

Development of the European Parliament's legislative competence

Caption: In accordance with the successive reforms of the Treaty establishing the European Community, this table follows the changes in the main legal procedures governing Community policies, in order to show the development of the legislative competence of the European Parliament.

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Development of the European Parliament's legislative competence Treaty of Rome

Consultation		Assent		Cooperation		Codecision	
Basis in law	Article	Basis in law	Article	Basis in law	Article	Basis in law	Article
Discrimination on grounds of nationality	7						
Customs Union	14 (7)						
Common agricultural policy (guidelines)	43						
Freedom of establishment (general structure)	54 (1), 54 (2)						
Freedom of establishment (special regime prior to expiry of the transitional period)	56 (2)						
Pursuit of activities as self-employed persons	57 (1), 57 (2)						
Freedom to provide services (abolition of restrictions)	63 (1), 63 (2)						
Transport	75						
Competition	87						
Approximation of laws	100						
European Social Fund	126, 127						
Own resources	201						
Agreements with third countries	228						
Implied powers	235						
Revision of the Treaty	236						
Agreements with third countries	238					;	

Treaty of Rome amended by Single European Act

Consultation		Assent		Cooperation		Codecision	
Basis in law	Article	Basis in law	Article	Basis in law	Article	Basis in law	Article
Customs Union	14 (7)	Accession of new Member States	237	Free movement of workers	49		
Common agricultural policy (guidelines)	43	Agreements with third countries	238	Freedom of establishment (implementation of the general structure)	54 (1)		
Freedom of establishment (general structure)	54 (1)			Creation and operation of the internal market	100a		
Freedom of establishment (special regime prior to expiry of the transitional period)	56 (2)						
Pursuit of activities as self-employed persons	57 (1), 57 (2)			Discrimination on grounds of nationality	7		
Freedom to provide services (abolition of restrictions)	63 (1), (2)			Common transport policy	75		
Transport	75			European Regional Development Fund	130e		
Competition	87						
Fiscal provisions	99						
Approximation of laws	100						
European Social Fund	126, 127						
Structural Funds	130d						
Technological research and development	130q						
Environment	130s						
Conferring of implementing powers on the Commission	145						
Establishment of a court of first instance and its responsibilities	168a						

Statute of the Court of Justice	188						
Own resources	201						
Members of the Court of Auditors	206						
Financial regulations	209						
Scheme for civil servants	24						
	Merge						
	r						
	Treaty						
Agreements with third countries	228						
Implied powers	235						
Revision of the Treaty	236						

Treaty of Maastricht (TEU)

Consultation		Assent		Cooperation		Codecision	
Basis in law	Article	Basis in law	Article	Basis in law	Article	Basis in law	Article
Revision of the Treaties	N TEU	Enlargement	O TEU	Transport	75	Free movement of workers	49
Voting rights and eligibility in the Member State of residence	8b	Freedom of movement and right of residence	8a	Harmonisation of denominations and technical specifications of euro coins	105a (2)	Freedom of establishment (implementation of general structure)	54 (2)
European citizenship	8e	Supervision by the ECB	105 (6)	Prohibition of measures allowing privileged access by EU institutions or Member States to financial institutions	104a (2)	Freedom of establishment (following completion of 2nd stage)	56 (2)
Customs Union	14 (7)	Structural Funds and establishment of the Cohesion Fund	130d	Prohibition of according overdraft or credit facilities to the other institutions	104b (2)	Pursuit of activities as self-employed persons (in part)	57 (1), 57 (2)
Common agricultural policy (guidelines)	43	Agreements with third countries (in part)	228 (3)	Procedures for multilateral surveillance	103 (5)	Creation and operation of the internal market	100a
Freedom of establishment (general structure)	54 (1)	Amendment of the ESCB Statute	Protocol 18, Art. 41	Discrimination on grounds of nationality	7	Education	126
Freedom of establishment (special regime prior to expiry of transitional period)	56 (2)			Social policy	118a	Work experience, except for legislative and regulatory harmonisation	127 (4)
Pursuit of activities as self-employed persons (in part)	57 (2)			European Social Fund	125	Culture	128
Freedom to provide services (abolition of restrictions)	63 (1)			Vocational training, excluding harmonisation of laws and regulations	127	Public health, excluding harmonisation of laws and regulations	129
Competition	87			Other measures concerning trans-European networks	129d	Consumer protection	129a
Aid awarded by the States	94			Implementing decisions relating to the ERDF	130e	Guidelines on the objectives of Transnational Networks	129d

