.fr

Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Le principe de proportionnalité autorise une approche plus approfondie, et plus nuancée, pour apprécier la qualité de l'intervention de l'Union européenne, dont les compétences sont souvent partagées avec les États membres.

En outre, la Commission des affaires européennes de l'Assemblée nationale a, à diverses reprises, insisté sur la nécessité de retenir une approche "constructive" du contrôle de subsidiarité qui ne se limite pas à rejeter des textes outrepassant les compétences de l'Union. Ainsi a-t-elle défendu l'appréciation d'une "subsidiarité à l'envers", permettant de dénoncer des

projets qui n'apportent pas toutes les valeurs ajoutées que l'Union peut fournir dans un domaine de sa compétence. Ce type d'examen original (qui revient à répondre à la question suivante: "l'Europe utilise-t-elle tous les instruments en sa possession pour atteindre un objectif que les États membres ne peuvent atteindre seuls ?") implique nécessairement de juger de l'étendue de l'intervention européenne, et par conséquent d'opérer un contrôle de proportionnalité, là-aussi en quelque sorte "à l'envers".

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Often (approximately three quarters of the time) / souvent (environ les trois quarts du temps)

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Même réponse que précédemment.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Une appréciation pertinente de l'intervention européenne passe nécessairement par l'examen de l'adéquation des instruments ("le contenu et la forme de l'action de l'Union" au sens de l'article 5 du TUE) aux objectifs poursuivis.

Dans les faits, c'est l'ampleur de l'infraction du principe de proportionnalité (dans le sens d'une intervention excessive de l'Union comme, à l'inverse, d'une intervention insuffisante, voir réponse précédente) qui peut justifier l'adoption d'un avis au titre de la subsidiarité.

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Not Answered

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

No/Non

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Not Answered

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down

guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

No/Non

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Précision sur les réponses précédentes.

Le contrôle de la subsidiarité revêt nécessairement une dimension politique, laissée à l'appréciation des parlements concernés. Il ne saurait constituer seulement un exercice juridique bornant systématiquement les actions européennes, et doit laisser aux parlementaires une marge d'appréciation permettant de juger de la qualité de l'action européenne (éventuellement, comme décrit dans les réponses précédentes, pour dénoncer des textes qui n'apportent pas toutes les valeurs ajoutées que l'on peut attendre de l'Union).

Dans ce contexte, toute définition précise de la subsidiarité aboutirait à réduire la marge d'appréciation des Parlements, et par conséquent à limiter la portée d'un nouveau droit qui doit trouver son "dynamisme" propre, au besoin en faisant évoluer la notion juridique de "subsidiarité".

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne

- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Aucune

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

La Commission européenne transmet, comme à l'ensemble des parlements, tous ses projets d'acte législatif.

La Commission des affaires européennes de l'Assemblée entreprend ensuite les contacts nécessaires, au besoin en auditionnant les commissaires européennes concernés, sur les sujets sur lesquels elle estime utile d'intervenir.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

Il pourrait être utile que la Commission européenne prenne l'initiative, dans ses phases de consultation préalable à l'adoption de ses projets, d'organiser des conférences interparlementaires ad hoc permettant d'engager un dialogue précoce avec les parlements intéressés sur les sujets touchant au plus près de la souveraineté nationale. Ces conférences pourraient ensuite faire l'objet d'une communication ad hoc de la Commission, résumant les débats et décrivant les conséquences qu'elle entend en tirer.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC
- Greater use made of video conferencing with Commissioners / plus grande utilisation de la vidéoconférence avec les commissaires

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été

émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Bring to the attention of the College of Commissioners / attirer l'attention du Collège des commissaires
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Le Président de la République a saisi, le 13 juillet 2012, le Conseil constitutionnel, en application de l'article 53 de la Constitution, afin d'apprécier si la ratification du traité suppose au préalable l'adoption d'une révision constitutionnelle.

Le Conseil rendra sa décision dans le courant du mois d'août.

S'il estime que le traité n'est pas conforme à la Constitution, un projet de loi constitutionnelle devra d'abord être adopté (adoption dans les deux chambres, puis à la majorité des 3/5 du parlement réuni en Congrès -la voie alternative du référendum ayant à ce stade été écartée par le Président de la République), avant que le Parlement ne puisse examiner le projet de loi de ratification proprement dit (qui requiert alors une majorité simple, avec dernier mot à l'Assemblée nationale).

Si à l'inverse le traité est compatible avec la Constitution, le Gouvernement a annoncé son intention de le soumettre à ratification dès la fin du mois de septembre 2012.

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

Dans son rapport (<http://www.assemblee-nationale.fr/13/europe/rap-info/i4449.asp>) approuvé par la Commission des affaires européennes le 6 mars 2012, l'ancien Président Pierre Lequiller a formulé des recommandations précises:

"Cette conférence budgétaire devra rapidement être mise en place, dans un format souple et

réactif réunissant en particulier des représentants des commissions des finances des États membres – mais aussi, au gré des besoins, des parlementaires issus d'autres commissions particulièrement intéressées aux ordres du jour concernés.

Des délégations limitées à six parlementaires par État membre et pour le Parlement européen, inspirées des pratiques de la Conférence des organes spécialisée dans les affaires européennes (COSAC), permettraient opportunément d'intégrer l'indispensable représentation des oppositions nationales. Par défaut, il est possible de proposer que ces délégations rassemblent, de manière générale, les présidents et les rapporteurs du budget des commissions des finances de chaque pays, accompagnés des président ou des rapporteurs spécialisés des commissions des affaires européennes qui apporteraient leur éclairage transversal des enjeux européens. Les présidents de la Commission européenne, du Sommet des chefs d'État et de gouvernement de la zone euro et du Conseil de l'Union européenne et le président de l'Eurogroupe auraient légitimement vocation à être régulièrement auditionnés.

Votre rapporteur suggère surtout que ces conférences embrassent progressivement tous les aspects de la gouvernance européenne.

Dans ce contexte, trois sessions pourraient utilement être organisées :

- La Conférence pourrait débattre, en juin, des recommandations d'avis présentées par la Commission européenne sur les programmes de stabilité et de réforme déposés en avril par chacun des États membres. Cette session d'été, préalable aux recommandations adoptées définitivement par le Conseil, se concentrerait en outre sur la convergence nécessaire des efforts des États membres vers le respect des objectifs de la stratégie Europe 2020 et du Pacte pour l'euro plus.
- Une session d'automne, organisée après la transmission à la Commission européenne des projets de budget nationaux le 15 octobre et avant leur adoption définitive dans les Parlements nationaux fin novembre/début décembre, permettrait de débattre des éventuels avis adressés par la première aux États s'écartant significativement de leurs engagements européens ainsi que des orientations stratégiques des politiques économiques pour l'année suivante, au moment de la présentation par la Commission européenne de son « examen annuel de croissance » désormais disponible en novembre.

Cette session pourrait aussi comporter un débat annuel sur le bilan des opérations du mécanisme européen de stabilité, qui appellent un suivi parlementaire sans lequel l'impératif de transparence peinera inéluctablement à s'imposer.

- Des sessions extraordinaires pourraient enfin utilement être organisées pour débattre, le cas échéant, des recommandations adressées par le Conseil aux États dans le cadre de la procédure de déficit excessif.

Dans un souci de réactivité et d'efficacité, il serait possible d'identifier un « bureau » de cette

conférence, composé de deux parlementaires par État membre, qui serait réuni, par exemple par visioconférence, pour examiner toute proposition visant à créer un programme d'aide financière au bénéfice d'un État membre de la zone euro et tout projet de modification des protocoles d'accord correspondants. Il pourrait aussi être saisi de toute décision de l'Eurogroupe visant à autoriser le versement d'une tranche d'aide dans le cadre de ces programmes."

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

voir réponse à la question précédente

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

voir réponse à la question précédente

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

No/Non

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Not Answered

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

Not Answered

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

Not Answered

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

Yes/Oui

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Les délibérations de la Commission sont:

http://www.assemblee-nationale.fr/13/europe/c-rendus/c0208.asp#P101_29348

et

http://www.assemblee-nationale.fr/13/europe/c-rendus/c0194.asp#P92_22292

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

French Sénat

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées: (Open ended text - Essay)

Sénat français

Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Le traité de Lisbonne consacre, à l'article 5 du TUE, le principe de proportionnalité au même titre que le principe de subsidiarité. Le contenu et la forme de l'action de l'Union ne doivent pas excéder ce qui est nécessaire pour atteindre les objectifs des traités.

En outre, le Sénat français estime que le principe de proportionnalité fait partie intégrante du principe de subsidiarité tel qu'il est défini à l'article 5 du TUE. En effet, le traité dispose que l'Union ne peut intervenir, dans ses domaines de compétences, que « si, et dans la mesure où, les objectifs de l'action envisagée ne peuvent pas être atteints de manière suffisante par les

États membres ». Afin de contrôler que l'action européenne s'exerce dans une juste mesure, le Sénat doit nécessairement contrôler la proportionnalité.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Always / toujours

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Comme indiqué à la question n°2, le Sénat français estime que le principe de proportionnalité est une partie intégrante du principe de subsidiarité. Il constate en effet que le traité lui-même associe la subsidiarité et la proportionnalité en précisant que les interventions de l'Union ne sont légitimes que « dans la mesure où » les objectifs ne peuvent pas être suffisamment atteints par les États membres.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Le Sénat français estime que le contrôle de subsidiarité doit porter à la fois sur la subsidiarité et la proportionnalité. Un examen au regard de la seule subsidiarité – c'est-à-dire un examen qui se bornerait seulement à vérifier si les objectifs de l'action envisagée ne peuvent pas être atteints de manière suffisante par les États membres – laisserait de côté une partie pourtant intégrante de la subsidiarité, l'article 5 du TUE disposant bien qu'il convient également de s'assurer que l'Union ne va pas au-delà de ce qui est nécessaire dans la mesure où les objectifs ne peuvent pas être atteints de manière suffisante par les États membres.

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Not Answered

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Le Sénat français estime, qu'au regard de la définition du principe de subsidiarité donnée par le traité sur l'Union européenne, la subsidiarité et la proportionnalité sont indissociables. Le contrôle de subsidiarité du Sénat français porte donc sur trois éléments : la base juridique (l'Union est-elle fondée à intervenir ?), le principe de subsidiarité stricto sensu (les objectifs de l'action envisagée ne pourraient-ils pas être atteints par les seuls États membres ?) et le principe de subsidiarité au sens large, intégrant la proportionnalité (l'action envisagée ne va-t-elle pas au-delà de ce qui est strictement nécessaire pour atteindre les objectifs fixés ?).

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

No/Non

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Not Answered

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

No/Non

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes
- Other, please give specific examples if any / autres, veuillez donner d'éventuels exemples concrets
Autres : Le Sénat et l'Assemblée nationale organisent sur une base régulière des

rencontres à Paris avec les députés européens français sur les sujets d'actualité européenne.

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Jamais

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Pour la session octobre 2011-juillet 2012 :

- 6 mars 2012 : régulation financière (Michel Barnier)
- 21 février 2012 : protection des données personnelles (Viviane Reding)
- 30 novembre 2011 : cadre financier pluriannuel (Hervé Jouanjean, directeur général du Budget)

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

La priorité devrait être que la Commission européenne réponde effectivement, et dans des délais raisonnables, aux avis politiques qui lui sont adressés.

Des rapporteurs du Parlement européen pourraient être invités à des réunions de la COSAC au sujet de propositions concrètes.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC
- Greater use made of video conferencing with Commissioners / plus grande utilisation de la vidéoconférence avec les commissaires

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été

émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information

supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Automne 2012

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

L'article 13 donne une base pour la création d'une conférence interparlementaire spécialisée, qui devrait être chargée d'évaluer la mise en œuvre de la coordination économique et budgétaire. Cette conférence devrait pouvoir adresser des contributions à l'intention des sommets de la zone euro, adopter des rapports, auditionner le président de la BCE, la présidence de l'Union, le commissaire chargé de l'euro...

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié

sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

Ce forum devrait être une conférence interparlementaire spécifique fondée sur l'article 13, qui devrait pouvoir, si nécessaire, se réunir en format plus restreint pour aborder des problèmes propres à la zone euro.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

Les règles de composition pourraient s'inspirer de celles qui ont été retenues pour la conférence interparlementaire sur la politique étrangère et la défense.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

La présidence tournante pourrait convoquer la première réunion de cette enceinte lorsque le traité sera en vigueur.

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

In part / partiellement

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

La résolution du Sénat se félicite qu'il y ait pour la première fois une vision stratégique et intégrée des réseaux et un outil de financement dédié. Mais l'interconnexion, nécessaire pour accompagner le développement des énergies renouvelables, ne doit pas dispenser chaque État membre de produire globalement l'électricité qu'il consomme.

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

yes, another parliamentary document / oui, un autre document parlementaire

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

- qu'un projet présente un intérêt européen ne peut suffire à préjuger de sa déclaration d'utilité publique au niveau national (acceptabilité par le public) ;
- la Commission européenne doit prendre garde à ne pas trop s'impliquer dans la mise en œuvre directe des projets. Ce serait contreproductif.

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

- (i) Whether the proposed legislation affords adequate protection to the environment whilst promoting the development of trans-European energy networks / La législation proposée assure-t-elle une protection adéquate de l'environnement tout en promouvant le développement de réseaux transeuropéens d'énergie ?

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

La législation proposée offre une protection adéquate de l'environnement. Mais l'acceptabilité d'un projet par les populations locales est souvent le principal obstacle à sa réalisation. Aller trop vite peut être contreproductif. La résolution exprime des réserves sur la compatibilité des procédures accélérées avec la participation du public.

En France, une réorganisation de la procédure d'octroi de permis sera nécessaire à la marge. Le Sénat français n'a pas d'objection à propos des règles définies mais attention à ne pas négliger les besoins nationaux en matière de réseau électrique.

La résolution du Sénat approuve, dans son ensemble, la proposition de règlement, malgré ces réserves.

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Attention aux effets d'aubaine (ne pas apporter de fonds publics à des projets susceptibles d'être financés par les seuls acteurs privés).

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

Yes/Oui

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion

dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Non

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

- Le Sénat et l'Assemblée nationale ont participé à un groupe de travail conjoint avec le Gouvernement pour améliorer la transposition des directives. Un guide de bonnes pratiques a été défini en juillet 2011 et mis en œuvre depuis janvier 2012.
- La plupart des directives et propositions législatives citées dans la communication de la Commission ont fait l'objet d'un examen en commission des affaires européennes du Sénat (adoption d'une résolution, d'un avis motivé, débat...).

German *Bundesrat*

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées: (Open ended text -

Essay)

Bundesrat

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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice -

Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single

answer)

The Bundesrat considers that the principle of proportionality is also of great importance.

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Rarely (approximately a quarter of the time) / rarement (environ un quart du temps)

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

There is a majority view in the Bundesrat that the proportionality principle can be scrutinised in the course of the subsidiarity check. The subsidiarity principle and the proportionality principle are linked in Article 5, Subsection 3, TEU by the term "insofar as" ("soweit"), and hence the two principles cannot be viewed as being entirely distinct. In certain cases the Bundesrat has therefore also considered aspects of the proportionality principle in the course of subsidiarity checks.

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

The Bundesrat has not yet commented on this question.

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

The Bundesrat has for example criticised the limitation of national scope to take decisions and adopt measures or the unacceptable constraints placed on local authorities' scope to take action as a consequence of Commission proposals: this can be seen in the appended Reasoned Opinions concerning the Draft Directive on Deposit Guarantee Schemes (BR Official Document 437/10 (Decision)) and concerning the Draft Directive on Award of Concession Contracts (BR Official Document 874/11 (Decision)).

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

Yes/Oui

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

The Bundesrat has already repeatedly requested the Commission to review and provide more specific detail on the "List of Questions and Instructions" drawn up by the Commission and deployed by the Commission services in examining whether proposed legislation complies with the principles of proportionality and subsidiarity. A more harmonised understanding of the subsidiarity principle would also be helpful.

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Yes/Oui

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

A set of guidelines could contain an indicative list of criteria. As however there does appear to be a broad consensus that political considerations also always play an important role when adopting Reasoned Opinions, such guidelines should not contain an exhaustive set of criteria.

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

The Bundesrat's EU Committee has set up a working group which will develop a set of guidelines on subsidiarity checks for use in its work.

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

The Commission's Annual Work Programme for 2008 - 2011 was presented to the Bundesrat's EU Committee each year by Commission representatives and discussed in detail with these representatives.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Specific proposals have to date not been presented by the Commission or discussed with the Commission.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

The Bundesrat feels it would be most helpful if in the future the Commission's responses to Opinions submitted directly to the Commission could once again be communicated more promptly. Genuine dialogue is only possible if a more timely response is ensured.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-il/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be

strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(s) au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux
- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Bring to the attention of the College of Commissioners / attirer l'attention du Collège des commissaires
- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your

Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

In a special session on 29th June 2012 the Bundesrat voted in favour of the Ratification Act for the Fiscal Pact. At the request of the Federal Constitutional Court (Bundesverfassungsgericht), the Federal President initially refrained from signing this Act into law, in order to allow the Federal Constitutional Court sufficient time to consider several lawsuits brought in this court, inter alia against the Fiscal Pact. The Federal Constitutional Court has announced that it intends to rule on motions for injunctions pertaining to these issues on 12th September 2012.

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

The Bundesrat has not yet addressed this issue.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

The Bundesrat has not yet addressed this issue.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

The Bundesrat has not yet addressed this issue.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

In its Opinion of 16th December 2011 the Bundesrat welcomed the objective of modernising and extending European energy infrastructure. The Bundesrat emphasised that in the light of climate change and the pronounced worldwide increase in anthropogenic CO₂ emissions, new supply and transport routes for electricity and gas within the EU must be created to tap into alternative energy sources and to expand the use of renewable energies. The Bundesrat emphasised that coordinated expansion of energy infrastructure at the EU level is an essential prerequisite to attain the energy policy goal of safe, affordable and climate-friendly energy supply both at the European level and at the level of the Member States.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

yes, another parliamentary document / oui, un autre document parlementaire

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

In its Opinion of 16th December 2011 the Bundesrat examined the draft Regulation in detail. In the course of this examination the Bundesrat on the one hand, as noted in the response to Question 1.b, welcomed the objectives of the Regulation, but also took a critical stance to the potentially pronounced encroachment on Member States' planning law. The Bundesrat requested the Federal Government to take steps to ensure that the constitutionally guaranteed competence of the federal states (Länder) for implementation and design of planning and permit granting procedures is also properly respected in the case of projects of European importance.

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

- (ii) Whether the proposed regulation adequately addresses transparency and effective participation of the public during consultations for a proposed infrastructure project, in the light of the time constraints imposed by the "fast track" permit granting procedure / Le règlement proposé traite-t-il de façon adéquate les transparence et de participation effective du public lors des consultations à propos d'un projet d'infrastructure proposé, à la lumière des contraintes de temps par la procédure accélérée?
- (iii) Whether a reorganization of the permit granting process in your country will be needed in order to enable decisions within the time constraints imposed by the regulation, especially in cases where multiple authorities are engaged / Une réorganisation de la procédure d'octroi de permis dans votre pays sera-t-elle nécessaire afin de permettre la prise de décisions dans les délais imposés par le règlement, en particulier dans les cas où plusieurs autorités sont impliquées?

- (iv) Whether your parliament has any objections with regard to the rules set out by the proposed regulation concerning the eligibility of projects of common interest (PCI's) for financial assistance from the EU / Votre parlement a-t-il des objections à propos des règles définies par le règlement proposé concernant l'éligibilité de projets d'intérêt commun (PIC) à l'aide financière de l'UE ?

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

The Bundesrat agrees with the Commission that permit granting procedures must be accelerated and participation of the general public must be improved for the urgently needed expansion of networks. The Bundesrat considered that the draft Regulation's proposals on involving the general public much earlier in the process and on a much broader basis (consultation) than envisaged in current legislation are very positive with a view to increasing acceptance of infrastructure projects; this is particularly the case as the consultation process is not to be limited exclusively to direct stakeholders. In addition, the consultation is to occur before submission of application documents. The Bundesrat considered that this approach comprised a number of welcome differences vis-à-vis German statutory planning procedure involving public consultation pursuant to current legislation.

The Bundesrat drew attention to the fact that Germany has entirely revised and considerably accelerated the planning and permit granting procedure for electricity transmission grids thanks to the Grid Expansion Acceleration Act (Netzausbaubeschleunigungsgesetz/NABEG). The procedure is structured to involve a central technical planning phase and a statutory planning procedure involving public consultation and incorporates numerous deadlines for the authorities involved. In addition, new instruments have been introduced as procedural tools to speed up the process, for example project managers, the application conference and tiering of environmental impact assessments (i.e. upstream general evaluation can be taken into account subsequently for specific projects). The proposals call these innovations into question once again. It is debatable whether the European proposal to divide the permit granting procedure into a two-year pre-application procedure and a one-year formal approval procedure, would be preferable and appropriate for use in practice. The Bundesrat has therefore requested the Federal Government to take steps to ensure that European provisions in this respect are designed in an appropriate fashion.

The Bundesrat further requested the Federal Government to advocate strict criteria both for project-specific cost-benefit analyses for European projects of common interest and for appraisal of the commercial viability of these projects at the European level. The Bundesrat

expressed its support for the regular review of the list of projects of common interest envisaged by the Commission. It emphasised that there is a need to adapt network extension planning to changing requirements on a regular basis. The Bundesrat takes the view that the appointment of a European Coordinator and any extension of the mandate of this Coordinator must always be subject to the agreement of the Member States' concerned with a view to respecting the primary competence of the Member States for implementation of permit granting procedures.

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

The competent Bundesrat committees will examine the Commission Communication "Better Governance for the Single Market" in the week of 3rd – 7th September 2012. The Bundesrat plenary session is likely to take a decision on a possible Opinion on 21st September 2012.

German *Bundestag*

Parliament/Chamber / parlement/chambre

Please enter name of your Parliament/Chamber and contact details / Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées (Open ended text - Essay)

Deutscher Bundestag, Secretariat of the Committee on the Affairs of the European Union, europaausschuss@bundestag.de

Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Both principles can't be strictly separated from each other in practice. Therefore, subsidiarity and proportionality are checked together and enjoy the same standing.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality

criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Often (approximately three quarters of the time) / souvent (environ les trois quarts du temps)

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Refer to question 2

If no, why not? Si non, pourquoi? (Open ended text - Essay)

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

According to this principle of subsidiarity, the EU may only act (i.e. make laws) where action of individual countries is insufficient. That means, the EU may only act to exactly the extent that is needed to achieve its objectives, and no further. There are only very few cases where the whole draft legislative act is contested because national law would be more efficient. But there are more case where the extend of a certain regulation is challenged.

5. Reasoned opinions submitted by national parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis

motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Not Answered

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

The answer to this question depends on whether a strict or a broader interpretation of the principle of subsidiarity is supported.

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

Yes/Oui

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

A consistent definition used by all Parliaments/Chambers could be thought of.

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

No/Non

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

There is no concerted practice in the Bundestag which determines the method or elements of the subsidiarity check. The committees scrutinizing a draft legislative act may focus on different aspects. According to the Rules of Procedure, the committees scrutinize both principles equally. The Bundestag has submitted two reasoned opinions so far. In one of them it has advanced the opinion that the compliance with the principle of proportionality is also part of the review standard of Article 6 of Protocol 2.

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes
- Other, please give specific examples if any / autres, veuillez donner d'éventuels exemples concrets sittings of the Committees in Brussels together with members of the EP, german members of the EP are allowed to take part in all sittings of the EU-Committee

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

There has not been a presentation of the Commission Work Programme by the Commission itself in the Plenary so far, but committees invite Members of the Commission to discuss general or specific topics. The EU-Committee for example has recently met with Commissioner Lewandowski to discuss the MFF and with Commissioner Šefčovič to discuss the role of the national parliaments in the context of the European Semester.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Please refer to question 2.a.

23) 3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

The responses of the Commission to the opinions are often general. Ways of closer cooperation with the European Parliament could be developed.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Not Answered

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

Not Answered

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Not Answered

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Other, please specify / autres, veuillez préciser contacts between rapporteurs, joined sittings, special-purpose meetings

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC
- Other, please specify / autres, veuillez donner des détails informal dialogue at staff level (beside the representatives in Brussels)

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Referring to questions 4-6: As mentioned above the Bundestag and its committees discuss initiatives and proposals with Members of the Commission in Berlin, Brussels and in COSAC meetings. There are also contacts to other national parliaments – between MPs and between parliamentary staff – where discussions and an exchange of information to European topics take place.

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

The parliament has adopted the law ratifying the treaty on 29th June. After claims have been filed to the German Constitutional Court, the Federal President has postponed the signing of the law. The decision of the Court is scheduled for 12th September.

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

The parliamentary discussion about this question has not finished yet.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

Please refer to question 2.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

Please refer to question 2.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Not Answered

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

If no, why not? Si non, pourquoi? (Open ended text - Essay)

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

No/Non

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

The Committee responsible has taken note of the document without debate. It is not possible to give an opinion on behalf of the Parliament.

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication “Better governance for the single market” [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

The document has been received by the Bundestag at 12th June. Due to summer recess, there has not been a parliamentary debate yet.

Not Answered

Greek *Vouli ton Ellinon*

Parliament/Chamber / parlement/chambre

Please enter name of your Parliament/Chamber and contact details / Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées (Open ended text - Essay)

Hellenic Parliament - Vouli ton Ellinon

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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice -

Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single

answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

There is no legal provision to oblige the Commission to reconsider its proposal in case of failure to abide with the principle of proportionality

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Always / toujours

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

In case the considered proposal is inconsistent with the principle of subsidiarity, then the committee does not examine the principle of proportionality

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Because the subsidiarity checks relies mostly upon political criteria whereas the principle of proportionality check includes quantitative elements

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis

motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

The subsidiarity check is often used by the National Parliaments in order to highlight comments of a broader content on the substance of the proposal

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

answer)

No/Non

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Not Answered

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

No/Non

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Once by the greek commissioner, Ms Maria Damanaki (23/02/2012)

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

In the past few years several commissioners have visited the Hellenic Parliament to brief the competent committees on issues of their competence. The following commissioners have discussed specific proposals:

Mr Dacian Ciolos, Reform of the Common Agricultural Policy

Mr Michel Barnier, Single Market Act (12 proposals)

Ms Maria Damanaki, CWP

Ms Connie Hedegaard, Transition to a low carbon economy by 2050: Road Map

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

More frequent visits to discuss proposals, including visits of higher officials

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux
- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)

- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC
- Greater use made of video conferencing with Commissioners / plus grande utilisation de la vidéoconférence avec les commissaires
- Other, please give details:/ autres, veuillez donner des détails: Letters between the Chairmen of Committees and the Commissioners

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour

les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Bring to the attention of the College of Commissioners / attirer l'attention du Collège des commissaires
- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

Yes/Oui

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Not Answered

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

Not Answered

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

The appropriate forum would be the COSAC meeting as well as ad hoc JPM meetings

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil

**relative aux orientations pour une infrastructure énergétique transeuropéenne et la
Décision d'abrogation No 1364/2006/EC (COM(2011) 658)?** (Choice - Single answer)

No/Non

**1.b. If yes, does your Parliament/Chamber agree with the objectives of the above
proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la
proposition précitée?** (Choice - Single answer)

Not Answered

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended
text - Essay)

Not Answered

**2. Has your Parliament/Chamber submitted an opinion in the framework of the
political dialogue or adopted any other parliamentary document (e.g. resolution,
report, decision, reasoned opinion, etc.) on the above proposal? Votre
parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou
adopté un autre document parlementaire (résolution, rapport, décision, avis motivé,
etc.) sur la proposition précitée?** (Choice - Single answer)

Not Answered

**Please give a short summary of the document (referred to in above answer): Veuillez
donner un bref résumé du document ci-dessous:** (Open ended text - Essay)

Not Answered

**3. During the scrutiny of this proposal, has your Parliament considered any of the
issues listed below? (If so, please briefly state your findings). Lors de l'examen de
cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-
après? (Si oui, veuillez indiquer brièvement vos conclusions).** (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Due to a prolonged electoral period, the issue was not discussed, but a meeting of the Committee is scheduled to take place

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication “Better governance for the single market” [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Due to a prolonged electoral period, the issue was not discussed, but a meeting of the Committee is scheduled to take place

Hungarian Országgyűlés

Parliament/Chamber / parlement/chambre

Please enter name of your Parliament/Chamber and contact details / Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées (Open ended text - Essay)

Hungarian National Assembly

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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Both principles bear with clear political characters and therefore their interpretation in individual cases is shaped by national and regional considerations as well as party interests.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Always / toujours

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Proportionality checks are not impossible but very difficult for national parliaments because of the lack of information and resources. While the Commission has numerous experts to provide impact assessments and analysis, national parliaments are expected to carry out the same work by a very small staff.

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Proportionality and subsidiarity go hand-in-hand, these two principles should be examined in parallel.

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Not Answered

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

Yes/Oui

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Any further clarification should focus on the formal and technical criteria laid down by the Treaty of Lisbon.

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Yes/Oui

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Specific guidelines regarding the scope of the negative reasoned opinions could significantly contribute to the effectiveness of the subsidiarity controls.

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

In February 2011, in the framework of the XLV COSAC Chairpersons' meeting, Mr Maroš Šefčovič, Vice-President of the European Commission in charge of Inter-Institutional Relations and Administration elaborated on the Commission Work Programme 2011.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Mr Johannes Hahn, Commissioner responsible for Regional Policy, in the framework of a conference co-organised by the Ministry of Foreign Affairs and the Committee on European Affairs, presented on 5 June 2012 the Commission's proposals on the next Multiannual Financial Framework (MFF) and the Cohesion Policy. In the context of a similar conference, the aspects of

the environmental policy with regard to the next MFF were highlighted in a video message by Mr Janez Potočnik, Commissioner for Environment (25 May 2012).

Mr Tamás Szűcs, Head of the European Commission Representation in Hungary informed the Committee on European Affairs on the following issues:

- European Commission's country-specific recommendations of 30 May 2012 (in June 2012)
- Single Market Act (in April 2012)
- European Commission's proposal on a common system of financial transaction tax (in November 2011)

During the XLV COSAC, Mr Maroš Šefčovič, Vice-President of the European Commission held a joint meeting with the members of Committees on EU, foreign, economic, budgetary and constitutional affairs in order to discuss the relations between the Commission and the national parliaments, the EU institutional balance after Lisbon, as well as several aspects of the economic governance in the EU (the operation of the European Semester, the Euro+ Pact, and the "Six Pack".)

In April 2011, Mr Algirdas Šemeta, Commissioner responsible for Taxation and Customs Union, Audit and Anti-Fraud presented the Commission's proposal on a Common Consolidated Corporate Tax Base to members of the National Assembly.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

No/Non

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

Not Answered

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(s) au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux
- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC
- Other, please specify / autres, veuillez préciser Effective use of IPEX with the possible inclusion of translations of ROs from national language to commonly used and easy to understand languages.

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

The Government bill on the promulgation of the TSCG has not been submitted to the Hungarian National Assembly yet. The ratification document can be deposited only after the completion of the promulgation process of the Treaty.

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

Interparliamentary cooperation should be reinforced on the basis of existing forums.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

COSAC or the biannual meetings of the Chairpersons of Budget Committees.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

See the answers above.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

In part / partiellement

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

At this stage, the Hungarian National Assembly has not formulated its standpoint on the objectives of the proposal yet.

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution,

report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

yes, another parliamentary document / oui, un autre document parlementaire

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

The verbatim minutes of the Committee meeting dealing with the abovementioned proposal are available on the web site of the Committee.

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

At this stage, the Hungarian National Assembly has not formulated its standpoint on the proposal yet.

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché

unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

In April 2012, the issue of the completion of the Single Market as well as the Single Market Act was debated by the Committee on European Affairs following the presentations of Ms Enikő Győri, State Secretary for EU Affairs and Mr Tamás Szűcs, Head of the European Commission Representation in Hungary. Since the 20th anniversary of the Single Market is celebrated this year, the topic of further enhancing as well as of the better governance of the Single Market will most probably be on the agenda of the Committee on European Affairs in the near future.

Irish Houses of the Oireachtas

Parliament/Chamber / parlement/chambre

Please enter name of your Parliament/Chamber and contact details / Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées (Open ended text - Essay)

Houses of the Oireachtas, Ireland

Mr. John Hamilton

Joint Commtee on European Affairs

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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliamanet/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice -

Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single

answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

The Oireachtas is of the opinion that while the issue of proportionality does not have the same standing, it should arguably be assessed as part of a subsidiarity check.

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Often (approximately three quarters of the time) / souvent (environ les trois quarts du temps)

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

The Oireachtas deems subsidiarity and proportionality as two separate principles.

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

It is not effective enough to check only for subsidiarity as proportionality may also need to be looked at.

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une

interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

The Oireachtas bases its interpretation of the subsidiarity check on the wording of Protocol 2 of the Lisbon Treaty.

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

No/Non

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Not Answered

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Not Answered

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information

supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

The Oireachtas feels it is not for individual parliaments to have their own interpretation of the subsidiarity check criteria.

As subsidiarity is difficult to define and strict guidelines may impinge on the autonomy of National Parliaments, the Oireachtas feels that sharing of best practice between National Parliaments is the best way forward.

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes
- Other, please give specific examples if any / autres, veuillez donner d'éventuels exemples concrets Reasoned Opinions and Contributions, Presidential pre-planning meetings, Role of Permanent Representative in Brussels

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Maroš Šefčovič presented the European Parliament Work Programme to the European Union Affairs Committee in February 2012

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Infrequently

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

The return communication following the submission of opinions or contributions needs to be strengthened and contain more considered and substantive responses.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(s) au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux

- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC
- Greater use made of video conferencing with Commissioners / plus grande utilisation de la vidéoconférence avec les commissaires
- Other, please give details:/ autres, veuillez donner des détails: Equality of engagement by Commissioners during presentation of CWP, National Parliaments should decide the appropriate format for the presentation of proposals by the European Commission in their parliaments

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC
- Other, please specify / autres, veuillez préciser Discussions can also take place during appropriate sectoral committee meetings of each presidency

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Bring to the attention of the College of Commissioners / attirer l'attention du Collège des commissaires
- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC
- Other, please specify / autres, veuillez donner des détails Discussions can also take place during appropriate sectoral committee meetings of each presidency

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Ireland has not formally completed ratification. It is intended to deposit the instrument of ratification when the Fiscal Responsibility Bill, which will give domestic effect to the provisions of the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union, is enacted. It is envisaged that this will take place in the Autumn, well in advance of the deadline for ratification.

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

Article 13 TSCG provides a welcome opportunity to reinforce interparliamentary cooperation and discussion on budgetary policies. The Member State holding the rotating Presidency should organise twice yearly interparliamentary meetings to discuss budgetary policies and other issues covered by the Treaty. However we believe that no new structures are required as existing cooperation in this area falls mainly within the competence of the biannual meetings of the Chairpersons of Finance/Budgetary Committee of national parliaments. However flexibility should be shown as to attendance at such meetings so as to offer discretion to national parliaments as to the appropriate representation at such discussions.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

Article 13 TSCG provides a welcome opportunity to reinforce interparliamentary cooperation and discussion on budgetary policies. The Member State holding the rotating Presidency should organise twice yearly interparliamentary meetings to discuss budgetary policies and other issues covered by the Treaty. However we believe that no new structures are required as existing cooperation in this area falls mainly within the competence of the biannual meetings of the Chairpersons of Finance/Budgetary Committee of national parliaments. However flexibility should be shown as to attendance at such meetings so as to offer discretion to national parliaments as to the appropriate representation at such discussions.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

Article 13 TSCG provides a welcome opportunity to reinforce interparliamentary cooperation and discussion on budgetary policies. The Member State holding the rotating Presidency should organise twice yearly interparliamentary meetings to discuss budgetary policies and other issues covered by the Treaty. However we believe that no new structures are required as existing cooperation in this area falls mainly within the competence of the biannual meetings of the Chairpersons of Finance/Budgetary Committee of national parliaments. However flexibility should be shown as to attendance at such meetings so as to offer discretion to national parliaments as to the appropriate representation at such discussions.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

No/Non

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Not Answered

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

Not Answered

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

Not Answered

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication “Better governance for the single market” [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Italian Camera dei Deputati

Parliament/Chamber / parlement/chambre

Please enter name of your Parliament/Chamber and contact details / Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées (Open ended text - Essay)

Italian Chamber of deputies

Antonio Esposito

Eu Affairs Departement

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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice -

Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single

answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

The Chamber of deputies considers that, in accordance with the wording of Protocol n. 2, only the compliance of draft legislative act with the subsidiarity principle (and the legal basis) should be scrutinized within the framework of the early warning procedure.

Conversely proportionality should be considered together with the substantive aspects within the framework of the general scrutiny and the political dialogue.

Therefore the Committee for EU affairs of the Chamber when performing the subsidiarity check can deal with aspects concerning proportionality but does not adopt a definitive position on proportionality which fall within the general scrutiny procedure.

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Rarely (approximately a quarter of the time) / rarement (environ un quart du temps)

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

The legal assessment and the political consideration of two principles is based on several common elements and is therefore strictly related.

Therefore in the practice of the Committee on Eu Affairs it was sometimes difficult to draw a distinction between the 2 principles.

However as a general rule it has been possible to separate the outcome of the assessment of the two principles following such criteria:

- subsidiarity concerns the actual existence of preconditions for exercising (non exclusive) EU competences(if the EU can act and on which aspects of the policy field at stake).
- proportionality concerns the choice of the tools and potential impact of the EU action at national level (how the EU acts given the objective of its action).

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre

parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

The two principle have a different nature and scope (see answer 4a) but their legal and (above all) political assessment is partly common.

So the opinions issued within the framework of the early warning procedure while referring only to subsidiarity are based also on aspects related to proportionality.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

The Eu Affairs Committee of the Italian Chambers considers that the the subsidiarity check implies also - as a precondition - the assessment of the legal basis.

The Italian Chamber issued 2 reasoned opinion (out of 3 overall) which found a breach of the legal basis:

- reasoned opinion on COM(2011)615 (Proposal for a REGULATION Olaying down common provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund, the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund covered by the Common Strategic Framework and laying down general provisions on the European Regional Development Fund, the European Social Fund and the Cohesion Fund

- reasoned opinion on COM/2011/0215 (proposal for a Regulation implementing enhanced

cooperation in the area of the creation of unitary patent protection) and on COM/2011/0216 (Proposal for a Council Regulation implementing enhanced cooperation in the area of the creation of unitary patent protection with regard to the applicable translation arrangements)

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

Yes/Oui

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

It could be useful to exchange information and best practices within COSAC on the criteria, methods and tools for the assessment of the subsidiarity principles in the individual Parliaments/Chambers.

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

No/Non

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Never

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

During the current parliamentary term (29 April 2008 to date) the Italian Chamber of deputies hold 25 hearings of European Commissioner, the majority of which were dedicated to the presentation and discussion of specific proposals of the European Commission (among others on legislative packages concerning MFF, Economic governance, CAP reform)

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

First of all the bilateral dialogue between the EP and individual NP could be enhanced.

The Speaker of the Italian Chamber, Mr. Gianfranco Fini, in a recent letter to Martin Schulz,

President of the European Parliament, in view of the Speakers' conference of Warsaw, underlined the need to make the dialogue between the European Parliament and national parliaments more concrete, by giving more visibility to the opinions expressed by the latter during consideration of EU draft legislation and documents. In particular, Mr. Fini proposed to include a brief overview of the remarks and observations made by national parliaments - pertaining to the substantive aspects of draft legislation and documents, and not only to those pertaining to breaches of the subsidiarity principle - into the reports that the Committees of the European Parliament prepare for consideration in the Plenary. The opinions adopted by national parliaments would therefore become a significant element in the pre-legislative activities carried out by the European Parliament.

Concerning the dialogue with Commission, the Committee for EU Affairs of the Italian Chamber invited the EC to:

- furtherly improve the quality of the EC replies to the NP opinions and avoid delays in their preparation;
- give an overall feedback of the impact of NP opinions on the decision-making process, possibly considering some significant cases.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux
- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Greater use made of video conferencing with Commissioners / plus grande utilisation de la vidéoconférence avec les commissaires

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

No/Non

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

Not Answered

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

No/Non

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

Not Answered

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

The Italian Chamber considers that a closer cooperation between national Parliaments on specific DLA should be developed not only when a large number of reasoned opinion is issued but in all the relevant cases.

To this end it should be fully exploited the potential of IPEX which is the main "gateway" to the information on NP activities related to EU proposal and offers a platform for restricted forums for discussing specific proposals and issues.

The NP Representatives in Brussels can also give an important contribution to this.

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

Yes/Oui

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Not Answered

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article

13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

The implementation of Art. 13 TSCG could give an important contribution for enhancing the interparliamentary cooperation. In the conclusions of the last EUSC (Warsaw, 20-21 April 2012), it is stated that "In the light of Article 13 of the Treaty, the Speakers stressed that cooperation between the national parliaments and the European Parliament should play an important role in the process of economic coordination and governance in the EU."