Fiscal provisions	99			Technological research and development (in part)	130o	Multiannual framework programme Research and technological development	130i
Approximation of laws	100			Environment (general rule)	130s	Environment exceptions	130s (3)
Visa for citizens of non-member countries	100c			Development Co-operation	130w		
Economic and monetary union	106, 109f, 109k			Specific programmes Technological research and development	130i (5)		
Industry	130						
Economic and social cohesion	130b						
Technological research and development (in part)	130o						
Environment (in part)	130s						
Executive powers of the Commission	145						
Appointment of the President of the Commission	158						
Jurisdiction of the Court of First Instance	168a						
Own resources	201						
Budgetary procedure	209						
International agreements	228 (3)						
Implied powers	235						

TEU and Treaty of Rome amended by Treaty of Amsterdam

Consultation		Assent		Cooperation		Codecision	
Basis in law	Article	Basis in law	Article	Basis in law	Article	Basis in law	Article
Judicial and police cooperation	42 TEU	Violation of human rights	7 TEU	Procedures for multilateral surveillance	99	Prohibition of all discrimination on grounds of nationality	12
Revision of the Treaty	48 TEU	Enlargement	49 TEU	Prohibition of measures allowing privileged access by EU institutions or Member States to financial institutions	102	Exercise of citizens' right to move and reside freely within the territory of the Member States	18 (2)
Closer cooperation	11	Supervision by the European Central Bank	105 (6)	Prohibition of according overdraft or credit facilities to the other institutions	103	Free movement of workers	40
Combatting discrimination	13	Structural Funds and establishment of the Cohesion Fund	161	Harmonisation of denominations and technical specifications of euro coins	106	Measures in the field of social security for migrant workers of the Community	42
Voting rights and eligibility in the Member State of residence	Consultation	Standardisation of voting procedures in the EP	190 (4)			Right of establishment	44 (2)
European citizenship	22	Agreements with third countries	300 (3)			Coordination of provisions laid down by law, regulation or administrative action providing for special treatment for foreign nationals	46 (2)
Agricultural policy	37	Amendment of the ESCB Statute	Protocol 18, Art. 41			Recognition of diplomas, certificates and other qualifications to make it easier for persons to pursue activities as self-employed persons; amendment of the existing principles laid down by law governing the	47 (1)

						professions with respect to training and conditions of access for natural persons	
Liberalisation of services	52					Asylum and immigration; possibility of a 'bridge' to codecision after a transitional period	67
Conditions of entry and residence	63 (3)					Visas after a transition period	62
Transport	71 (2)					Transport policy	71 (1)
Competition	83					Creation and operation of the internal market	95
State aid	89					Incentive measures in the field of employment	129
Harmonisation of indirect taxation	93					Strengthening of customs cooperation	135
Approximation of laws	94					Social policy	137 (2)
Excessive government deficits	104					Equal opportunities and treatment	141
Economic and monetary union	107 (2), 111, 112, 117, 122					Implementing decisions relating to the European Social Fund	148
Employment	128					Education	149
Employment Committee	130					Vocational training, excluding harmonisation of laws and regulations	150 (4)
Commercial policy	133					Culture excluding recommendations	151
Social policy	137 (3)					Public health (in part)	152
Industry	157					Consumer protection	153
Economic and social cohesion	159					Trans-European Networks	156
Technological research and development	166 (4) 172					Implementing decisions relating to the ERDF	162