Any decision on the implementation of Art 13 of the TSCG should be taken by the European Union Speakers Conference (EUSC).

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

Any decision on the implementation of Art 13 of the TSCG should be taken by the European Union Speakers Conference (EUSC) (see answer 2)

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

Art. 13 itself devolves upon each Parliament designation of their representatives.

Any decision on the implementation of Art 13 of the TSCG should be taken by the European Union Speakers Conference (EUSC) (see answer 2)

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

In order to strengthen and make "permanent" the interparliamentary cooperation in the field of economic governance, a specific section could be added to the IPEX database (EU Interparliamentary Information Exchange) for the exchange of information on the European Semester and economic governance as stated in the conclusion of the EUSC in Brussels (4-5 April 2011).

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

No/Non

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Not Answered

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

Not Answered

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

Not Answered

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Italian Senato della Repubblica

Parliament/Chamber / parlement/chambre

Please enter name of your Parliament/Chamber and contact details / Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées (Open ended text - Essay)

Italian Senate

Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Because the so-called yellow card, orange card and red card procedures only relate to the violation of the principle of subsidiarity. The assessment of the compliance of draft legislative acts with the principle of proportionality is fully included in the "political dialogue".

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Other, please specify / autres, veuillez préciser The Italian Senate makes an overall assessment of draft legislative acts. Proportionality criteria are taken into account in the framework of the "political dialogue".

7) 4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

The treaties and the protocols make a clear distinction between the two, even if they should be considered together by parliaments, because an overall assessment of an act provides a more comprehensive basis for separate statements on subsidiarity and proportionality compliance of draft legislative acts: the former being relevant to the "cards procedures"; the latter to "political dialogue".

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

See answer to previous question. An overall assessment should be preferred.

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Sometimes national parliaments use the restricted notion of subsidiarity, which is more adherent to the provisions of the treaties.

In other circumstances, national parliaments use a broader notion, including the scrutiny of the legal basis (principle of conferral) and proportionality compliance. This approach seems to be different from the formal provisions of the treaties.

In the Italian Senate experience, there was a total of four reasoned opinions:

1) Agricultural Committee, with a different opinion to that of the EU Policies Committee. In 2010, a reasoned opinion on the proposal for a Council decision laying down rules for imports into the European Union from Greenland of fishery products, live bivalve molluscs, echinoderms, tunicates, marine gastropods and by-products thereof (COM(2010)176).

The breach of the subsidiarity principle was found on the grounds of the 'necessity' and 'EU value-added' tests.

2) Justice Committee, with a similar opinion of the EU Policies Committee. In 2011, two reasoned opinions on jurisdiction, applicable law and the recognition and enforcement of decisions in matters of matrimonial property regimes (COM(2011)126) and on jurisdiction, applicable law and the recognition and enforcement of decisions regarding the property consequences of registered partnerships (COM(2011)127).

The breach of the subsidiarity principle was found on the grounds of the lack of legal basis for the two proposals.

3) Health Committee, with a similar opinion of the EU Policies Committee. In 2011, a reasoned opinion on a proposal of regulation on Food intended for infants and young children and food for special medical purposes (COM(2011)353).

The breach of the subsidiarity principle was found on the grounds of the 'necessity' and 'EU value-added'.

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single

answer)

Yes/Oui

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

In its 19th Report on subsidiarity and proportionality (COM(2012) 373 of 10 July 2012), the European Commission confirmed its position as regards the early warning mechanism:

«Although subsidiarity cannot be assessed mechanically by reference to operational criteria, the Commission continues to use 'necessity' and 'EU value-added' tests as part of its analytical framework and recommends that others do likewise».

Court of Justice, 8 June 2010, C-58/08, Vodafone, gave indications as regards the judicial assessment of the principle of subsidiarity, recalling the guidelines of paragraph n. 5 of protocol n. 30, annexed to the Treaty of Amsterdam, for the purposes of determining whether the principle is complied with (point 72) and as regards legislative acts, recalling paragraphs 6 and 7 of the same protocol, stating that the Community is to legislate only to the extent necessary and that Community measures should leave as much scope for national decision as possible, consistent however with securing the aim of the measure and observing the requirements of the Treaty (point 73). Besides, paragraph 3 of the protocol states that the principle of subsidiarity does not call into question the powers conferred on the European Community by the Treaty, as interpreted by the Court of Justice (point 74).

Given these official positions of the European Commission and of the Court of Justice, further clarification of subsidiarity check criteria used by national Parliaments does not seem strictly necessary.

However, consideration should be given to collecting all contributions and articles relating to subsidiarity check and to distributing electronically to COSAC participants or to post such information on the COSAC website; in addition, all official positions of EU Institutions aiming at clarifying the procedure should also be distributed or posted.

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou

définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

No/Non

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

- 1) The Annual Report 2011 on relations between the European Commission and national Parliaments (COM(2012) 375 of 10 July 2012), clearly indicated that the great majority of the 622 opinions received in 2011 contained substantive comments and questions on the content of Commission proposals and initiatives. As in previous years, only a comparatively small number (64) of opinions were reasoned opinions within the meaning of Protocol no. 2, notifying a breach of the principle of subsidiarity (10,28%).
- 2) The opinions submitted by the Senate in the framework of protocol no. 2 are also sent to the Italian government.

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes
- Other, please give specific examples if any / autres, veuillez donner d'éventuels exemples concrets Italian Senate committees jointly with relevant committees of the Chamber of deputies have invited members of the Commission to provide information on EU policies falling within the remit of such committees. In this context, the EU Policies Committees, owing to their general

competence on EU matters, have always been involved. Besides, the Commission hosted study visits for staff on topics related to the new economic governance and financial markets.

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

The European Commission has not introduced its Work Programme in the Senate yet.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

The hearings of Commissioners in the Senate (jointly with the Chamber) are always related to their mandate and, within this mandate, also to some specific proposals. For example, Commissioner Barnier, in his hearing of 24 November 2011, presented the proposal on Credit Rating Agencies III; Commissioner Reding, in her hearing of 29 March 2012, presented the proposal on Data Protection.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

The political dialogue with the Commission appears to be effective and satisfactory, owing to the written replies to the opinions of national parliaments. Such replies, which are chamber-specific, have recently become more accurate, thus giving national parliamentarians a better understanding of the Commission's positions and of the follow-up to the legislative proposals.

The political dialogue with the European Parliament is becoming more open and frequent, due to the approval of new art. 130 of the rules of procedure, of the Common approach to the

treatment of opinions and reasoned opinions and to more recent decisions adopted in order to collect the set of documents submitted by national parliaments to the EP in an on-line database, which is already available to the Members of the Parliament and used in the Committees. Such "acquis" should be maintained.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux
- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC
- Greater use made of video conferencing with Commissioners / plus grande utilisation de la vidéoconférence avec les commissaires

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne

- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC
- Other, please specify / autres, veuillez donner des détails The possibility to adopt an ad hoc Communication should be considered when there is a large number of ROs.

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

The opinions submitted by the Senate in the framework of the so-called "political dialogue", like the reasoned opinions, are also sent to the Italian government.

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposé l'instrument de ratification? (Open ended text - Essay)

The Italian Parliament ratified the Fiscal Compact with a vote in the Senate on 12 July 2012 and a vote in the Chamber on 19 July 2012.

The deposit of the instrument of ratification will follow the publication of the Law authorizing the ratification on the Official Journal of Italian Republic of the 28 July 2012.

In the Official Journal of the same day, the law authorizing the ratification of the ESM Treaty and the law authorizing the ratification of decision 2011/199/UE have been published.

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

The Italian Senate has taken no position yet.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

The Italian Senate has taken no position yet.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

The Italian Senate has taken no position yet.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

The Senate Industry Committee adopted a resolution on the proposal on 16 May 2012.

According to the Committee, the proposed regulation, once approved, will allow the European Union to achieve the objectives of a 20 percent reduction of greenhouse gas emissions, a 20 percent increase of energy efficiency and a 20 percent increase of renewable energy in final energy consumption by 2020, while ensuring safety of supply and energy solidarity among Member States.

The proposed Regulation aims at full and complete integration of the internal energy market, ensuring that any Member State shall be isolated from the system of European networks and that all members contribute to sustainable development and environmental protection. Only through this approach, will it be possible to contribute, as the Commission affirms, to a "smart, sustainable and inclusive" growth.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

yes, a contribution / oui, une contribution

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

As regards the comments submitted in the framework of the political dialogue by the Senate Industry Committee in its resolution of 16 May 2012, it is worth recalling that:

- the draft Regulation should take into account particular models of transmission of electric power, enhancing mechanisms such as the Smart Grid;
- with regard to identifying projects of common interest, it's important to functionalise the activity of regional groups, in order to avoid duplication of roles and structures, also with reference to forms of transparency and the involvement of all stakeholders concerned;
- in article 4, paragraph 4, consideration should be given to the introduction, — amongst the criteria for the classification of the various projects and in addition to the requirement of urgency or as an alternative to it —, of the contribution in the realization of relative priority corridors;
- with reference to article 6, consideration should be given to involving sponsors of private industrial projects in the identification and designation of the European Coordinator;
- as to article 8 of the proposal, consideration should be given to establishing that, when an individual Member State already has a special and simplified national procedure for specific infrastructures in place, an infrastructure developer may opt for the more efficient authorization procedure;
- as regard the implementation of the new cost-benefit analysis methodology for the energy sector (art. 8) — which should be extended from one to three months, in order to enable network operators to adapt completely the new procedure —, it should be considered that transmission system operators will need to make additional investments to adapt to it. Since adequate funding is not presently available, the risk that the new costs become a burden on users should be avoided;
- in article 15, paragraph 2, in relation to the criteria of eligibility of projects of common interest for EU funding and in order not to produce distortions in competitiveness of the internal market, consideration should be given to providing some sort of safeguard clause, by virtue of which, under equal conditions, commercially viable projects are preferable to those not commercially viable;
- with respect to the timing that the proposed regulation provides for the agreement on cost sharing and substitutive power of the Agency for the cooperation of energy regulators, consideration should be given to extending the deadline for finding an agreement on cost sharing among the national authorities of countries involved in the infrastructure from six to eight months; on the same issue, consideration should be given to enabling the Agency for the cooperation of energy regulators to intervene through substitutive powers not automatically, but only after ascertaining unexplained inertia of a national authority.

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

- (i) Whether the proposed legislation affords adequate protection to the environment whilst promoting the development of trans-European energy networks / La législation proposée assure-t-elle une protection adéquate de l'environnement tout en promouvant le développement de réseaux transeuropéens d'énergie ?
- (ii) Whether the proposed regulation adequately addresses transparency and effective participation of the public during consultations for a proposed infrastructure project, in the light of the time constraints imposed by the "fast track" permit granting procedure / Le règlement proposé traite-t-il de façon adéquate les transparence et de participation effective du public lors des consultations à propos d'un projet d'infrastructure proposé, à la lumière des contraintes de temps par la procédure accélérée?
- (iii) Whether a reorganization of the permit granting process in your country will be needed in order to enable decisions within the time constraints imposed by the regulation, especially in cases where multiple authorities are engaged / Une réorganisation de la procédure d'octroi de permis dans votre pays sera-t-elle nécessaire afin de permettre la prise de décisions dans les délais imposés par le règlement, en particulier dans les cas où plusieurs autorités sont impliquées?
- (iv) Whether your parliament has any objections with regard to the rules set out by the proposed regulation concerning the eligibility of projects of common interest (PCI's) for financial assistance from the EU / Votre parlement a-t-il des objections à propos des règles définies par le règlement proposé concernant l'éligibilité de projets d'intérêt commun (PIC) à l'aide financière de l'UE ?

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précise sur la liste ci-dessus: (Open ended text - Essay)

(i) See answer to question 2. The resolution of the Industry Committee states that all members should contribute to sustainable development and environmental protection. Only through this approach, will it be possible to have a "smart, sustainable and inclusive" growth.

(ii) See answer to question 2. The issues of transparency and effective participation of the public during consultations have been taken into account as regards regional groups, in order to avoid duplication of roles and structures, also with reference to forms of transparency and the

involvement of all stakeholders concerned.

(iii) See answer to question 2. The resolution of the Industry Committee states that when an individual Member State already has a national special and simplified procedure for specific infrastructures in place, the infrastructure developer should be able to opt for the more efficient authorization procedure.

(iv) See answer to question 2. The resolution of the Industry Committee states that, under equal conditions, commercially viable projects (PCIs) are preferable to those not commercially viable.

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Latvian Saeima

Parliament/Chamber / parlement/chambre

Please enter name of your Parliament/Chamber and contact details / Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées (Open ended text - Essay)

Latvian Saeima

Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Because the Lisbon Treaty establishes procedures for dealing with cases of infringement of the subsidiarity principle. Infringement of the principle of proportionality is not referred to in the Lisbon Treaty.

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Other, please specify / autres, veuillez préciser During subsidiarity checks, a proposal's compliance with the principle of proportionality is evaluated; however, if non-compliance is found, it is not considered to be a breach of the principle of subsidiarity.

7) 4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Because within the Lisbon Treaty the principles of subsidiarity and proportionality are two different principles of EU law. Protocol No.2 of the Lisbon Treaty on the application of the principles of subsidiarity and proportionality stipulates a procedure for detecting infringement only of the subsidiarity principle.

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Evaluation of the subsidiarity principle without consideration of the proportionality principle is not effective because in order to detect non-compliance with subsidiarity, it is necessary to

determine whether a proposal is the most effective way to solve a problem in all EU member states. But in order to determine this, it is necessary to understand whether the proposal solves the problem at all, and this cannot be done without a proportionality check.

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Statistics on this issue have not been compiled; however, some parliaments view the principles of subsidiarity and proportionality as a whole, and therefore in cases of non-compliance with the proportionality principle, they send a reasoned opinion to EU institutions.

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

Yes/Oui

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Not Answered

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou

définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Yes/Oui

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

The guidelines could contain a set of questions to be answered in order to determine non-compliance with the principles of subsidiarity and proportionality.

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

For example, the main criteria in evaluating the subsidiarity principle in the Saeima, the parliament of the Republic of Latvia, are the following: legal basis of the document, justification of the necessity of the document, usefulness of the proposal in achieving the goal and solving the problem.

However, when evaluating the proportionality principle, the focus is on whether a specific article of a regulation achieves its goal, whether such a regulation is necessary to achieve the goal, whether less limiting alternatives exist, whether local and regional aspects have been taken into consideration, whether the selected type of document is appropriate.

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le

Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

The head of the European Commission Representation in Latvia is annually invited to the Saeima to inform the members of the European Affairs Committee about the Commission Work Programme.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

There are specific cases when the EC informs members of parliament about proposals which have a significant bearing on Latvia.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

Visits of European Commission experts to member state capitals and work with sectorial committees of member state parliaments. There is room for improvement in the cooperation between national parliaments and the European Parliament, including the use of new technological opportunities. Regular exchange of opinions could be organized with representatives of the Committee of the Regions and the European Economic and Social Committee.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives

stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Greater use made of video conferencing with Commissioners / plus grande utilisation de la vidéoconférence avec les commissaires
- Other, please specify / autres, veuillez donner des détails see answer to 3b.

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC
- Other, please specify / autres, veuillez donner des détails Along with the IPEX, the network of national parliaments' representatives in Brussels acts as a rapid response mechanism within the framework of the subsidiarity checks. This type of cooperation should be continued. The exchange of letters between politicians and discussions in COSAC are useful, especially in cases where subsidiarity infringement proceedings may be invoked.

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Bring to the attention of the College of Commissioners / attirer l'attention du Collège des commissaires
- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC
- Other, please specify / autres, veuillez donner des détails See answer to 5.b.

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

The Saeima is not very active in providing opinions, especially taking into account the adopted model for supervision of EU affairs (the mandate system); therefore, political dialogue (meetings with the EC Commissioners, experts and interaction between the EC and national parliament representatives in Brussels) is used most frequently.

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

Yes/Oui

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Not Answered

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

Joint meetings of national and EP budget committees.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié

sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

See answer to 2.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

The approach could be similar to COSAC – representatives of the budget committees from national, European and the candidate states' parliaments.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Generally, Latvia supports the proposed regulation and the defined priority energy corridors, including BEMIP regarding both gas and electricity.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

No/Non

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

Not Answered

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

- (iii) Whether a reorganization of the permit granting process in your country will be needed in order to enable decisions within the time constraints imposed by the regulation, especially in cases where multiple authorities are engaged / Une réorganisation de la procédure d'octroi de permis dans votre pays sera-t-elle nécessaire afin de permettre la prise de décisions dans les délais imposés par le règlement, en particulier dans les cas où plusieurs autorités sont impliquées?

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

The European Affairs Committee of the Saeima had some doubts regarding project selection criteria and the feasibility of ensuring timely and cost-efficient compliance with several requirements stipulated in the proposed regulation, such as establishing a new institution for issuing permits for PCIs.

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication “Better governance for the single market” [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

The aforementioned document was published shortly before the Saeima went on summer recess; therefore, the European Affairs Committee of the Saeima has not considered it yet.

Lithuanian Seimas

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées: (Open ended text - Essay)

Seimas of the Republic of Lithuania

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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

The consideration of the impact of the Treaty of Lisbon to the work of the Seimas, has led to the agreement that the principle of proportionality is a constitutional principle; it allows to

determine the competences clearly and to analyse more deeply the legal background. The Lithuanian Seimas is of the opinion that the powers of national Parliaments set out in the Treaty of Lisbon will not be fully implemented without proper control of both principles.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Always / toujours

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

See answer to Chapter 1, Question 2.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

The Lithuanian Seimas is of the opinion that the principle of proportionality is a constitutional principle; it allows to determine the competences clearly and to analyze more deeply the legal background. Thus the powers of national Parliaments set forth in the Treaty of Lisbon will not be fully implemented without proper control of both principles.

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

No/Non

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

The Lithuanian Seimas stated in its replies to the 16th COSAC Bi-Annual Report Questionnaire that when deliberating the proposals, the Lithuanian Seimas takes into account the following:

– whether the issue proposed to regulate– by the EU legislative initiative has an international aspect, which cannot be appropriately regulated by the actions taken by Member States individually;

– whether the individual actions by Member States or the absence of joint EU– actions would infringe the EU Treaties or act against EU interests; and

– whether joint EU actions may have an obvious advantage over the efforts of individual Member States.

For the purposes of compliance with the subsidiarity principle, the following is additionally assessed on the basis of the explanatory memorandum:

– whether the consultations with Members States– are sufficient during the drafting of the EU legislative initiative;

– whether the explanations submitted allow to assess compliance with the principle of subsidiarity;

– whether the EU legislative initiative is based on– qualitative and quantitative criteria;

– whether the financial and– administrative burden is assessed;

– what is the potential regulatory impact– of the EU legislative initiative.

In addition, the Lithuanian Seimas examines the compliance of the Commission's proposals with the principle of proportionality.

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single

answer)

Yes/Oui

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Conferences, workshops, seminars with the participation of MPs and their staff.

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Yes/Oui

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

"Best practice" procedures in the national Parliaments, scope of the principles, notion of Art. 5(3) of the Treaty of the European Union, etc.

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

The Commission Work Programme is presented at the Committee on European Affairs every year, usually one to three weeks after its official adoption by the College. The Programme is presented by the Commissioner (or the Head of the Representation of the European Commission in Lithuania).

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Algirdas Šemeta, Commissioner for Taxation and Customs Union, Audit and Anti-fraud, presented several proposals of the Commission (i.e., FTT, Energy Efficiency Directive, etc.) to the Lithuanian MPs during his visits to Lithuania.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

The tradition of annual presentation of the Commission Work Programme and very relevant proposals of the Commission with the participation of Commissioners should be more entrenched in the national Parliaments.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux
- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which

a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Bring to the attention of the College of Commissioners / attirer l'attention du Collège des commissaires
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

Yes/Oui

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Not Answered

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

The Lithuanian Seimas opinion on interparliamentary cooperation will be defined when a decision upon relations between the Seimas and the Government in the framework of the budgetary policy has been reached.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié

sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

See answer to question 2 of the section.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

See answer to question 2 of the section.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

In part / partiellement

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

The Lithuanian Seimas supports the regional cooperation platforms as the most efficient way for the functioning of 12 energy corridors and the proposed active involvement of the Commission into the regional selection process of the projects of European interest.

The Seimas is of the opinion that the representation of Member States should play a decisive role in regional groups with a view to a transparent and consistent regional selection process of preparing a regional projects list. The updated Baltic Energy Interconnection Plan (BEMIP) can be used as a preliminary background for selecting the energy projects of European interest in the Baltic region.

In our opinion, the principle „customers pay“ should remain the main source of financing for new infrastructure projects with commercial attractiveness. However, EU’s financial assistance should be ensured in the case of projects with limited commercial attractiveness, but high importance to the strengthening of internal market links.

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

yes, another parliamentary document / oui, un autre document parlementaire

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

The proposal of the Commission was found very relevant and sent by the Committee on European Affairs to the Committee on Economics. The Committee on Economics examined the proposal in detail and approved the position of the Government. The Committee on European Affairs approved the aforementioned conclusions of the Committee on Economics.

The main elements of the position are provided in the answer to Question 1 of Chapter 3.

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l’examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

- (iv) Whether your parliament has any objections with regard to the rules set out by the proposed regulation concerning the eligibility of projects of common interest (PCI's) for financial assistance from the EU / Votre parlement a-t-il des objections à propos des règles définies par le règlement proposé concernant l'éligibilité de projets d'intérêt commun (PIC) à l'aide financière de l'UE ?

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

See the answer to Question 1 of Chapter 3.

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

Yes/Oui

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

The Committee on European Affairs approved, in a usual manner, the position of the Government on the aforementioned Commission's proposal before the meeting of the Council.

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

The Committee on European Affairs endorsed the statements of the Government and welcomed the ambitious actions for strengthening the internal market, with a particular focus on faster implementation of the Services Directive, development of the digital internal market and establishment of the single energy market by 2014.

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Luxembourg *Chambre des Députés*

Parliament/Chamber / parlement/chambre

Please enter name of your Parliament/Chamber and contact details / Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées (Open ended text - Essay)

Chamber of Deputies (Luxembourg)

Coordonnées : Isabelle Barra (ibarra@chd.lu)

Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les

contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Rarely (approximately a quarter of the time) / rarement (environ un quart du temps)

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Not Answered

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

Yes/Oui

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Not Answered

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Yes/Oui

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

La Commission européenne n'a pas encore présenté son programme de travail à la Chambre des Députés.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

La Commission européenne n'a pas encore présenté de propositions concrètes à la Chambre des Députés.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

Not Answered

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

Yes/Oui

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Not Answered

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

Not Answered

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

Il pourrait s'agir de réunions entre des représentants des commissions des finances.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

La commission parlementaire compétente de la Chambre des Députés approuve cette proposition dans la mesure où elle contribue à améliorer la compétitivité des économies européennes et leur sécurité d'approvisionnement en énergie. Elle note favorablement que cette proposition concourt à l'achèvement de l'intégration du marché intérieur de l'énergie tout en veillant à ne laisser aucun Etat membre isolé du réseau européen.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

No/Non

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

Not Answered

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

La commission parlementaire a concentré son examen sur le respect des principes de subsidiarité et de proportionnalité par les dispositions de cette proposition de règlement. Elle est parvenue à la conclusion que ces dispositions sont en ligne avec les exigences de l'article 5 du Traité sur l'Union européenne.

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national

Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Maltese Kamra tad-Deputati

Parliament/Chamber / parlement/chambre

Please enter name of your Parliament/Chamber and contact details / Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées (Open ended text - Essay)

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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

The Treaty does not give any remedies for proposals identified by national parliaments as being in breach of the principle of proportionality, in contrast to the clear provisions in the case of breach of subsidiarity. Opinions concerning proportionality can be sent in the framework of the informal political dialogue, however the Commission is only bound to reply to such opinions. Thus it cannot be said that subsidiarity and proportionality hold the same standing.

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Sometimes (approximately half of the time) / parfois (environ la moitié du temps)

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Although the principle of proportionality is deemed to be essential it tends to be overlooked in view of the fact that the emphasis in the Treaty has been put on subsidiarity.

In spite of the fact that subsidiarity and proportionality are two distinct criteria, they are, however, equally important in order to ensure that EU legislation is really effective.

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

In view of the fact that proportionality is a different argument altogether from subsidiarity, the two principles can be considered independently of each other.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Although in carrying out its own subsidiarity checks the Maltese Parliament takes into account reasoned opinions submitted by other parliaments, it has never evaluated or taken positions on the content of the reasoned opinions per se.

However, it is understood that since no uniform definition of subsidiarity exists, Parliaments could be interpreting it differently and consequently using different criteria.

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

Yes/Oui

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

This could lead to a more uniform interpretation by the parliaments of what constitutes a breach of subsidiarity. This could contribute to a better understanding of what the principle is in practice and could lead to more subsidiarity thresholds being reached.

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Yes/Oui

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Guidelines on the drawing up of reasoned opinions would be welcome as this would bring about a degree of uniformity.

The fact that some reasoned opinions are thorough and detailed, whereas others hardly state anything at all more than signaling a breach of subsidiarity should be addressed. Also it should be encouraged that an un/official translation of the RO in English/French, or at least a summary, be made available by the submitting parliament, alongside the version in the original language. Clearly the guidelines should be limited to being a guide to parliaments in order to allow them to operate in terms of their rules and practices.

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

As yet there has not been the opportunity for the European Commission to present the Commission Work Programme to the Maltese Parliament.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

No specific meetings have been set up with Commissioners in order for them to present specific proposals to the Parliament, however specific proposals have been discussed during the meetings of the various Commissioners with the Standing Committee on Foreign and European Affairs.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

The Commission should take the necessary steps to show that opinions sent by national parliaments in the framework of the informal political dialogue are in fact being considered and reflected in the proposals.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives

stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

No/Non

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(s) au sein du dialogue politique? (Choice - Multiple answers)

- All of the above.

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Other, please specify / autres, veuillez préciser All of the above.

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received

by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- All of the above.

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Motion 294 calling for the ratification of the TSCG by the Maltese Parliament has been presented to the House on 5 March 2012, however no timetable for debate has been established as yet.

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

The holding of a conference as foreseen by Article 13 should be launched as soon as possible, even before the entry into force of the TSCG and the relevant transposition of the golden rule.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

A 'quick' solution would be to have an interparliamentary meeting organized by the relevant committees of the European Parliament. Once the TSCG enters into force the format of the Conference could be revised.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

The established rules for interparliamentary meetings should apply.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil

relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

Not Answered

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

Not Answered

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication “Better governance for the single market” [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

Not Answered

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Polish Sejm

Parliament/Chamber / parlement/chambre

Please enter name of your Parliament/Chamber and contact details / Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées (Open ended text - Essay)

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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

The differences between the discussed principles are of a procedural (formal) nature and relate to control mechanisms and their application by national parliaments. Since the LT came into force in 2009, parliamentary chambers may check the application of the principle of subsidiarity at the legislative level, in the course of drafting a legislative act by EU regulators. The Polish Sejm has been actively using this opportunity. So far, the Sejm of the Republic of Poland has provided EU institutions with eight reasoned opinions finding a violation of the principle of subsidiarity. National parliaments may also question the compliance of an EU legislative act which has already been adopted with the principle of subsidiarity before the Court of Justice. EU law does not provide for similar checks and balances with respect to compliance with the principle of proportionality. At the legislative stage, national parliaments may signal infringement of this principle to EU institutions only in the form of political dialogue, which does not produce any legal effects. Furthermore, national parliaments have no right to bring before the Court of Justice actions concerning invalidity of EU legislative acts due to violation of the principle of proportionality. Such an action may be brought by a Member State, which in practice means its government.

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Often (approximately three quarters of the time) / souvent (environ les trois quarts du temps)

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

The Sejm checks the compliance of draft legislative acts of the European Union both with the principle of subsidiarity (Article 5(3) of TEU) and the principle of proportionality (Article 5(2) of TEU). The Sejm finds there is a connection between these principles, as they both set limits to

the freedom of action enjoyed by the EU institutions in the course of exercising the competences conferred upon them by the Member States. Compliance with the principles of subsidiarity and proportionality is assessed using other criteria formulated in the definitions of these principles (in Article 5(3) and 5(4) of TEU respectively).

The aim of assessing compliance of EU legislative acts with the principle of proportionality is to determine to what extent and in what form the given subject matter should be regulated on the EU level. Within this framework, it is assessed, in accordance with guidelines following from established jurisprudence of the Court of Justice, whether the solutions proposed in the draft legislative act are appropriate, necessary and proportionate for achieving the set objectives.

Based on the letter of EU treaties and judicial decisions, the Sejm acknowledges the separation of these two principles, at the same time recognising the relation between them, and examines the application of both principles independently from each other.

Incidentally, there have been draft legislative acts of the European Union which the Sejm found to be in breach of the subsidiarity principle only, without infringing the principle of proportionality. There have been contrary cases, too, where the Sejm found some acts to infringe the principle of proportionality without violating the principle of subsidiarity.

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

The fact that compliance with the principle of subsidiarity and proportionality is verified at the same time follows from the function these two principles fulfil in the EU legal order. Verifying compliance with the principle of subsidiarity only, without referring to the application of the principle of proportionality, weakens not only the effectiveness of applying the principle of proportionality, but also the principle of conferral (Article 5(1) of the TEU). Verifying compliance with the principle of conferral, i.e. checking whether EU institutions submitting a draft legislative act of the European Union act within the competences conferred upon them under the Treaty, is crucial as – pursuant to Article 5(2) of TEU – all competences not conferred upon the EU belong to the Member States. Performing such checks allows Member States to supervise EU

institutions so that they do not act beyond the competences conferred upon them, thus infringing the competences of national legislatures.

From the point of view of parliamentary chambers, the current legislation does not guarantee effective application of the principles of proportionality and conferral, as there are no scrutiny mechanisms in place enabling national parliaments to supervise their application. Such a mechanism was introduced only for the principle of subsidiarity.

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

No/Non

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

The scope of a reasoned opinion is determined by Article 6 of Protocol 3. According to this provision, a reasoned opinion states the reasons why a national Parliament chamber deems the given proposal to be incompatible with the principle of subsidiarity. Therefore, subsidiarity checks conducted in this respect are essentially aimed at assessing whether the given draft legislative act is compliant with the principle of subsidiarity or not. The notion of subsidiarity checks should be understood strictly as aimed at determining the compliance of a draft legislative act with the principle in question only.

While conducting subsidiarity checks, however, it should be taken into account that the discussed principle, being one of the general principles of EU law, is interrelated with other principles of the EU legal order. It is particularly strongly related to the principle of proportionality and the principle of conferral, which demands that each act of the EU be based on a legal basis defining relevant competence (legality criterion). This is why certain reasoned opinions of the Sejm, apart from the main charge of violating the principle of subsidiarity, also raised charges of violating other principles of general EU law, including in particular the principle of conferral (the legality criterion, EU having no competence to act). Charges of violating this principle were raised in:

- the resolution of the Sejm of 27 May 2011 on declaring the Proposal for a Council Regulation

on jurisdiction, applicable law and the recognition and enforcement of decisions regarding the property consequences of registered partnerships (COM(2011) 127 final) to be incompatible with the principle of subsidiarity (see the reasoned opinion of the Sejm in the English language: <http://www.ipex.eu/IPEXL-WEB/scrutiny/CNS20110060/plsej.do>); the resolution of the Sejm of 13 May 2011 on declaring the proposal for a Council Directive on a Common Consolidated Corporate Tax Base (COM(2011) 121 final) to be incompatible with the principle of subsidiarity (see the reasoned opinion of the Sejm in the English language: <http://www.ipex.eu/IPEXL-WEB/scrutiny/COM20110121/plsej.do>).

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single

answer)

Yes/Oui

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Despite the fact that the principle of subsidiarity is exhaustively formulated in the provision enacting it (Art. 5 clause 3 of the TEU), performing subsidiarity checks is problematic in practice. This is proved by the various categories of arguments mentioned in reasoned opinions of individual parliamentary chambers recorded in the European Commission's reports on subsidiarity and proportionality in the last years (cf. the latest report COM(2012) 373 final). With respect to the same proposed regulations, parliamentary chambers point to various arguments of economic, social or legal nature, whereby in the opinion of some chambers these arguments prove a breach of the principle of subsidiarity and in the opinion of others – compliance with it. In this context, working out a methodological basis for subsidiarity checks is a desired action that would standardise the control process and at the same time would reinforce the arguments used in the reasoned opinions.

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Yes/Oui

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

The Sejm expresses its readiness to take part in work aimed at laying down the methodology of compliance checks of EU legal acts with respect to the principle of subsidiarity and participate in other forums dealing with this principle.

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

The Commission Annual Work Programme is presented each year at the Committee's sitting. The Commission Work Programme for 2009 was presented by Ms Margot Wallström, Vice-President of the European Commission, and the Work Programme for 2010 and 2012 by Mr Janusz Lewandowski, Commissioner for Financial Programming and Budget.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien

de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

During the last 5 years of the European Union Affairs Committee's work, Committee members discussed the Commission Work Programmes presented by the above-mentioned Commissioners. Additionally, the Committee held a series of meetings with Commissioners, e.g.:

1. Commissioner Günter Verheugen – on the Lisbon strategy and assessment of 5 years of Poland's membership in the EU
2. Commissioner Leonard Orban – on the multilingualism policy and the European Union's linguistic and educational strategy
3. Commissioner Margot Wallström – on the European Commission's information strategy
4. Commissioner Danuta Hübner – on the package concerning EU regional policy
5. Commissioner Stavros Dimas – on the legislative package concerning environmental protection and the related EU climate and energy package
6. Commissioner Olli Ren – on the EU enlargement strategy
7. Commissioner Benita Ferrero-Wallner – on the Eastern Partnership
8. Commissioner Maroš Šefčovič – on the green paper on the European Citizens' Initiative (COM(2009) 622) and the "Europe 2020" Strategy
9. Commissioner Janusz Lewandowski – on the EU's multiannual financial framework for 2014-2020

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

Strengthening cooperation on the informal level, day-to-day cooperation on current issues, via e-mail, exchange of information, clarifying doubts. Networking with experts in the different EU institutions and national parliaments.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux
- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC
- Greater use made of video conferencing with Commissioners / plus grande utilisation de la vidéoconférence avec les commissaires
- Other, please give details:/ autres, veuillez donner des détails: working meetings of European and Sejm experts

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was

not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC
- Other, please specify / autres, veuillez préciser working meetings of experts from national parliaments, including meetings organised e.g. as part of the COSAC meeting (example: meeting in Copenhagen during the COSAC meeting 22-24.04.2012)

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne

- Bring to the attention of the College of Commissioners / attirer l'attention du Collège des commissaires
- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Improved responses to ROs and contributions of national parliaments from the European Commission; the Commission should address the arguments raised by national parliaments in more detail.

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

The ratification procedure has not begun yet. The initiative belongs to the Council of Ministers.

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

The question of interparliamentary cooperation in the context of Art. 13 TSCG has not been debated in the Polish Sejm yet.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

Idem

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

Idem

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

The Information of the Council of Ministers on the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union was debated at the joint meeting of the European Union Affairs Committee and the Public Finance Committee on 16 February 2012. The Committees heard the government's information on the Treaty. In the discussion, the MPs focused on fiscal rules, the Treaty's relation to other EU documents, participation in summits of Eurozone Member States and States-Parties to the Treaty, budgetary and economic policy and the stability of the Eurozone. At that stage, however, the discussion did not pertain to interparliamentary cooperation.

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

According to the European Union Affairs Committee (EUAC), the Regulation will contribute to realising the objectives of the EU energy policy, i.e. building a single market and ensuring the stability and security of supplies. EUAC's members welcomed the fact that Poland was included in 8 out of 12 energy infrastructure priority corridors and areas comprising projects of common interest selected by regional groups and accepted by the European Commission. In the case of Poland, the 8 priority corridors are: 3 gas corridors, 2 electric power corridors, 1 oil corridor, 1 intelligent networks corridor and 1 corridor related CO2 transport networks.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

No/Non

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

Not Answered

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

- (iii) Whether a reorganization of the permit granting process in your country will be needed in order to enable decisions within the time constraints imposed by the regulation, especially in cases where multiple authorities are engaged / Une réorganisation de la procédure d'octroi de permis dans votre pays sera-t-elle nécessaire afin de permettre la prise de décisions dans les délais imposés par le règlement, en particulier dans les cas où plusieurs autorités sont impliquées?
- (iv) Whether your parliament has any objections with regard to the rules set out by the proposed regulation concerning the eligibility of projects of common interest (PCI's) for financial assistance from the EU / Votre parlement a-t-il des objections à propos des règles définies par le règlement proposé concernant l'éligibilité de projets d'intérêt commun (PIC) à l'aide financière de l'UE ?

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

(iii) EUA Committee members are aware of the need for administrative restructuring, since according to the EU regulation, each state has to select a single administrative body responsible for coordinating the processes of granting permits for project implementation. The so-called regional groups are going to deal with the effectiveness monitoring system and timely implementation of projects.

(iv) During the discussion, many MPs expressed their concern/doubt as to the provisions pertaining to financing for projects aimed at supporting electric power infrastructure. According to the Committee's members, financing of projects cannot lead to reducing funds earmarked for Poland in the cohesion fund in the new financial perspective 2014-2020.

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication “Better governance for the single market” [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

The Presidium of the EUAC decided to hold a debate on the subject. The Committee is currently waiting for the government’s position on the matter. As soon as the government sends its position, the Committee will be able to analyse the regulation at its meeting. The planned date is September 2012.

Polish Senat

Parliament/Chamber / parlement/chambre

Please enter name of your Parliament/Chamber and contact details / Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées (Open ended text - Essay)

Senate of the Republic of Poland
European Union Affairs Committee
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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Although these two principles are equally important in the EU legal system, both Article 12 TEU and the Protocol 2 make it quite clear that national parliaments are entitled only to check compliance with the principle of subsidiarity.

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Never / Jamais

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

The principles of subsidiarity and proportionality are independent of each other as the ECJ clearly stated in its judgment in the Great Britain v. Council case (C-84/94). There is no reason why the principle of proportionality should be considered as a component of subsidiarity.

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Despite the fact that proportionality and subsidiarity are separate principles they are closely linked with each other. Therefore, it is sometimes difficult to establish a clear boundary between them. National parliaments' limited power to scrutinize subsidiarity compliance should be extended to include also the scrutiny of EU legislation for its compliance with proportionality principle.

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

No/Non

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Not Answered

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

Yes/Oui

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Since the principle of subsidiarity is rather vague national parliaments use different criteria to assess drafts from a subsidiarity point of view. There is a need to work out a set of criteria for national parliaments to be used not on a compulsory basis but rather as the guidelines.

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements

nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

No/Non

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Once a year a commissioner , most often the one from Poland, presents the Commission Work Programme to the Senate plenary which holds a debate on the document.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Mr Janusz Lewandowski, Commissioner on Budget and Financial Programming presented Multiannual Financial Framework 2014-2020 to the Senate plenary in February 2012.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

The political dialogue conducted between the European Institutions and national parliaments could be strengthened by Commissioners undertaking more frequent visits in NPs. It is also essential for the EC to react more promptly to national parliaments' opinions.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux
- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

The initiative in this particular issue belongs to the Government. A ratification bill has not been submitted to the parliament yet.

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article

13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

There is no official statement on this issue.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

There is no official statement on this issue.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

There is no official statement on this issue.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

All the aims are reasonable and meet the Union's core energy policy objectives of competitiveness, sustainability and, first of all, security of supply.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

No/Non

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

Not Answered

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication “Better governance for the single market” [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Portuguese Assembleia da República

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées: (Open ended text - Essay)

Assembleia da República - Portugal
com4cae@ar.parlamento.pt

Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

No/Non

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Both principles are foreseen in Article 5 TEU, and Article 1 of the Protocol on the application of the principles of subsidiarity and proportionality (Protocol 2) to the Treaty of Lisbon provides that the European institutions "shall ensure constant respect for the principles of subsidiarity and proportionality". However, in the articles governing the "early warning mechanism"

reference is only made to the principle of subsidiarity. In particular, Article 6 provides that a national Parliament may approve "a reasoned opinion stating why it considers that the draft in question does not comply with the principle of subsidiarity". Also, under the terms of the Protocol, breaches of the principle of proportionality have no legal consequences, unlike the case where a national Parliament considers that there is a breach of the principle of subsidiarity (Articles 6, 7 and 8 of the Protocol).

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Rarely (approximately a quarter of the time) / rarement (environ un quart du temps)

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

The two principles are clearly different and neither can be subsumed in the other. While the principle of subsidiarity applies to areas that are not the exclusive competence of the Union, the principle of proportionality applies to all areas, including those which are the exclusive competence of the Union. Furthermore, the principle of subsidiarity aims to ensure that the legislative act is adopted at the most appropriate decision-making level, while the principle of proportionality considers the relationship between the content and form of the action, between the proposed means and the objectives to be achieved by such action and established in the Treaties.