Environment	175 (2)				Technological research and development	166
Executive powers of the Commission	202				Implementing the framework programmes for research and technological development	172
Jurisdiction of the Court of First Instance	225				Environment, actions to be taken by the EC	175 (1)
Statute of the Court of Justice of the EC	245				Environment, general action programmes	175 (3)
Appointment of Members of the Court of Auditors	247				Development cooperation	179
Own resources	269				General principles regarding transparency and access to documents	254
Financial Regulation	279				Fight against fraud affecting the financial interests of the Community	280
Officials and other servants of the EC	283				Production of statistics	285
Most remote regions	299				Establishment of an independent supervisory body responsible for data protection	286
International agreements	300 (3)					
Implied powers	308					

TEU and Treaty of Rome amended by the Treaty of Nice

Consultation		Assent		Cooperation		Codecision	
Basis in law	Article	Basis in law	Article	Basis in law	Article	Basis in law	Article
Judicial and police cooperation	42 TEU	Violation of human rights	7 TEU	Procedures for multilateral surveillance	99	Prohibition of all discrimination on grounds of nationality	12
Enhanced cooperation	40a, 44a	Enlargement	49 TEU	Prohibition of measures allowing privileged access by EU institutions or Member States to financial institutions	102	Exercise of citizens' right to move and reside freely within the territory of the Member States	18 (2)
Revision of the Treaties	48 TUE	Enhanced cooperation	11	Prohibition of overdraft or credit facilities to the other institutions	103	Free movement of workers	40
Enhanced cooperation	11	Supervision by the European Central Bank	105 (6)	Harmonisation of denominations and technical specifications of euro coins	106	Measures in the field of social security for migrant workers of the Community	42
Combating discrimination	13	Structural Funds and establishment of the Cohesion Fund	161			Right of establishment	44 (2)
Voting rights and eligibility in the Member State of residence	19	Standardisation of voting procedures in the European Parliament	190 (4)			Coordination of provisions laid down by law, regulation or administrative action providing for special treatment for foreign nationals	46 (2)
European citizenship	22	Agreements with third countries	300 (3)			Recognition of diplomas, certificates and other qualifications to make it easier for persons to pursue activities as self-employed persons; amendment of the existing principles laid down by law governing the	47

					professions with respect to training and conditions of access for natural persons	
Agricultural policy	37	Amendment of the ESCB Statute	Protocol 18, Art. 41		Asylum and immigration; possibility of a 'bridge' to codecision after a transitional period	67
Liberalisation of services	52				Visas after a transition period	62
Conditions of entry and residence	63 (3)				Asylum and immigration policy	62, 63
Transport	71 (2)				Judicial cooperation in civil matters	65
Competition	83				Transport policy	71 (1)
State aid	89				Creation and operation of the internal market	95
Harmonisation of indirect taxation	93				Incentive measures in the field of employment	129
Approximation of laws	94				Strengthening of customs cooperation	135
Excessive government deficits	104				Social policy	137 (2)
Economic and monetary union	107 (2), 111 (2), 112, 117, 122				Equal opportunities and treatment	141
Employment	128				Implementing decisions relating to the European Social Fund	148
Employment Committee	130				Incentive measures in the field of education	149
Commercial policy	133				Vocational training, excluding harmonisation of laws and regulations	150 (4)
Social policy	137 (3)				Culture excluding recommendations	151

Technological research and development	166 (4), 172					Public health (in part)	152
Environment	175 (2)					Consumer protection	153
Executive powers of the Commission	202					Trans-European Networks	156
Establishment of judicial panels	225a					Industry	157
Statute of the Court of Justice of the EC	245					Economic and social cohesion	159
Appointment of Members of the Court of Auditors	247					Implementing decisions relating to the ERDF	162
Own resources	269					Technological research and development	166
Financial regulation	279					Implementing the framework programmes for research and technological development	172
Officials and other servants of the EC	283					Environment, actions to be taken by the EC with regard to implementing the objectives referred to in Article 174	175 (1)
Most remote regions	299					Environment, general action programmes	175 (3)
International agreements	300 (3)					Development cooperation	179
Implied powers	308					Statute for political parties at the European level	191
						General principles regarding transparency and access to documents	255
						Fight against fraud affecting the financial interests of the Community	280
						Production of statistics	285

						Establishment of an independent supervisory body responsible for data protection	286
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