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre

parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Ensuring the most appropriate decision-making level in respect of a given draft legislative act does not depend on analysis of the content and form in relation to the objectives to be achieved. Also, the principle of subsidiarity, in its jurisprudential construal, has a strong component of political assessment which allows – in the assessment of its observance – a degree of discretion in analysis by national Parliaments.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

No/Non

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Not Answered

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

No/Non

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Not Answered

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

No/Non

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Additional information to answer to question 1): The Portuguese Parliament doesn't consider the principle of proportionality when examining draft legislative acts as a rule, although some MPs acting as Rapporteurs have decided to analyse compliance with the principle of proportionality in connection with some draft legislative acts.

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes

- Other, please give specific examples if any / autres, veuillez donner d'éventuels exemples concrets Informal contacts by the Permanent Representative of the Parliament in Brussels with various European Institutions.

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Since 2003 a Commissioner or a senior European Commission official has visited Portugal at the invitation of the European Affairs Committee to present the European Commission's Work Programme at a public hearing attended by the member of the Portuguese government with responsibility for European affairs, Members of the Legislative Assemblies of the Autonomous Regions, Portuguese MEPs and Members of the Portuguese Parliament.

In 2012 this hearing was attended by the Vice-President of the European Commission, Commissioner Maroš Šefčovič.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

It is difficult to be precise about how often these meetings take place but certainly fairly often.

In 2012 hearings of the following European Commissioners were held by the responsible parliamentary committees: Viviane Reding, Vice-President of the European Commission and Commissioner for Justice, Fundamental Rights and Citizenship; Olli Rehn, Commissioner for Economic and Monetary Affairs; Maria Damanaki, Commissioner for Maritime Affairs and Fisheries, to present the Reform of the Common Fisheries Policy; and Dacian Cioloș, Commissioner for Agriculture and Rural Development, to present the Reform of the Common Agriculture Policy.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

The annual reports published by the European Commission on relations with national Parliaments should demonstrate the relevance of the participation of national Parliaments in the European legislative process, describing the influence that certain views expressed in Written/Reasoned Opinions had on the final solutions proposed in legislative acts. The European Commission should also expand the content of replies to the Written/Reasoned Opinions of national Parliaments within the political dialogue to make them more substantial, and do so within a reasonable time.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

- Other, please give details:/ autres, veuillez donner des détails: It is worth remarking that the political dialogue between the European Commission and the Assembleia da República has intensified, especially in the last year, through the above forms of interaction. However, it is considered that this dialogue should be more significant and more

substantial. In this context consideration should be given, for example, to the suggestions made in paragraph 6 of the Contribution of the XLVII COSAC, held in Copenhagen in April 2012.

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Other, please specify / autres, veuillez préciser Organisation of meetings on the fringe of COSAC, at the time when it is held, between Rapporteurs and/or MPs appointed by the delegation of each national Parliament/Chamber, who drafted the Reasoned Opinions. Such meetings could be called by the Presidency or by any national Parliament/Chamber. Those meetings would also be open to Rapporteurs and/or MPs who were interested in the debate, even if they had not approved Reasoned Opinions.

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

Yes/Oui

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Not Answered

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération

interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union provides for the organisation of a conference of representatives of the responsible committees of the European Parliament and of national Parliaments to discuss budgetary policies and other matters covered by that Treaty.

This Conference would enable the involvement of national Parliaments and the EP in the decisions on budgetary policy and contribute to strengthening economic coordination.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

The Conference should be organised and chaired by the national Parliament of the Member State holding the rotating presidency of the Council and involve national Parliaments and the EP.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

This matter has not yet been discussed by the responsible parliamentary committees.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil

relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

The draft is a contribution to smart, sustainable and inclusive growth and offers benefits to the European Union as a whole in terms of competitiveness and economic, social and territorial cohesion.

Energy transmission infrastructures are of a trans-European nature, or at least have a cross-border nature and impacts. As a result, regulation at the level of individual Member States is not appropriate and individual national administrations do not have competence, on their own, to manage these infrastructures as a whole.

From the economic point of view, the best way to develop the energy network is to plan such development from a European perspective, which includes both action by the EU and action by the Member States, while observing their respective competences.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

yes, another parliamentary document / oui, un autre document parlementaire

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

The draft act was scrutinised by the Committee on Economics and Public Works and by the European Affairs Committee. Both committees considered that the draft act did not raise any questions that should be followed by the Portuguese Parliament.

Nevertheless, as part of the scrutiny of this legislative act, a hearing was held with Correia de Campos, MEP (S&D), on the policy guidelines on Trans-European Energy Infrastructures.

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

- (i) Whether the proposed legislation affords adequate protection to the environment whilst promoting the development of trans-European energy networks / La législation proposée assure-t-elle une protection adéquate de l'environnement tout en promouvant le développement de réseaux transeuropéens d'énergie ?

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

Energy networks are a necessary precondition for the achievement of the 2020 energy and climate objectives and longer term climate objectives.

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la

Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

Not Answered

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

The above mentioned Communication was referred to the Committee on Economics and Public Works on 18 June 2012 and is currently in the process of internal scrutiny.

Romanian Camera Deputaților

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées: (Open ended text - Essay)

Parliament of Romania

Chamber of Deputies

Palatul Parlamentului

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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Because the principle of proportionality has not been bestowed equal force since it cannot generate reasoned opinions. It can do so only if mistaken as a subsidiarity breach.

The principles of subsidiarity and proportionality only seem to have been conferred equal status by both Art. 5 in the Treaty on the European Union, the title of Protocol 2 on the application of the principles of subsidiarity and proportionality, and Art. 5 of Protocol 2.

In fact, Article 3 in Protocol (No 1) on the Role of National Parliaments in the European Union and Article 6 in the Protocol (No 2) on the application of the principles of subsidiarity and proportionality state that National Parliaments may send to the Presidents of the European Parliament, the Council and the Commission a reasoned opinion on whether a draft legislative act complies with the principle of subsidiarity.

Article 7 in the Protocol (No 2) refers specifically to the principle of subsidiarity when establishing the early warning mechanism.

Article 8 in the Protocol (No 2) states the Court of Justice of the European Union shall have jurisdiction in actions on grounds of infringement of the principle of subsidiarity by a legislative act.

The Committee of the Regions is watching that subsidiarity is respected, from the point of view of regional and local authorities.

We think the renewed procedures and mechanisms set by the Lisbon Treaty call for the establishment of a "subsidiarity culture", while proportionality stands as a complement.

Using the principle of conferral is a strong political action. Consequently, the subsidiarity mechanism is used rather as a political construction.

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Other, please specify / autres, veuillez préciser always when the draft legislative act is being analyzed in full, but rather seldom when the draft is being analyzed only from the potential yellow/orange card perspective. Should provisions in a specific draft be such as to prevent separating subsidiarity from proportionality, then proportionality would be assessed even when focusing on the early warning mechanism.

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-

il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

At times the two principles cannot be separated, but they are not inextricably stick together. The provision in Art. 5 point 1 of the Treaty on the European Union: "The use of Union competences is governed by the principles of subsidiarity and proportionality" does not make the two principles unseparable. Other provisions in the Treaty prove they can be dealt with on a case by case approach.

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

One should not forget that the subsidiarity control can be done even after the 8 weeks. Indeed, the obligation set by the Treaty to respect subsidiarity does not vanish after 8 weeks. The only difference is that a reasoned opinion can no longer be issued. In theory and according to obligations stipulated by the Treaty, the author of the proposal still has to consider correcting the breach in either principle. In practice, the subsidiarity control after the 8 weeks occurs when the objective is performing a complete analysis of the proposal and a subsidiarity and proportionality check is performed in order to complete the analysis.

Assuming the question targets the early warning mechanism, we think that the political decision to issue a reasoned opinion has to be founded on strong and clear arguments pertaining to subsidiarity only. Trying to always include the proportionality check in the process of deciding whether or not to issue reasoned opinions may lead to misinterpreting the provisions of the Treaty, or failing to differentiate the two principles.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

The Romanian Chamber of Deputies has always tried to avoid broadening the meaning of provisions in the Treaty. In the last 12 months we have issued only two reasoned opinions, thoroughly motivated and based on indisputable criteria. Nonetheless we have often forwarded specific concerns and observations, in the framework of the informal dialogue with the European Commission.

We are aware of the fact that sometimes, other Chambers issue reasoned opinions, simply because they oppose any action to regulate in the respective field, or reject the whole concept or parts of the draft.

Other times there is only a matter of interpreting subsidiarity in different ways. This mostly happens as National Parliament's assessment whether new European legislation would bring added value, is based on historical, political and social experience in their country.

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

Yes/Oui

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

"Although subsidiarity has been discussed for at least some twenty years, there is little agreement about what the term actually means" noticed Mr. Paavo Lipponen in his address to the European Subsidiarity Conference "Europe begins at home", St. Pölten, April 2006. The conclusion was that the "Treaties do not address what is commonly meant by "subsidiarity".

Conversely, "subsidiarity" has become shorthand for many different things: legislation that is too detailed, redundant or simply badly drafted."

Quoting from the COSAC Biannual Reports:

"There were several participating parliaments or chambers that found the justifications of the Commission with regard to the principle of subsidiarity not entirely sufficient."

"COSAC notes that parliaments found that a drawback of the Proposal was its justification on the grounds of compliance with the principle of subsidiarity. The justification was considered too general, lacking quantitative or qualitative indicators to substantiate the need for the Proposal."

And quoting from the Romanian Parliament's answer to the subsidiarity check that took place during the XLII COSAC in Stockholm:

"... we mention, as we did last year, 2008, at the request of the COSAC Working Group for the analysis of the ways to implement the Protocol nr. 2 of the Lisbon Treaty, the difficulty to analyze the compliance with these two principles, in the absence of a definition and even more, of a detailed description, including guidelines concerning the application of the principles of subsidiarity and proportionality. Under the circumstances, the demarcation between the request for respecting the principles of subsidiarity and proportionality and the request for good regulation, mainly concerning the quality of the proposal substantiation through statistic data and arguments, could not be established with precision."

In fact we have never ceased to request a more standardized procedure and even guidelines with examples for each criterion, as instruments to avoid confusing subsidiarity breaches to "better regulation" objectives breaches.

The findings of the 2008 Working group of the Representatives of the National Parliaments in Brussels about the implementation of the Protocol 2 on subsidiarity and proportionality, set by the XXXIX COSAC and endorsed by the XL COSAC, converged in a "quest for cooperation" by all national parliaments as well as the need to inform each other, at the earliest possible stage, where possible, before the adoption of an official position.

The Working group also proposed: "a common reflection by National Parliaments on the notion of subsidiarity could begin by taking the form of a seminar of experts of National Parliaments to implement the Presidency conclusions of the Conference of Speakers of the EU Parliaments in Lisbon in 2008..." We believe this was never done, but we adhere to the idea and hope the process can be re-activated.

Another proposal was "to create a "COSAC subgroup" specifically in charge of subsidiarity, which could meet more often than the COSAC itself." We also support this proposal if the subgroup would be tasked to draft subsidiarity guidelines in cooperation with the European Commission, European Parliament and the Committee of the Regions. When the mentioned task will have been fulfilled the subgroup may act in a harmonizing manner, bringing closer and closer the way

of drafting reasoned opinions across the EU. The subgroup could also analyze how European affairs are dealt with in each national parliament and highlight potential best practices. The final draft of the subsidiarity guidelines should be approved by COSAC and the Conference of Speakers of the EU Parliaments.

With a view to achieving a better acceptance of subsidiarity guidelines, we recommend using the EU Court of Justice case law on subsidiarity. The Court's decisions can bring the "juridification" via case law, of criteria that are per se open to considerable political discretion. The Court is indeed "the" authority that can provide legal meaning to the justification requirement imposed upon the institutions entitled to put forth draft legislation. Creative constitutional-type case law is can provide legal certainty and finality to requirements to submit "detailed statements", "qualitative and wherever possible, quantitative indicators".

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Yes/Oui

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

The guidelines should state and explain in detail all the criteria validated in the framework described in point 6 a. and give examples of good and bad drafting of reasoned opinions. There also should be indicated how to make good use of those observations that are not seen as sufficient to issue a reasoned opinion.

An indication and examples on how the European Commission should ascertain the respect of the subsidiarity and proportionality principles.

An indication and examples of how the European Commission should draft her replies to national Parliaments opinions, to completely address the issues raised.

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

The pre-Lisbon system of respecting subsidiarity put the burden of proof on the institutions involved in the Union's legislative process. The innovations in the Lisbon Treaty do not change the essence of that system. Under the Lisbon Treaty's yellow and orange card procedures, the legislative decision on subsidiarity would continue to rest with the EU Institutions.

National Parliaments have very limited veto powers. The Treaty authors must have thought there was a risk, that the direct intervention power of national Parliaments may affect the institutional balance of the EU, or, could encumber an already complicated decision-making system.

National Parliaments should not become obsessed by the early warning mechanism on subsidiarity and focus on the content of the EU proposals.

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Not yet

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Specific proposals were not presented as such, but members of the European Commission, or other officials having visited the Romanian Parliament, presented their priorities, including recently issued proposals or proposals in preparation

In 2010: 2 meetings in Romania, on Budget and Development

In 2011: 4 meetings in Romania, on Home Affairs, Single Market, Agriculture, Taxation and Customs Union, Audit and Anti-Fraud

In 2012: 3 meetings in Romania, on Fishing, Schengen, Environment

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

- Organising more inter-parliamentary conferences, on more subjects.
- Increasing the presence of Romanian MPs in the Committees of the European Parliament and the presence of MEPs in national Parliament.
- Allow members of national Parliaments to witness the work in the Commission and EU Council, in order to better understand the decision-making process.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-il/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(s) au sein du dialogue politique? (Choice - Multiple answers)

- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC
- Other, please give details:/ autres, veuillez donner des détails: Encouraging casual visits to clear particular topics.

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC
- Other, please specify / autres, veuillez préciser Casual visits by MPs to/from other Chambers to inform/collect information on the orientation / result of debates on EU proposals and political priorities.

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC
- Other, please specify / autres, veuillez donner des détails Invite Commission officials to national Parliaments, to increase the quality of information and understanding of the necessary improvements; Meetings in Brussels with national Parliaments members, on EU proposals raising concerns; Establish ad-hoc working groups

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your

Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

Yes/Oui

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposé l'instrument de ratification? (Open ended text - Essay)

Not Answered

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

Interparliamentary cooperation is being reinforced by any new initiative bringing together members of national Parliaments in different Member States.

Since provisions in the TSCG are quite strong in terms of sharing national competencies at EU level, this particular form of interparliamentary cooperation may result in a valuable practice of furthering the political integration.

Where sovereignty is concerned, National Parliaments are the best placed institutions in terms of legitimacy. As a result their role is growing with every step towards political integration.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

A conference of all national Parliaments, to be established through a similar procedure with the establishment of the Inter-Parliamentary Conference for the Common Foreign and Security Policy and the Common Security and Defence Policy.

The conference rules of procedure should allow swiftly taking on board further advances, namely future changes of the Treaties or relevant EU legislation or decisions on the same subject.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

6 members of each national Parliament.

12 delegates of the European Parliament.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Creating the internal energy market by 2014, including the expansion and interconnection of electricity and gas distribution networks, is, at the same time, one of the most important objectives of the EU, and a strategic objective for Romania.

We think the new financing instrument for energy projects, is able to boost the development of the energy sector in Romania and provides an opportunity to attract public and private investment in this area.

By applying the new regulation, Romania will be eligible for EU financial aid for projects of common interest in natural gas, electricity and those related to the transport of carbon dioxide.

We believe, the legislative package will provide the opportunity to participate in energy infrastructure projects included in the three priority corridors (out of 8): electricity interconnection NSI East Electricity, gas interconnection NSI East Gas and Southern Gas Corridor (SGC).

Romania will be eligible also for all three thematic areas (intelligent grids, transportation networks of carbon dioxide and European electricity highways).

Strategic projects where Romania is involved, such as Nabucco and AGRI may qualify as projects of common interest in the context in which they contribute to the achievement of sectoral energy market integration and increase security of energy supply of the EU (diversification of sources, routes and suppliers).

We appreciate that promoting a single funding instrument for the three network sectors, will be useful both for economic development opportunities and contribution to energy security and for compliance with the European Commission's commitment to create synergies and streamline rules.

We think that the intention of the initiator, to make the investments achieved in the framework of the Connecting Europe Mechanism act as a catalyst for attracting additional funds from private and public sectors, and give infrastructure projects credibility and lowering their risk profile, is welcome and achievable.

We further believe that the proposal provides for the optimization of the system, reducing the risk of interruptions in energy supply, reducing additional "back-up" and balancing investment costs, increase competition and efficiency, diversify the options of the final consumer, lowers energy prices.

We also welcome the opportunities to create jobs and boost the EU's competitiveness, through investments in key infrastructures.

We note the prospect of a positive impact to support Romania's strategic interest in reducing dependence on imported gas and oil.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution,

report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

yes, a contribution / oui, une contribution

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

See point 1b. and point 3 in Chapter 3

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

- (i) Whether the proposed legislation affords adequate protection to the environment whilst promoting the development of trans-European energy networks / La législation proposée assure-t-elle une protection adéquate de l'environnement tout en promouvant le développement de réseaux transeuropéens d'énergie ?
- (ii) Whether the proposed regulation adequately addresses transparency and effective participation of the public during consultations for a proposed infrastructure project, in the light of the time constraints imposed by the "fast track" permit granting procedure / Le règlement proposé traite-t-il de façon adéquate les transparence et de participation effective du public lors des consultations à propos d'un projet d'infrastructure proposé, à la lumière des contraintes de temps par la procédure accélérée?
- (iii) Whether a reorganization of the permit granting process in your country will be needed in order to enable decisions within the time constraints imposed by the regulation, especially in cases where multiple authorities are engaged / Une réorganisation de la procédure d'octroi de permis dans votre pays sera-t-elle nécessaire afin de permettre la prise de décisions dans les délais imposés par le règlement, en particulier dans les cas où plusieurs autorités sont impliquées?

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

The legal basis for establishing regional groups should be more clearly specified in the draft regulation. Since the first list of projects of common interest is expected to be available on July 31, 2013, the establishment of these regional groups will have to take place during 2012, and the cooperation between the involved institutions should be exceptionally successful to comply with the proposed timetable;

Designating a single authority (one - stop - shop) responsible for granting investment licenses brings significant changes in the functioning of national relevant institutions, thus requiring a longer time to organize/re-organize their operation.

Some problems may occur, especially in relation with the licensing procedures. Also public adverse reaction, may prevent the prompt implementation of energy infrastructure projects, especially for overhead lines.

Current regulations or ownership structure could as well create difficulties to attract new institutional investors.

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication “Better governance for the single market” [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion

dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Romanian *Senatul*

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées: (Open ended text - Essay)

Senate of Romania, contact details: 004021.4142618, cae@senat.ro

Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

It does, because of the high importance of both principles.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les

contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Often (approximately three quarters of the time) / souvent (environ les trois quarts du temps)

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Because of the high importance of the proportionality criteria.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Because of the high importance of the proportionality criteria.

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

No/Non

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Not Answered

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

Yes/Oui

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Under the Treaty of Lisbon, the check procedures apply mainly to the principle of subsidiarity. Clarification is needed.

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Yes/Oui

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

It is extremely important to take into consideration a set of common criteria to observe the principle of proportionality.

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

The Commissioner for Agriculture was 2-3 times present in both Chambers to discuss on the Commission Work Programme.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Not Answered

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

The European Commission could make a mandatory schedule for its members for being before each National Parliament not only to present the Commission Work Program but also to intervene on specific matters.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(s) au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux
- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC
- Greater use made of video conferencing with Commissioners / plus grande utilisation de la vidéoconférence avec les commissaires

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which

a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC
- Other, please specify / autres, veuillez préciser Closer contacts between staff of the national Parliaments involved with European Affairs to create networks making their views known upstream.

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Bring to the attention of the College of Commissioners / attirer l'attention du Collège des commissaires
- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

Yes/Oui

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Not Answered

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article

13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

Not Answered

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

Not Answered

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

The Committee for Economy, Industries and Services did not have any objection or recommendation regarding the Regulation under debate.

Romanian Senate has a constant constructive position regarding the management of the energy resources and the European document which does not produce distortions within the national area for energy.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

yes, another parliamentary document / oui, un autre document parlementaire

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

The report of the Committee for Economy, Industries and Services was favorable regarding the subsidiarity and proportionality principles. The attached report emphasized the objectives of the European regulation, a brief presentation of the content of the regulation and the corridors including Romania in the Annex to the draft regulation.

(please find attached the report of the Committee for Economy, Industries and Services)

R A P O R T

la Propunerea de Regulament al Parlamentului European și al Consiliului privind orientări pentru infrastructuri energetice transeuropene și de abrogare a Deciziei 1364/2006/CE, COM (2011)658 final

Comisia economică, industrii și servicii a fost sesizată pentru raport cu Propunerea de Regulament al Parlamentului European și al Consiliului privind orientări pentru infrastructuri energetice transeuropene și de abrogare a Deciziei 1364/2006/CE, COM (2011)658 final, în

vederea exercitării controlului parlamentar privind respectarea principiilor subsidiarității și proporționalității de către parlamentele naționale ale statelor membre ale Uniunii Europene cu privire la inițiativele de acte normative europene, potrivit Protocolului (nr.2) al Tratatului de la Lisabona.

Dezbaterea a avut loc în ședința de comisie din 14 decembrie 2011.

Au fost analizate punctele de vedere transmise de Ministerul Economiei, Comerțului și Mediului de Afaceri și de către Autoritatea Națională de Reglementare în domeniul Energiei.

Comisia pentru afaceri europene a avizat favorabil.

Propunerea de regulament a fost elaborată în contextul adoptării de către Comisie, în 29 iunie 2011, a Comunicării Un buget pentru Europa 2020, referitoare la următorul cadru financiar multianual (2014-2020). Comunicarea propune instituirea mecanismului Conectarea Europei pentru a promova finalizarea infrastructurilor prioritare de energie, de transport și digitale, printr-un fond unic de 40 de miliarde de euro, dintre care 9,1 miliarde sunt dedicate energiei. Proiectul de Regulament are ca obiect stabilirea unor reguli pentru dezvoltarea și interoperabilitatea rețelelor energetice transeuropene pentru a asigura funcționarea pieței interne și a siguranței aprovizionării în Uniune, pentru a promova eficiența energetică și dezvoltarea producerii energiei din surse regenerabile precum și promovarea interconectării rețelelor energetice.

Regulamentul propus identifică pentru perioada ante și post 2020 un număr de 12 coridoare și domenii strategice care acoperă rețelele de energie electrică și gaze precum și infrastructura de transport a petrolului și dioxidului de carbon.

Regulamentul stabilește: norme privind identificarea proiectelor de interes comun necesare pentru realizarea celor 12 coridoare; reguli pentru accelerarea procesului de autorizare a proiectelor de interes comun prin stabilirea, la nivel național, a unei singure autorități competente care să integreze și să autorizeze toate procedurile; norme privind alocarea transfrontalieră a costurilor și stimulentele legate de risc pe care autoritățile naționale de reglementare trebuie să le acorde prin intermediul tarifelor; metodologia elaborării unei analize cost-beneficiu armonizate la nivelul sistemului energetic, precum și condițiile de eligibilitate a proiectelor pentru sprijinul financiar din partea Uniunii în cadrul mecanismului Conectarea Europei, atât pentru studii cât și pentru lucrări.

Dintre cele 12 coridoare prioritare identificate de Comisie și cuprinse în Anexa I la Regulament, România se regăsește, explicit, în două dintre acestea, respectiv :

-Interconexiuni nord-sud privind energia electrică din Europa Centrală și din Europa de Sud-Est (NSI East Electricity): interconexiuni și linii interne în direcțiile nord- sud și est-vest pentru finalizarea pieței interne și pentru integrarea energiei produse din surse regenerabile.

State membre implicate: Austria, Bulgaria, Republica Cehă , Cipru, Germania, Grecia, Ungaria,

Italia, Polonia, România, Slovacia, Slovenia;

- Coridorul meridional de transport al gazelor (SGC) transportul gazelor dinspre Bazinul Caspic, Asia Centrală, Orientul Mijlociu și dinspre bazinul est mediteranean către Uniune, pentru a spori diversificarea aprovizionării cu gaze.

State membre implicate: Austria, Bulgaria, Republica Cehă , Cipru, Franța, Germania, Grecia, Ungaria, Grecia, Italia, Polonia, România, Slovacia, Slovenia.

Toate statele membre sunt implicate în alte trei tematici prioritare; desfășurarea rețelelor inteligente, autostrăzi de energie electrică și rețea transfrontalieră de transport a dioxidului de carbon.

În măsura în care politica energetică nu intră sub incidența competențelor exclusive ale Uniunii, prezentul proiect respectă principiul subsidiarității deoarece, pentru dezvoltarea infrastructurii transfrontaliere de transport a energiei privită ca ansamblu, administrațiile naționale individuale nu au competența necesară iar legislația la nivelul statelor membre nu este adecvată.

Propunerea respectă principiul proporționalității , instrumentul ales fiind un regulament care se aplică direct și este obligatoriu în toate elementele sale, o astfel de măsură fiind necesară pentru a se asigura implementarea la timp a priorităților privind infrastructura energetică până în 2020.

În urma celor prezentate Comisia economică, industriei și servicii a hotărât în unanimitate adoptarea unui raport favorabil.

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

- (i) Whether the proposed legislation affords adequate protection to the environment whilst promoting the development of trans-European energy networks / La législation proposée assure-t-elle une protection adéquate de l'environnement tout en promouvant le développement de réseaux transeuropéens d'énergie ?
- (ii) Whether the proposed regulation adequately addresses transparency and effective participation of the public during consultations for a proposed infrastructure project, in the light of the time constraints imposed by the "fast track" permit granting procedure / Le règlement proposé traite-t-il de façon adéquate les transparence et de participation effective du public lors des consultations à propos d'un projet d'infrastructure proposé, à la lumière des contraintes de temps par la procédure accélérée?

- (iii) Whether a reorganization of the permit granting process in your country will be needed in order to enable decisions within the time constraints imposed by the regulation, especially in cases where multiple authorities are engaged / Une réorganisation de la procédure d'octroi de permis dans votre pays sera-t-elle nécessaire afin de permettre la prise de décisions dans les délais imposés par le règlement, en particulier dans les cas où plusieurs autorités sont impliquées?
- (iv) Whether your parliament has any objections with regard to the rules set out by the proposed regulation concerning the eligibility of projects of common interest (PCI's) for financial assistance from the EU / Votre parlement a-t-il des objections à propos des règles définies par le règlement proposé concernant l'éligibilité de projets d'intérêt commun (PIC) à l'aide financière de l'UE ?

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

Romania has always been among the first member states regarding compliance and the application of the programs and documents adopted at EU level.

Romania has an excellent progress in respect of renewable energy, reaching the 13th place among the most attractive countries in the world regarding the investment in renewable energy, according to the last report "Country Attractive Indices, launched on Tuesday, August 28, 2012 by the consultancy company "Ernst &Young".

The facilities allocated for the renewable energy, little too large, have been discussed by the Parliament and other debates will follow. Romania has one of the most attractive legislative projects, issuing a great number of green certificates.

The Committee for Economy, Industries and Services did not find problems in respect of the transport networks and the corridors established in the regulation.

However, Romania might have been discriminated in some situations during the decisions on some programs, providing technical assistance, etc

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication “Better governance for the single market” [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

Yes/Oui

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

We did not submit any opinion

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Slovak Národná rada

Parliament/Chamber / parlement/chambre

Please enter name of your Parliament/Chamber and contact details / Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées (Open ended text - Essay)

National Council of the Slovak Republic

Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

No/Non

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

The national parliaments have the right to submit reasoned opinions only regarding the non-compliance with the principle of subsidiarity. On the other hand, the criteria of both of the principles overlap, so it is not really possible to examine a draft legislative act from the point of view of the principle of subsidiarity without taking into consideration the criteria of the principle of proportionality.

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Other, please specify / autres, veuillez préciser see the answer above

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

see answer 2

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

see answer 2

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2

du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Not Answered

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

Not Answered

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

This question has not been discussed yet.

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Not Answered

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

This question has not been discussed yet.

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Considering the fact that the Slovak Parliament discuss the legislative drafts during the whole legislative process and has the legally binding power to influence the government 's positions in European matters, the subsidiarity principle checks of the legislative drafts are not the only possibility to shape the European matters.

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

annually

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

This has never occurred so far.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

For example:

- Presentation of the most important legislative drafts during the COSAC meetings by Commission;
- More frequent participation of the respective commissioner in the meetings of the European affairs committee's in the national parliaments;

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(s) au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux
- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which

a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Slovak Parliament should ratify the TSCG in autumn 2012.

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

Article 13 TSCG clearly states that the cooperation would be dealt in accordance with the Treaties under Protocol No 1 of the TEU. The EP and the national parliaments will organize a conference with representatives of relevant committees to discuss budgetary policies and issues

covered by the Treaty. Achieving goals of TSCG (to tighten fiscal discipline, deepen economic integration and strengthen governance in the euro area) with the aim of reinforced interparliamentary cooperation we believe that it is necessary to continue in intensive and open dialogue.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

As stated above European parliament in cooperation with national parliaments will organize a conference.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

National parliaments play an essential role in their capacity of key actors in the adoption and scrutiny of national budgets. We believe that plenary debates and working group discussions seem as a factor for conference's success. The conference should bring together European and national parliamentarians, officials and experts.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

It is necessary to build up functioning internal market with energy which can ensure the security of supply for all EU member states. We also appreciate the ambition of new and renewable sources development and the energy efficiency support.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

yes, another parliamentary document / oui, un autre document parlementaire

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

The resolution of Parliamentary Committee on European Affairs which noted the proposal of regulation.

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication “Better governance for the single market” [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Slovenian *Državni zbor*

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées: (Open ended text - Essay)

The National Assembly of the Republic of Slovenia
Zvone Bergant, Secretary of the Committee on EU Affairs

Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

No/Non

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Following the relevant articles and protocols of the Lisbon Treaty, Rules of Procedure of the Assembly regulates only the procedure of monitoring compliance with the principle of subsidiarity in draft legislative acts of EU institutions.

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Never / Jamais

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

There is a different field of the application for the mentioned principles and this needs to be respected.

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

The aim of the principle of subsidiarity is to guarantee a certain level of independence for a lower authority (region, Member State) in relation to the EU. This means it involves the sharing of powers between several levels of authority. When applied in a EU context, the principle means that the Member States keep the responsibility for areas which they are capable of managing more effectively themselves than the EU as a whole, while the EU is given those powers which the Member States cannot discharge satisfactorily.

On the other hand, according to the principle of the proportionality, the EU may only act to exactly the extent that is needed to achieve its objectives, and no further.

There is an important difference between the subsidiarity and the proportionality:
The first is linked to the "objectives of the proposed action"; the latter is not defined by reference to the objectives of the proposed action but, instead, it is the principle according to which "the content and form of Union action shall not exceed what is necessary to achieve the objectives of the Treaties".

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Not Answered

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

No/Non

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Not Answered

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin

d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

No/Non

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Contacts with European Commission / contacts avec la Commission européenne

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Every year since 2005.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

The representatives of the Commission (i.e. Commissioner or Head of Representation) present the proposals or the position of the Commission related to the politically important topics (Financial Perspective, CAP, Environmental issues, ACTA etc.). This takes place 1-3 times a year.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

It is the task of the National Assembly to become active in adopting opinions which could be sent to the EU institutions.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-il/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

No/Non

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(s) au sein du dialogue politique? (Choice - Multiple answers)

Not Answered

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

No/Non

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Other, please specify / autres, veuillez préciser Current forms of the cooperation are satisfactory.

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Bring to the attention of the College of Commissioners / attirer l'attention du Collège des commissaires

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

Yes/Oui

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Not Answered

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

Until now, there has been no debate on this topic.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13

TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

Art. 13 TSCG already defines that the European Parliament and the national Parliaments of the Contracting Parties will together determine the organisation and promotion of a conference of representatives of the relevant committees of the national Parliaments and representatives of the relevant committees of the European Parliament in order to discuss budgetary policies and other issues covered by this Treaty.

Therefore, the appropriate forum could be a special conference (under each Presidency) attended by the above mentioned representatives.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

See 3a.

Besides them, the competent Commissioners and ministers of the Contracting Parties could be invited.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

In part / partiellement

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

The Republic of Slovenia supports the Proposal as it represents a positive incentive for the development of trans-European energy priority projects, promotes the simplification of permit granting procedures, accelerates the (existing) regulation on project examination and thus facilitates a timely implementation of projects of common interest in the fields of electricity and natural gas. Slovenia participates in three priority corridors for trans-European energy infrastructure. These corridors and the criteria set by the Regulation form the basis for the identification of projects of common interest that will be entitled to co-financing under the Connecting Europe Facility (the CEF Regulation). Nevertheless, Slovenia has some reservations: the definitions of certain concepts are insufficient, the time limits for issuing permits are too short, the manner of work of regional groups is unclear, and the provisions regarding the distribution of investment costs present a certain degree of risk for small countries.

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

yes, another parliamentary document / oui, un autre document parlementaire

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

The position of the Republic of Slovenia on the proposal:

The Republic of Slovenia supports the Proposal as it represents a positive incentive for the development of trans-European energy priority projects, promotes the simplification of permit granting procedures, accelerates the (existing) regulation on project examination and thus facilitates a timely implementation of projects of common interest in the fields of electricity and natural gas. Slovenia participates in three priority corridors for trans-European energy infrastructure. These corridors and the criteria set by the Regulation form the basis for the identification of projects of common interest that will be entitled to co-financing under the Connecting Europe Facility (the CEF Regulation). Nevertheless, Slovenia has some reservations: the definitions of certain concepts are insufficient, the time limits for issuing permits are too short, the manner of work of regional groups is unclear, and the provisions regarding the distribution of investment costs present a certain degree of risk for small countries.

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

- (i) Whether the proposed legislation affords adequate protection to the environment whilst promoting the development of trans-European energy networks / La législation proposée assure-t-elle une protection adéquate de l'environnement tout en promouvant le développement de réseaux transeuropéens d'énergie ?
- (ii) Whether the proposed regulation adequately addresses transparency and effective participation of the public during consultations for a proposed infrastructure project, in the light of the time constraints imposed by the "fast track" permit granting procedure / Le règlement proposé traite-t-il de façon adéquate les transparence et de participation effective du public lors des consultations à propos d'un projet d'infrastructure proposé, à la lumière des contraintes de temps par la procédure accélérée?
- (iii) Whether a reorganization of the permit granting process in your country will be needed in order to enable decisions within the time constraints imposed by the regulation, especially in cases where multiple authorities are engaged / Une réorganisation de la procédure d'octroi de permis dans votre pays sera-t-elle nécessaire afin de permettre la prise de décisions dans les délais imposés par le règlement, en particulier dans les cas où plusieurs autorités sont impliquées?
- (iv) Whether your parliament has any objections with regard to the rules set out by the proposed regulation concerning the eligibility of projects of common interest (PCI's) for financial assistance from the EU / Votre parlement a-t-il des objections à propos des

règles définies par le règlement proposé concernant l'éligibilité de projets d'intérêt commun (PIC) à l'aide financière de l'UE ?

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

See 2.

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Slovenian *Državni svet*

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées: (Open ended text -

Essay)

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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice -

Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single

answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

They both represent the form of cooperation of the national parliaments of the member states with European commission and contribute to a greater democracy on the EU level.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Rarely (approximately a quarter of the time) / rarement (environ un quart du temps)

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

The principle of proportionality which represents an example of interaction between the legal orders of the European Union and the Member States is an inextricable component of principle of subsidiarity and contributes to a full effect of the principle of subsidiarity.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Proportionality check contributes to subsidiarity control and therefore makes it more effective.

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis

motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Unfortunately National Council cannot give any examples from practice, because it has not adopted any reasoned opinions.

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

No/Non

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Not Answered

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Yes/Oui

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

The National Council believes that the concept of subsidiarity check is clear but would not hesitate to support any kind of effort to make it even more effective and would take part in a discussion for achieving that goal.

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Unfortunately the European Commission has not had a chance to present its work in the National Council yet.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Unfortunately the European Commission has not had a chance to present specific proposals in the National Council yet.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

The political dialog between European Institutions is strong and effective; however there is always room for improvement and possibilities to make it stronger and even more effective. The National council is always opened for cooperation, but has not established any concrete suggestions for straightening the political dialogue.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

Yes/Oui

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Not Answered

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

The National council is always opened for cooperation, but has not established any concrete suggestions how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by article 13 TSCG.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

Unfortunately the National Council has not established any concrete suggestions.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

Unfortunately the National Council has not established any concrete suggestions.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

No/Non

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Not Answered

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

Not Answered

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

Not Answered

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Spanish Cortes Generales

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées: (Open ended text - Essay)

CORTES GENERALES, SPAIN

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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

According to article 5 of the TEU (Treaty on European Union), both principles, subsidiarity and proportionality, govern the use of Union competences, and both principles are accordingly

jointly regulated in Protocol 2 of the TEU. This common regulation reflects the importance both principles are given within the EU constitutional order.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Always / toujours

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Given the facts that both principles aim at a more efficient European intervention, and that they appear to be inextricably linked in the practice of any thorough scrutiny of a draft legislative act, both of them are equally considered in the checks carried out by the Joint Committee for the EU in the Cortes Generales.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Even if subsidiarity checks do not, according to Protocol nr. 2 of the TEU, necessarily consider proportionality criteria, the practice of subsidiarity checks has shown the desirability of considering the proportionality criteria together with the subsidiarity principle when scrutinizing a draft legislative proposal from the EU. This trend would be a consequence of the national Parliaments' in depth scrutiny of draft legislative acts, which started after the political dialogue was opened by the European Commission.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

No/Non

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

Not Answered

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

No/Non

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Not Answered

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down

guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

No/Non

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

The European Commission Work Programme (ECWP) has not been presented as such by the European Commission in the Cortes Generales, notwithstanding the fact that several

Commissioners have presented different sections of the ECWP to the competent Committees in the Cortes Generales.

Details on these presentations will be specified in answer to question 2.b.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

In the last 4 years, the following Commissioners have taken part in hearings in the Cortes Generales:

On 23/2/2012, Commissioner for Financial Programming and Budget, Mr Lewandowski, informed the Joint Committee for the European Union on the multiannual financial framework 2014-2020.

On 1/4/2011, Commissioner for Agriculture, Mr Ciolos, presented the financial perspectives of the EU, as well as the cohesion and agricultural policies, to the Joint Committee for the European Union.

On 9/12/2010, Commissioner for Financial Programming and Budget, Mr Lewandowski, informed the Joint Committee for the European Union on the multiannual financial framework 2014-2020.

On 28/4/2009, Commissioner for Economic and Monetary Affairs, Mr Almunia, was invited by the a non permanent Employment and Pensions Committee (Comisión no permanente de seguimiento y evaluación de los acuerdos del Pacto de Toledo), to inform on employment and pension issues.

On 23/2/2009, Commissioner for Economic and Monetary Affairs, Mr Almunia, was invited by the Joint Committee for the European Union to inform on the Lisbon Strategy implementation.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

The strengthening of the political dialogue should focus on the already existing instruments, than can be more intensively used, rather than on creating any new means of dialogue. This

strengthening should specially lead to an improvement in the content of the answers the European Commission gives to national Parliaments' reasoned opinions and opinions sent in the framework of the political dialogue.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(s) au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux
- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC
- Greater use made of video conferencing with Commissioners / plus grande utilisation de la vidéoconférence avec les commissaires

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which

a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne

- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Regarding the ways and means to improve cooperation between national Parliaments and the European Commission, the necessity to improve the European Commission responses to ROs has to be underlined, given the limited content of the responses received, so far, by the Spanish Cortes Generales to the ROs approved in the Joint Committee for the EU.

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

Yes/Oui

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Not Answered

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

The Spanish Parliament supported, in the EU Speakers Conference (EUSC) held in Brussels in April 2012, the French Assemblée Nationale's proposal for an annual budgetary interparliamentary meeting. That EUSC agreed for such a Conference to be arranged, in order to discuss the co-ordination of the Member States' budget policies.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

The above mentioned annual budgetary interparliamentary meeting could be an appropriate forum for the discussion of budgetary policies in the light of Article 13 TSCG.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

Such a budgetary conference should be composed by the chairs of the relevant committees both in national Parliaments and in the European Parliament.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

No/Non

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Not Answered

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

Not Answered

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

Not Answered

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication “Better governance for the single market” [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

No/Non

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

Not Answered

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Swedish *Riksdag*

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées: (Open ended text - Essay)

Riksdagen / The Swedish Parliament

Ms Kanja Berg, kanja.berg@riksdagen.se

Ms Pia Törsleff Hertzberg, pia.torsleff.hertzberg@riksdagen.se

The response to the 18th bi-annual report has been prepared by officials and must not be understood in any way to represent an official view of the Riksdag unless otherwise explicitly stated.

Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

According to the Lisbon Treaty, the principles of legality, proportionality and subsidiarity should have equal status.

However, as the principle of proportionality is not hedged by the same procedures with opportunities to submit a reasoned opinion under the Treaty, the principle of proportionality is not, in practice, examined by the national parliaments' on the same terms as the principle of subsidiarity.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Other, please specify / autres, veuillez préciser The Riksdag's Committee on the Constitution has emphasised that the purpose of the subsidiarity check is to establish at what level – EU or national – the proposed actions should be taken, not whether the proposed action should be taken or not. According to the Committee on the Constitution, the wording in Article 5 of the Treaty on European Union "only if and in so far as" should be taken to mean that a subsidiarity check includes a proportionality criterion and that it follows from this that the proposed action may not exceed what is necessary to achieve the objectives pursued (cf European Court of Justice in case C-491/01 British American Tobacco). In some recent subsidiarity checks (e.g. concerning COM(2012)49 and COM(2012)11), the Riksdag has pointed out that the Commission's proposals in question demonstrated a lack of correspondence with the criterion for proportionality included in an examination of the application of the principle of subsidiarity. The Riksdag has considered whether the Commission's choice of legislative instrument for any proposed action, e.g. a regulation, goes further than what is necessary to achieve the objectives pursued.

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

A certain measure of proportionality is included in the subsidiarity check. In addition, see reply to Q 3.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

See replies to Q 3 and 4 a.

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

The Riksdag has submitted reasoned opinions that are based on a broader interpretation of the principle of subsidiarity than the wording of the Protocol, as the subsidiarity check in certain cases has included an assessment of the principles of proportionality (see reply to Q 3) as well as legality (e.g. (COM(2010)486, COM(2011) 634, COM(2010) 799 and COM(2012)130).

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

Yes/Oui

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

In accordance with Barroso's speech from 2009 on "Political guidelines for the new Commission" it would be of value to discuss the subsidiarity check criteria in a broader circle and to establish a common view, to the extent that this is possible, even if the actual examination in each parliament will probably differ.

In addition, it may be of value to have access to a comment to the Treaty or a table containing all the legal bases in the treaties (article by article) and whether or not protocol 2 should be applicable to each of them. Such a table could be drafted jointly by the legal services of the Council, the Commission and the Parliament in cooperation with the national parliaments.

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Yes/Oui

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

In addition to the guidelines appended to the Treaty of Amsterdam, the Riksdag's Committee on the Constitution has expressed that it would be of value to collect the joint experiences gained from subsidiarity checks in different countries.

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Other, please give specific examples if any / autres, veuillez donner d'éventuels exemples concrets In purely legal terms the Riksdag as such does not take part in the political dialogue, as the Committee on the Constitution has stated following its examination of COM(2010) 291. The statements from Riksdag committees on Green and White Papers and non-legislative communications from the European Union are, according to the Committee on the Constitution, to be considered as preliminary viewpoints of a constitutionally non-binding nature.

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

It has never occurred, but the possibility has been discussed.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Presentations and clarifications of specific proposals have taken place in, and at the request of, the committees. According to the Riksdag Act (semi-constitutional), only members of parliament (and on specific occasions the Head of State) are allowed to address the Riksdag in the Chamber.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de

renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

The Commission could reinforce its practice of discussing forthcoming initiatives or items of business that are under consideration in the national parliaments.

The Committee on the Constitution is positive to national parliaments considering and examining pre-legislative documents from the European institutions. This can contribute to a more in-depth debate at an early stage within the member states on the development of cooperation in the Union and to voicing the parliaments' opinions.

As long as the boundaries set out in the subsidiarity protocol are not overstepped and the formal mechanism for examination of proposals is not triggered, the political dialogue is the most important framework for exchange of opinions between the Commission and the national parliaments.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

No/Non

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(s) au sein du dialogue politique? (Choice - Multiple answers)

- Systematic annual presentation of CWP in national Parliaments / présentation annuelle systématique du PTC aux parlements nationaux
- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC
- Greater use made of video conferencing with Commissioners / plus grande utilisation de la vidéoconférence avec les commissaires
- Other, please give details:/ autres, veuillez donner des détails: See reply to Q 2 b and Q 3 b.

) 5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC

- Other, please specify / autres, veuillez préciser Exploring the possibility of using video conferences.

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Bring to the attention of the College of Commissioners / attirer l'attention du Collège des commissaires

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your

Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposé l'instrument de ratification? (Open ended text - Essay)

The ratification is expected to be a matter for parliament during the 2012-2013 parliamentary session.

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

Discussions on budgetary policies and other important matters in this context can be held at the biannual meetings of the chairs of the finance and budget committees. In the Riksdag's view, no new fora should be established. In order to avoid meetings involving large delegations, national parliaments and the European Parliament should participate with delegations of equal size.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

See reply to Q 2.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

See reply to Q 2.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

The Committee on Industry and Trade has stated that since projects of common interest (PCIs) are transnational, there is reason for them to be coordinated at EU level. Furthermore, according to the committee, a well-developed and interconnected energy infrastructure is a prerequisite for an extended and well-functioning internal energy market which is worth striving for, for reasons of competition, security of supply and for environmental reasons.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

No/Non

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

Not Answered

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

In the opinion of the Committee on Industry and Trade, and in accordance with the TFEU, PCIs require the approval of the Member States whose territory is concerned. National sovereignty must also be respected in the permit-granting procedures for new energy infrastructure. These and other issues must be taken into account in future work with the proposal.

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

Yes/Oui

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

No, the Chamber (Plenary) has not submitted an opinion on this communication.

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

UK House of Commons

Parliament/Chamber / parlement/chambre

Please enter the name of your Chamber/Parliament and your contact details: Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées: (Open ended text - Essay)

House of Commons, UK

Sarah Davies

daviess@parliament.uk

Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Because the reasoned opinion procedure in Protocol 2 is limited to subsidiarity - Article 6 states that any NP or chamber may send "a reasoned opinion stating why it considers that the draft ... does not comply with the principle of subsidiarity". Proportionality is not mentioned at all in the

context of ROs. It therefore follows that the subsequent Articles, 7 and 8 only apply to subsidiarity too.

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Never / Jamais

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Because our legal opinion is that subsidiarity and proportionality are distinct principles. Subsidiarity looks at whether the EU should exercise a legislative power; proportionality accepts that the power can be used, but questions how it is used. We will only analyse proportionality if we think that there is not a breach of the principle of subsidiarity. To adopt a common analogy: if proportionality is looking at whether a sledgehammer can be used to crack a nut, subsidiarity is looking at whether the sledgehammer should be picked up in the first place.

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

They are distinct concepts (see above) – however, if the early warning mechanism included a proportionality check, this would focus attention and make national oversight of proportionality more effective.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Not Answered

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

House of Commons Reasoned Opinions have been based on the wording of Protocol 2.

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

Yes/Oui

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Seminars on how to approach an assessment of whether draft legislation complies with the principle of subsidiarity would be useful. Whilst the assessment of subsidiarity is necessarily subjective, there are common themes to the approach. The European Academy of Law has run two "subsidiarity check" seminars, where national parliaments have been able to share best practice. These have been very useful events.

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Yes/Oui

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

While subsidiarity assessments are – and should remain – subjective, often being dependent on local factors, discussion of the scope and content of reasoned opinions, with the possibility of laying down guidelines, would be useful.

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le

Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

In 2004 the European Scrutiny Committee conducted an inquiry, and published a report, on the Work Programme. This involved taking oral evidence from Commission officials.

<http://www.publications.parliament.uk/pa/cm200304/cmselect/cmeuleg/42-vi/4202.htm>

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Commission officials have appeared before House of Commons Committees on such matters as CAP, CFP, welfare of hens, ERDF, medical devices and the pensions white paper. The Foreign Affairs Committee held a hearing with Baroness Ashton in 2011. Commissioners Reding and Rehn have been invited by the Justice and European Scrutiny Committees respectively to give evidence on data protection and the SCG Treaty.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

The Committee concluded in its 41st report of 2010-12 that:

"Whilst we welcome this report [the 2010 Annual Report on relations between the European Commission and national parliaments] for the useful information it contains we have concerns that the Commission, through its Barroso initiative, is attempting to use dialogue with national parliaments to claim democratic legitimacy for itself. In support we cite the following passage from the Commission's report: "The Commission continues to encourage those parliaments which, for different reasons, have so far chosen not to participate very actively in a direct exchange with the Commission, to engage in this political dialogue, which serves to complement the scrutiny of their own governments with a new dimension of communication and debate at European level."

"The Committee is given a specific remit under Standing Order No.143 and the House's scrutiny reserve resolution makes Ministers accountable to the House for the decisions that they take in the Council. The Committee focuses on holding UK Ministers to account for their actions in the Council. We have no similar chain of accountability with the Commission. Welcome though the Commission's report is, there is a tone which can be read as measuring the activity levels of national parliaments by the extent of their participation in dialogue with the Commission. We do not accept this interpretation of our role. The Committee writes to the Commission as appropriate and not in order to be measured on a Commission scorecard of national parliaments that engage in dialogue with it.

"It further concerns us that the Commission might interpret the silence of those national parliaments which, for their own reasons, have chosen not to participate in a direct exchange with it as indicating assent to its proposals. The report claims strong support for certain initiatives presumably on the basis of political dialogue but nowhere does it indicate what that dialogue is. Our reports are public documents — were the Commission to read them might that count as part of political dialogue?

"Whilst the Commission is keen to list the opinions submitted by national parliaments and to identify those which it sees as engaging in dialogue, it is, unfortunately, less willing to give any indication of the impact which the opinions submitted have had on its proposals. It might encourage more of the dialogue for which it aims if national parliaments had a sense of the impact that they have on Commission policy. In which light we note that in its analysis of the 34 reasoned opinions recorded during 2010, a common concern of national parliaments was "the lack of or insufficient subsidiarity justification in explanatory memoranda of the relevant proposals". This is a real concern of ours and it would have been helpful if the Commission had responded to it in the report, rather than re-stating it. We therefore ask Commissioner Šefèoviè whether he thinks Commission explanatory memoranda comply with the requirements of Article 5 of Protocol 2, or, alternatively, whether he is considering changing the Commission's approach to how it assesses subsidiarity.

"Finally, we note the worrying statistic that out of 211 opinions received by the Commission in 2010 under the subsidiarity control mechanism, only 34 (15%) could be described as "reasoned opinions", in other words finding a breach of the principle of subsidiarity. This is a matter we will address in COSAC, but we ask Commissioner Šefèoviè to write again to all national parliaments explaining the distinction between a reasoned opinion sent under the subsidiarity control mechanism and any other opinion sent as part of an ongoing political dialogue. In our view, a reasoned opinion sent pursuant to Article 6 of Protocol 2 must state why it considers that the draft in question does not comply with the principle of subsidiarity, rather than why it does. We ask the Commissioner to confirm our understanding as correct."

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

No/Non

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(é)s au sein du dialogue politique? (Choice - Multiple answers)

- Presentation of specific proposals by the European Commission in national Parliaments (upon request) / présentation de propositions concrètes par la Commission européenne aux parlements nationaux (sur demande)
- Discussion with invited Commissioners in COSAC meetings / discussion avec des commissaires invités à des réunions de la COSAC

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Bring to the attention of the College of Commissioners / attirer l'attention du Collège des commissaires
- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information

supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

Not Answered

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposé l'instrument de ratification? (Open ended text - Essay)

Not Answered

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

NB: the UK is not a signatory to the TSCG.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

Once the Treaty is ratified, the format of interparliamentary scrutiny under Article 13 should first be discussed and agreed in the appropriate forum, either the Speakers' Conference or

COSAC – given that the TSCG is an intergovernmental treaty the role of national Parliaments in scrutiny under Article 13 has to be appropriately reflected.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Not Answered

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmeuleg/428-xliii/42804.htm>

The Committee concluded in December 2011 that:

"Although the objectives of the three TENs might be laudable, the scale of the Commission's ambition for the 2014-2020 financial period is clearly unacceptable. And there is an obvious need to establish whether the proposed Connecting Europe Facility would be an efficient way of managing the three disparate TENs.

"So, given the importance of the TENs and the proposals for the next programmes, we recommend that the documents be debated on the Floor of the House, both in regard to the financial aspects and the various programming policy proposals. And given the complexity and depth of detail of the proposals we recommend that that debate should last for three hours. Moreover, given that we expect that Members will wish to explore with the Government aspects of the proposals relevant to the responsibilities of any one of the four Departments concerned, we suggest that whichever Minister leads for the Government, should be supported by Ministers from the other three Departments.

"However, if the Government will not allow three hours for the debate, we recommend that it should instead take place in one of the European Committees, so allowing consideration of these important matters for an hour more than a Floor debate under the provision of Standing Order No.16."

The House subsequently agreed a motion, following a vote:

"That this House takes note of European Union Documents No. 16176/11 and Addenda 1 and 2, No. 16499/11, No. 16006/11 and Addenda 1 and 2, No. 15629/11 and Addenda 1 to 35, No. 15813/11 and Addenda 1 and 2, relating to the European Commission's draft regulations on the Connecting Europe Facility in the next Multiannual Financial Framework 2014-20; supports the Government's view that at a time of ongoing economic fragility in Europe and tight constraints on domestic public spending, the Commission's proposal for substantial increases in EU spending in this area compared with current spend is unacceptable and incompatible with the tough decisions being taken to bring deficits under control in both the UK and countries across Europe; considers that spending in this area should focus on identifying and providing genuine EU-added value, and not on spending where domestic governments and the market are better placed to act; and further supports the Government's ongoing efforts to reduce both the Commission's proposed budget for the Connecting Europe Facility and the overall level of spending in the next Multiannual Financial Framework 2014-20."

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre

parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

yes, another parliamentary document / oui, un autre document parlementaire

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

See above

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

Not Answered

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

<http://www.publications.parliament.uk/pa/cm201212/cmhansrd/cm120119/debtext/120119-0002.htm#12011936000001>

In the debate on the House of Commons on 19 January 2012, the Minister commented:

"We will be pushing the Commission for additional information to allow us to judge where the money will best aid growth and support our environmental objectives. That is consistent with the Government's desire to see spending that promotes sustainable growth take a bigger share of a tighter budget in the next financial framework. The ambition of the connecting Europe facility, while laudable, must respect the fiscal realities of Europe."

The opposition spokesman commented:

"The Commission is probably correct to highlight the infrastructural deficiencies in our collective electricity and gas networks. However, there are some highly prescriptive elements of the Commission's proposals, which may not allow the right degree of flexibility to accommodate some of the domestic UK projects and procedures that are already under way. For instance, there is a danger of overlap of activity on the North sea interconnector, which is currently being examined for feasibility. As for planning issues, much of the streamlining process has already been dealt with through the Planning Act 2008, despite the fact that the Government have already stepped away from some of the benefits of the Infrastructure Planning Commission. We see no benefit in overlaying anything on that, leading to duplication and slowing processes

down. We suggest that the Commission should instead concentrate its energy infrastructure proposals on the carbon capture and storage agenda.”

Other Members commented on the needs of Wales, and made general points on road and rail networks.

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication “Better governance for the single market” [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

Yes/Oui

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

No – the Committee reported on the document as follows in July 2012, concluding:

<http://www.publications.parliament.uk/pa/cm201213/cmselect/cmeuleg/86-viii/8610.htm>

“As we have noted, this Communication follows on from various others which the Commission has produced recently on the operation of the Single Market, and sets out a number of ways in which its governance might be improved. We are therefore drawing it to the attention of the House, but we see no need to hold it under scrutiny, and we are therefore clearing it.”

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

UK House of Lords

Name of Parliament/Chamber / le nom de votre Parlement/Chambre

Please enter the name of your Chamber/Parliament and your contact details: Veuillez entrer le nom de votre Parlement/Chambre et vos coordonnées: (Open ended text - Essay)

House of Lords, UK Parliament

Contact: Duncan Sagar, National Parliament Representative, duncan.sagar@europarl.europa.eu

Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice - Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Formally both principles have the same standing, and scrutiny of legislative proposals involves consideration of both. In practice, because the Reasoned Opinion procedure applies only to subsidiarity, that principle receives greater focus.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Always / toujours

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

The two principles are considered to be closely connected but they should be applied separately since they regulate different aspects of a proposal.

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

It would be preferable for the Reasoned Opinion procedure to include consideration of both subsidiarity and proportionality, since both principles are applied by the Treaties and they are closely linked.

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon

Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

We see nothing wrong in applying a broad interpretation of the principle of subsidiarity when considering whether to submit a Reasoned Opinion. Although the principle is a legal concept, in practice its application depends on political judgment.

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

No/Non

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Not Answered

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

No/Non

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

In relation to question 6(b) above, we consider that parliaments and chambers have shown that they can apply the principle appropriately and submit suitably reasoned statements of their reasons when they find proposals to be inconsistent with the principle.

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

- Written opinions sent to the EU institutions / envoi d'avis écrits aux institutions de l'UE
- Contacts with European Commission / contacts avec la Commission européenne
- Bilateral visits to/from European Institutions / visites bilatérales avec les institutions européennes
- Other, please give specific examples if any / autres, veuillez donner d'éventuels exemples concrets

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

The Commission has not presented the Work Programme in the House of Lords. However, the Committee does conduct scrutiny on the Programme, and following recent discussions with the Commission in the secretariat we are considering how we can better use future Programmes to convey our views to the Commission at an early stage.

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

As mentioned above, Commissioners and senior Commission staff regularly give evidence to the Committee's inquiries on specific proposals. However, the Commission does not present specific proposals in the House of Lords.

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Yes/Oui

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

The House of Lords routinely sends its written reports to the EU Commission and the European Parliament. When we do so, we will include in our covering email a list of recommendations and conclusions that we would like to hear the relevant Commissioner's views on. Although responses are often not received for several months, we do get substantive replies to most of these reports. We were grateful in one instance to Commissioner Rehn, who expedited a response to a letter from the Committee which helped us to factor in the Commission's views into an inquiry into the Euro area crisis operating to a tight timetable.

The Committee will be seeking to make further efforts to engage with the European Institutions early on in its scrutiny of European proposals. The dialogue may also be improved by speedier responses to Committee reports and opinions, as well as by a more consistent qualitative standard. The Committee can play its own part by ensuring that its opinions are made as targeted and relevant to the Commission as possible.

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-i/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Yes/Oui

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Yes/Oui

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(s) au sein du dialogue politique? (Choice - Multiple answers)

- Other, please give details:/ autres, veuillez donner des détails: This should be up to each parliament to determine how best to use the dialogue to add value to its own scrutiny of EU proposals under the framework of the informal political dialogue.

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Letters between Chairmen of relevant committees outlining opinions to other NPs / échange de lettres entre les présidents des commissions concernées présentant les avis à d'autres PN
- Hold discussions between national Parliaments representatives in Brussels / débats entre les représentants des parlements nationaux à Bruxelles
- Hold discussions in the forum of COSAC / débats dans le forum de la COSAC

- Other, please specify / autres, veuillez préciser In addition to written correspondence, there may be added value in making greater use of videoconferencing and existing online resources such as IPEX.

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Yes/Oui

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

- Improved responses to ROs from the European Commission / meilleures réponses aux avis motivés de la part de la Commission européenne
- Bring to the attention of the College of Commissioners / attirer l'attention du Collège des commissaires
- Informal dialogue with national Parliaments representatives in Brussels / dialogue informel avec les représentants des parlements nationaux à Bruxelles
- Hold discussions in COSAC meetings / débats lors des réunions de la COSAC

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

No/Non

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

The UK is not a signatory to the Treaty; it will not therefore be ratified in the UK Parliament.

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

This is primarily a matter for the parliaments of the 25 Member States which are contracting parties. As in other areas, such cooperation may add value by facilitating contacts and the sharing of views and best practice between relevant committees.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

Again this is primarily a matter for the parliaments of the contracting parties. Given that the key subject matter of the treaty is national budgets, for which national governments are accountable to their national parliaments, and that this treaty sits outside the EU treaties, it is not immediately apparent why the European Parliament "will together determine the organisation and promotion" of the conference along with the relevant national Parliaments. Whatever the forum, it should not cut across the role of individual national parliaments in

holding their governments to account.

The reference in Article 13 to any arrangements being “forseen” by Protocol 1 to the Lisbon Treaty is puzzling; whilst it is helpful to refer to the EU treaties, it is hard to imagine that the Protocol was drafted forseeing its own application outside the treaties.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d’un tel forum? (Open ended text - Essay)

The reference to Protocol 1 implies that the forum would be at the level of 27 and involve the European Parliament, whilst references elsewhere to the contracting parties create ambiguity. Whilst it is not currently envisaged that the UK, along with the Czech Republic, will be a contracting party, if the forum is to discuss any issues wider than the operation of the Treaty it would be desirable to have the involvement of all 27 national parliaments, as well as the European Parliament, to mitigate any potential fragmentation of approach.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s’il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d’abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

In part / partiellement

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

The Committee agreed with the broad concept of the proposals – stimulating the development of trans-European energy infrastructure, dealing with many of the regulatory issues that can often inhibit such development, and making the system for instituting infrastructure projects clearer and more coherent across the energy, transport and telecoms sectors. The Committee also acknowledged the co-ordinating role that the Commission could play in taking projects forward, as well as its responsibility to ensure that European interests as a whole, rather than simply Member State interests, were taken into account.

However, there were significant concerns regarding the projected level of control that the Commission proposed to take over the direction of projects and the criteria they would impose, such as in the initial concept of “core corridors”. The Committee took the clear view that Member States had to play a key role in the process, with economic viability put at the centre of considerations, and that this had to be respected.

Furthermore, it was felt that the budget proposed was over-ambitious in the present financial climate and needed to be adjusted to take account of the prevailing circumstances. The feeling was that, if a reallocation of funds into infrastructure could not be negotiated as part of the MFF more widely, then the budget for the Connecting Europe facility as a whole would have to be reduced. This would require a strategic review of the Connecting Europe instrument, with European Added Value as the guiding principle, and a clear acknowledgment that public investment should only be deployed where the market has failed to act. The balance of spending between transport, energy and telecoms had to be an important part of any such review.

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

No/Non

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

Not Answered

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

- (iii) Whether a reorganization of the permit granting process in your country will be needed in order to enable decisions within the time constraints imposed by the regulation, especially in cases where multiple authorities are engaged / Une réorganisation de la procédure d'octroi de permis dans votre pays sera-t-elle nécessaire afin de permettre la prise de décisions dans les délais imposés par le règlement, en particulier dans les cas où plusieurs autorités sont impliquées?
- (iv) Whether your parliament has any objections with regard to the rules set out by the proposed regulation concerning the eligibility of projects of common interest (PCI's) for financial assistance from the EU / Votre parlement a-t-il des objections à propos des règles définies par le règlement proposé concernant l'éligibilité de projets d'intérêt commun (PIC) à l'aide financière de l'UE ?

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

Regarding point (iii), the United Kingdom Government were concerned as to the proposed imposition of a maximum duration for permit procedures. This was echoed by the Committee, who felt that such an approach could be overly prescriptive. Despite this, the Government and the Committee agreed that, in principle, the instrument could be beneficial at a national level in terms of dealing with permitting issues that were considered to be a block to market investment.

On point (iv), the Committee took the firm view that the nature of the Commission's involvement needed to be clarified and flexibility needed to be assured. As stated above, the Committee were clear that there was a clear role for the Commission to play in terms of co-ordination and feeding in the views of Europe as a whole rather than simply Member States, but that this should be done in a way which properly respected Member State competence.

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication “Better governance for the single market” [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

Yes/Oui

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

No.

51) 3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

European Parliament ¹

Name of Parliament/Chamber / le nom de votre Parlement/Chambre

Please enter the name of your Chamber/Parliament and your contact details: **Veillez entrer le nom de votre Parlement/Chambre et vos coordonnées:** (Open ended text -

Essay)

European Parliament

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Ch 1: Relations between the EU Institutions and NPs. Sect I: Subsidiarity and proportionality / Ch 1: Relations entre les institutions UE et les PN Sect I: Subsidiarité et proportionnalité

1. Does your Parliament/Chamber consider the principle of proportionality when examining draft legislative acts? Votre parlement/chambre tient-il/elle compte du principe de proportionnalité lors de l'examen des projets d'actes législatifs? (Choice -

Single answer)

Yes/Oui

2. In the opinion of your Parliament/Chamber does the principle of proportionality hold the same standing as the subsidiarity principle under the Treaty of Lisbon? De l'avis de votre parlement/chambre, le principe de proportionnalité a-t-il le même poids que le principe de subsidiarité en vertu du Traité de Lisbonne? (Choice - Single

answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

¹ All replies transmitted by the European Parliament to the Secretariat of COSAC are replies prepared by its administration and do not engage the Institution politically.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

The European Parliament has never expressed itself on the standing of the two principles. It is up to the European Court of Justice to interpret the standing of the two principles.

3. In the experience of your Parliament/Chamber, how often do subsidiarity checks performed by your Parliament/Chamber take into consideration proportionality criteria? D'après l'expérience de votre parlement/chambre, à quelle fréquence les contrôles de subsidiarité effectués par votre parlement/chambre tiennent-ils compte des critères de proportionnalité? (Choice - Single answer)

Other, please specify / autres, veuillez préciser By virtue of the Rule 38a of its internal Rules of Procedure during the examination of a proposal for a legislative act, the European Parliament pays particular attention to respect for the principles of subsidiarity and proportionality.

4.a. Would your Parliament/Chamber consider proportionality as an inextricable component of the principle of subsidiarity? Votre parlement/chambre considèrerait-t-il/elle la proportionnalité comme une composante inextricable du principe de subsidiarité ? (Choice - Single answer)

No/Non

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

Not Answered

If no, why not? Si non, pourquoi? (Open ended text - Essay)

The principle of subsidiarity, set out in Article 5(3) TEU, provides that "in areas which do not fall within its exclusive competence, the Union shall act only if and in so far as the objectives of the proposed action cannot be sufficiently achieved by the Members States, either at central level or at regional and local level, but can rather, by reason of the scale or effects of the proposed action, be better achieved at Union level" (emphasis supplied).

The question to be asked in application of the principle of subsidiarity is thus the following: is the Union competent to act because it can actually achieve and objective through an EU measure better than the Member States?

The principle of proportionality, on the other hand, determines the intensity of action to be taken where the Union exercises its competence. The question of competence is not examined. Article 5(4) TEU specifies that "under the principle of proportionality, the content and form of Union action shall not exceed what is necessary to achieve the objectives of the Treaties." The principle of proportionality may thus restrict not only the substance but also the form of Union

acts.

In the Vodafone case, the Court held that the principle of proportionality requires that measures implemented through Community law provisions "be appropriate for attaining the legitimate objectives pursued by the legislation at issue and must not go beyond what is necessary to achieve them". The question to be asked in the application of the principle of proportionality is therefore the following: up to which intensity can the Union exercise its competence (which it is authorised to exercise following a positive subsidiarity test)? Subsidiarity applies only in cases of shared competence, whereas proportionality applies also where the Union enjoys exclusive competence.

4.b. In the opinion of your Parliament/Chamber is subsidiarity control effective enough without including a proportionality check? De l'avis de votre parlement/chambre le contrôle de subsidiarité est-il suffisamment efficace sans contrôle de proportionnalité? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

The European Parliament systematically checks respect of both principles.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

5. Reasoned opinions submitted by national Parliaments are often based on a broader interpretation of subsidiarity check than the wording of Protocol 2 of the Lisbon Treaty. Does your Parliament/Chamber agree with the above statement? Les avis motivés présentés par les parlements nationaux se fondent souvent sur une interprétation du contrôle de subsidiarité plus large que celle du texte du Protocole 2 du Traité de Lisbonne. Votre parlement/chambre approuve-t-il/elle la déclaration précitée? (Choice - Single answer)

Yes/Oui

Please elaborate providing examples of such reasoned opinions, if available. Veuillez préciser en donnant des exemples de tels avis motivés, le cas échéant. (Open ended text - Essay)

When reasoned opinions are submitted, the European Parliament does not assess the admissibility of the reasons given by national Parliaments with a view to concluding or not that a draft legislative act does not comply with a principle of subsidiarity.

6.a. In the opinion of your Parliament/Chamber, is there a need for further clarification of the subsidiarity check criteria utilised by national Parliaments? De l'avis de votre parlement/chambre, est-il nécessaire de clarifier davantage les critères de contrôle de subsidiarité utilisés par les parlements nationaux? (Choice - Single answer)

No/Non

If so, in what way? Si oui, de quelle façon? (Open ended text - Essay)

Not Answered

6.b. In order to improve the effectiveness of subsidiarity checks conducted by national parliaments, would your Parliament/Chamber support an effort to discuss or lay down guidelines with regard to the scope and content of the reasoned opinions? Afin d'améliorer l'efficacité des contrôles de subsidiarité effectués par les parlements nationaux, votre parlement/chambre soutiendrait-il/elle un effort pour discuter ou définir des lignes directrices concernant la portée et le contenu des avis motivés?

(Choice - Single answer)

Not Answered

If yes, what should be the content of such guidelines? Si oui, quel devrait être le contenu de telles lignes directrices? (Open ended text - Essay)

Not Answered

If you wish to provide any additional information related to chapter 1, section I, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section I, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Section II: Political Dialogue / Section II: Dialogue politique

1. What activity does your Parliament/Chamber currently carry out under the political dialogue? Quelle activité votre parlement/chambre réalise-t-il/elle actuellement dans le cadre du dialogue politique? (Choice - Multiple answers)

Not Answered

2.a. How often has the European Commission presented the Commission Work Programme (CWP) in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté le Programme de Travail (PTC) de la Commission à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Not Answered

2.b. How often has the European Commission presented specific proposals in your Parliament/Chamber? Please give details of frequency and subject matter: Combien de fois la Commission européenne a-t-elle présenté des propositions concrètes à votre parlement/chambre? Veuillez donner des détails sur la fréquence et l'objet: (Open ended text - Essay)

Not Answered

3.a. Does your Parliament/Chamber consider that the political dialogue conducted between the European Institutions and national Parliaments needs to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer le dialogue politique mené entre les institutions européennes et les parlements nationaux? (Choice - Single answer)

Not Answered

3.b. If yes, please indicate what form such strengthening could take: Si oui, veuillez indiquer la forme que pourrait prendre un tel renforcement: (Open ended text - Essay)

Not Answered

4.a. Does your Parliament/Chamber consider visits between the European Commission and national Parliaments to discuss Commission strategic proposals/initiatives, as an effectively used tool within the political dialogue? Votre parlement/chambre considère-t-il/elle que les visites entre la Commission européenne et les parlements nationaux, en vue de discuter des propositions/initiatives

stratégiques de la Commission, sont un outil efficacement utilisé au sein du dialogue politique? (Choice - Single answer)

Not Answered

4.b. Does your Parliament/Chamber consider that contacts/visits between national Parliaments and the European Commission within the political dialogue need to be strengthened? Votre parlement/chambre considère-t-il/elle qu'il convient de renforcer les contacts/visites entre les parlements nationaux et la Commission européenne dans le cadre du dialogue politique? (Choice - Single answer)

Not Answered

4.c. If yes, by which means can contacts/visits be further strengthened within the political dialogue? Si tel est le cas, par quels moyens les contacts/visites peuvent-ils/elles être renforcé(s) au sein du dialogue politique? (Choice - Multiple answers)

Not Answered

5.a. Would your Parliament/Chamber be in favour of closer cooperation between national Parliaments to discuss proposals that are of particular concern and for which a large number of reasoned opinions (ROs) were issued, even though the threshold set out under the Lisbon Treaty for reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite entre les parlements nationaux, en vue de discuter de propositions présentant un intérêt particulier et à propos desquelles un grand nombre d'avis motivés ont été émis, même si le seuil fixé dans le cadre du Traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Not Answered

5.b. In the opinion of your Parliament/Chamber, what form could this closer cooperation take? De l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

Not Answered

6.a. Would your Parliament/Chamber be in favour of closer cooperation with the Commission to discuss proposals that are of particular concern to national parliaments and for which a large number of reasoned opinions (ROs) were received by the Commission, even though the threshold set out under the Lisbon Treaty for

reconsideration on the part of the Commission was not met? Votre parlement/chambre serait-il/elle favorable à une coopération plus étroite avec la Commission en vue de discuter de propositions présentant un intérêt particulier pour les parlements nationaux et à propos desquelles la Commission a reçu un grand nombre d'avis motivés, même si le seuil fixé dans le cadre du traité de Lisbonne pour un réexamen de la part de la Commission n'est pas atteint? (Choice - Single answer)

Not Answered

6.b. If yes, in the opinion of your Parliament/Chamber, what form could this closer cooperation take? Si tel est le cas, de l'avis de votre parlement/chambre, quelle forme pourrait prendre cette coopération plus étroite? (Choice - Multiple answers)

Not Answered

If you wish to provide any additional information related to chapter 1, section II, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 1, section II, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 2: The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union and the role of Parliaments / Chapitre 2: Le TSCG et les rôles des parlements

1.a. Has the ratification document for the Treaty on Stability, Coordination and Governance in the Economic and Monetary Union (TSCG) been deposited by your Member State? Votre Etat membre a-t-il déposé l'instrument de ratification du Traité sur la stabilité, la coordination et la gouvernance au sein de l'Union économique et monétaire (TSCG)? (Choice - Single answer)

Not Answered

1.b. If no, what is the expected timetable for depositing the ratification document? Si non, quel est le calendrier prévu pour déposer l'instrument de ratification? (Open ended text - Essay)

Not Answered

2. In the opinion of your Parliament/Chamber, how could interparliamentary cooperation be reinforced on the basis of the role assigned to Parliaments by Article 13 TSCG? De l'avis de votre parlement/chambre, comment la coopération interparlementaire pourrait-elle être renforcée sur la base du rôle imparti aux parlements par l'article 13 du TSCG? (Open ended text - Essay)

The European Parliament is very keen on reinforcing interparliamentary cooperation, which is currently developed in the framework of the European Semester. The European Parliament is reflecting on this matter, however, there is not yet a formalized EP position on the implementation of the Article 13 of the TSCG.

3.a. What does your Parliament/Chamber think would be the appropriate forum for the discussion of budgetary policies and other issues as stipulated in the Article 13 TSCG? Quel serait, selon votre parlement/chambre, le forum de discussion approprié sur les politiques budgétaires et d'autres questions, comme stipulé à l'article 13 du TSCG? (Open ended text - Essay)

See the response to question 2.

3.b. What should be the composition of such a forum? Quelle devrait être la composition d'un tel forum? (Open ended text - Essay)

See the response to question 2.

If you wish to provide any additional information related to chapter 2, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 2, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered

Chapter 3: Energy – Trans European Energy Infrastructure / Chapitre 3: Energie – Infrastructure énergétique transeuropéenne

1.a. Has your Parliament/Chamber scrutinized Regulation of the European Parliament and of the Council on guidelines for trans-European Energy infrastructure and repealing Decision No 1364/2006/EC (COM(2011) 658)? Votre parlement/chambre a-t-il/elle examiné la proposition de règlement du Parlement européen et du Conseil relative aux orientations pour une infrastructure énergétique transeuropéenne et la Décision d'abrogation No 1364/2006/EC (COM(2011) 658)? (Choice - Single answer)

Yes/Oui

1.b. If yes, does your Parliament/Chamber agree with the objectives of the above proposal? Si oui, votre parlement/chambre approuve-t-il/elle les objectifs de la proposition précitée? (Choice - Single answer)

Yes/Oui

If yes, why? Si oui, pourquoi? (Open ended text - Essay)

The proposal is key for achieving the EU's 2020 energy policy objectives.

If no, why not? Si non, pourquoi? (Open ended text - Essay)

Not Answered

If in part, please give further details: Si partiellement, veuillez préciser: (Open ended text - Essay)

Not Answered

2. Has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or adopted any other parliamentary document (e.g. resolution, report, decision, reasoned opinion, etc.) on the above proposal? Votre parlement/chambre a-t-il/elle présenté un avis dans le cadre du dialogue politique ou adopté un autre document parlementaire (résolution, rapport, décision, avis motivé, etc.) sur la proposition précitée? (Choice - Single answer)

yes, another parliamentary document / oui, un autre document parlementaire

Please give a short summary of the document (referred to in above answer): Veuillez donner un bref résumé du document ci-dessous: (Open ended text - Essay)

The Committee on Industry, Research and Energy (ITRE) is competent for preparing the European Parliament's position in view of the negotiations on the legislative text to be agreed by the co-legislators, the Council and the European Parliament, therefore, the rapporteur has tabled a draft report with about 120 amendments complemented by amendments by other Members amounting to a total of 845 amendments tabled within the ITRE-Committee to the original Commission's proposal.

3. During the scrutiny of this proposal, has your Parliament considered any of the issues listed below? (If so, please briefly state your findings). Lors de l'examen de

cette proposition, votre parlement a-t-il pris en compte les questions énumérées ci-après? (Si oui, veuillez indiquer brièvement vos conclusions). (Choice - Multiple answers)

- (i) Whether the proposed legislation affords adequate protection to the environment whilst promoting the development of trans-European energy networks / La législation proposée assure-t-elle une protection adéquate de l'environnement tout en promouvant le développement de réseaux transeuropéens d'énergie ?
- (ii) Whether the proposed regulation adequately addresses transparency and effective participation of the public during consultations for a proposed infrastructure project, in the light of the time constraints imposed by the "fast track" permit granting procedure / Le règlement proposé traite-t-il de façon adéquate les transparence et de participation effective du public lors des consultations à propos d'un projet d'infrastructure proposé, à la lumière des contraintes de temps par la procédure accélérée?
- (iii) Whether a reorganization of the permit granting process in your country will be needed in order to enable decisions within the time constraints imposed by the regulation, especially in cases where multiple authorities are engaged / Une réorganisation de la procédure d'octroi de permis dans votre pays sera-t-elle nécessaire afin de permettre la prise de décisions dans les délais imposés par le règlement, en particulier dans les cas où plusieurs autorités sont impliquées?
- (iv) Whether your parliament has any objections with regard to the rules set out by the proposed regulation concerning the eligibility of projects of common interest (PCI's) for financial assistance from the EU / Votre parlement a-t-il des objections à propos des règles définies par le règlement proposé concernant l'éligibilité de projets d'intérêt commun (PIC) à l'aide financière de l'UE ?

Please state the findings of your scrutiny as related to the list above: Veuillez indiquer les résultats de votre examen ainsi que précisez sur la liste ci-dessus: (Open ended text - Essay)

The rapporteur has considered all these issues, which he mentioned in his draft report and raised during the subsequent discussions with the Commission and the shadow rapporteurs. Most of the issues have also been addressed by the 845 amendments tabled to the original Commission text as well as by the amendments of the opinion-giving Committees (ENVI, ECON, REGI, TRAN and IMCO). More in detail, ad (i), in general yes, but environmental provisions could be strengthened by amendments; ad (ii) in general yes, but some suggestions have been made on how to carry out the public consultations in order to ensure maximum transparency despite the time constraints;

ad (iii) possibly yes, the rapporteur considers that Member States should do the necessary adjustments in order to allow for a timely modernisation of the European energy infrastructure; ad (iv) no general objection, but the rules need to be better defined, in particular as regards the governance of the regional groups; therefore, some amendments have been suggested.

If you wish to provide any additional information related to chapter 3, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 3, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

The EP adopted a negotiating mandate. The rapporteur and the Presidency are committed to work towards adoption of the proposal by the co-legislators by end of 2012/beginning of 2013. Depending on the trilogue negotiations, the final vote in ITRE could possibly be on 29/11 and Plenary in January 2013.

Chapter 4 – Single Market Governance / Chapitre 4 – Gouvernance du marché unique

1. Has your Parliament/Chamber considered the Commission Communication "Better governance for the single market" [COM (2012) 259] or the role of national Parliaments in the transposition and/or implementation of the single market legislation? Votre Parlement/Chambre a-t-il/elle pris en considération la Communication de la Commission «Une meilleure gouvernance pour le marché unique» [COM(2012)259] ou le rôle des parlements nationaux dans la transposition et/ou application de la législation du marché unique ? (Choice - Single answer)

Yes/Oui

2. If yes – has your Parliament/Chamber submitted an opinion in the framework of the political dialogue or any other parliamentary initiative (report, resolution, debate, etc.) on this subject? Si oui - votre Parlement/Chambre a-t-il/elle soumis une opinion dans le cadre du dialogue politique ou autre initiative parlementaire (rapport, résolution, débat etc) sur ce sujet? (Open ended text - Essay)

The Committee on Internal Market and Consumer Protection (IMCO) submitted a draft motion for a resolution on "SMA: the next steps to Growth" which was adopted by a strong majority in the EP plenary on 14 June 2012. A copy of it is available at

<http://www.europarl.europa.eu/sides/getDoc.do?pubRef=-//EP//TEXT+TA+P7-TA-2012-0258+0+DOC+XML+V0//EN..>

3. If yes, please provide a short summary of the content of this. Si oui, veuillez fournir un bref sommaire de son contenu. (Open ended text - Essay)

The resolution stresses that immediate priority should be given to the adoption of the 12 key actions of the Single Market Act. It considers that the next steps for priority actions should be largely based on the growth-boosting 12 'levers' of the Single Market Act, and focuses political attention around a balanced way forward to deepen and modernise the Single Market. The resolution suggests a number of actions as next steps to growth and provides for an upgrading of the governance of the Single Market by establishing country-specific recommendations.

If you wish to provide any additional information related to chapter 4, please do so in the box below: Si vous souhaitez fournir toute information supplémentaire sur le chapitre 4, s'il vous plaît le faire dans la case ci-dessous: (Open ended text - Essay)

Not Answered