

## Development of the European Parliament's legislative competence (from the Treaty of Rome to the Treaty of Lisbon)

**Caption:** In accordance with the successive reforms of the Treaty establishing the European Community and the Treaty on European Union, this table presents the development of the main legal procedures governing Community policies in order to show the changes in the legal competence of the European Parliament from the Treaty of Rome in 1957 to the Treaty of Lisbon signed in 2007.

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## Development of the European Parliament's legislative competence

### Treaty of Rome (TEC)

Consultation	
<i>Basis in law</i>	<i>Article</i>
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	126.13
Own resources	201
Agreements with third countries	228
Implied powers	235
Revision of the Treaty	236
Agreements with third countries	238

TEC amended by the Single European Act

Consultation		Assent		Cooperation	
<i>Basis in law</i>	<i>Article</i>	<i>Basis in law</i>	<i>Article</i>	<i>Basis in law</i>	<i>Article</i>
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	126.13				
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 Merger Treaty				
Agreements with third countries	228				
Implied powers	235				
Revision of the Treaty	236				

Treaty of Maastricht (TEU)

Consultation		Assent		Cooperation		Codecision	
<i>Basis in law</i>	<i>Article</i>	<i>Basis in law</i>	<i>Article</i>	<i>Basis in law</i>	<i>Article</i>	<i>Basis in law</i>	<i>Article</i>
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						

Consultation		Assent		Cooperation		Codecision	
<i>Basis in law</i>	<i>Article</i>	<i>Basis in law</i>	<i>Article</i>	<i>Basis in law</i>	<i>Article</i>	<i>Basis in law</i>	<i>Article</i>
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
Combating 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 professions with respect to training and conditions of access for natural persons	47 (1)
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						

Consultation		Assent		Cooperation		Codecision	
<i>Basis in law</i>	<i>Article</i>	<i>Basis in law</i>	<i>Article</i>	<i>Basis in law</i>	<i>Article</i>	<i>Basis in law</i>	<i>Article</i>
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 according 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 professions with respect to training and conditions of access for natural persons	47
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

TEU and TFEU amended by the Treaty of Lisbon

Ordinary legislative procedure		Special legislative procedures			
		Consent		Consultation	
<i>Basis in law</i>	<i>Article</i>	<i>Basis in law</i>	<i>Article</i>	<i>Basis in law</i>	<i>Article</i>
Services of general economic interest	14 TFEU	Combating discrimination	19 (1) TFEU	Measures concerning social security and social protection	21 (3) TFEU
Right of access to documents	15 (3) TFEU	European citizenship	25 TFEU	Arrangements concerning the right to vote and to stand as a candidate for non-nationals	22 TFEU
Rules relating to the protection of individuals with regard to the processing of personal data	16 (2) TFEU	Establishment of a European Public Prosecutor's Office (judicial cooperation in criminal matters)	86 TFEU	Protection by diplomatic or consular authorities for Union citizens in third countries	23 TFEU
Prohibition of any discrimination on grounds of nationality	18 TFEU	Standardisation of procedures for elections to the European Parliament	223 TFEU	Measures that may constitute a step backwards in the liberalisation of the movement of capital to or from third countries	64 (3) TFEU
Basic principles of incentive measures to combat discrimination	19 (2) TFEU	Implementing measures for the own resources system	311 par. 4 TFEU	Measures concerning passports, identity cards and residence permits in connection with the border control policy	77 (3) TFEU
Provisions with a view to facilitating the exercise of the right of citizens to move and reside freely within the Union	21 (2) TFEU	Multiannual financial framework	312 TFEU	Family law (judicial cooperation in civil matters)	81 (3) TFEU
Procedures and conditions required for a citizens' initiative	24 TFEU			Operational cooperation between authorities	87 (3) and 89 TFEU
Strengthening of customs cooperation	33 TFEU			Harmonisation of legislation concerning indirect taxation	113 TFEU
Application of rules on competition to production of and trade in agricultural products	42 par. 1 TFEU			Approximation of such legislation of the Member States as directly affects the establishment or functioning of the internal market	115 TFEU
Provisions concerning the common agricultural policy and common fisheries policy	43 (2) TFEU			Language arrangements for European intellectual property rights	118 TFEU
Free movement of workers	46 TFEU			Measures replacing the Protocol on the excessive deficit procedure	126 (14) TFEU
Social security for migrant workers	48 TFEU			Specific tasks of the European Central Bank concerning prudential supervision	127 (6) TFEU
Freedom of establishment	50 TFEU			Social policy: social security and social protection of workers; protection of workers where their employment contract is terminated; representation and collective defence of the interests of workers and employers; conditions of employment	153 (2b) TFEU
Exemption of certain activities from the application of the provisions concerning the right of establishment	51 TFEU			Specific programmes in the area of research and technological development	182 (4) TFEU
Coordination of the provisions concerning the right of establishment	52 (2) TFEU			Environmental measures of a fiscal nature; measures affecting town and country planning, quantitative management of water resources or land use; measures significantly affecting a Member State's choice between different energy sources	192 (2) TFEU
Mutual recognition of diplomas, certificates and other evidence of formal qualifications; coordination of the provisions laid down by the Member States concerning the taking-up and pursuit of activities as self-employed persons	53 (1) TFEU			Measures in the field of energy when they are primarily of a fiscal nature	194 (3) TFEU
Extension of the provisions on the free provision of services to nationals of a third country who provide services and who are established within the Union	56 TFEU			Rules and procedures for the association of the overseas countries and territories	203 TFEU

Liberalisation of a specific service	59 TFEU			Extension of the jurisdiction of the Court of Justice concerning European intellectual property rights	262 TFEU
Measures on the movement of capital to or from third countries	64 (2) TFEU			Amendment of the Statute of the EIB	308 TFEU
Administrative measures concerning capital movements and payments with a view to the prevention of terrorism	75 TFEU			Own resources	311 par. 3 TFEU
Visas, checks at external borders, freedom to travel for nationals of third countries, management of external borders, absence of controls at internal borders	77 (2) TFEU			Conditions of application of the Treaties to ultra-peripheral regions	349 par. 1 TFEU
Measures for a common European asylum system	78 (2) TFEU				
Measures for a common immigration policy	79 (2) TFEU				
Measures to promote the integration of third-country nationals	79 (4) TFEU				
Judicial cooperation in civil matters having cross-border implications	81 (2) TFEU				
Judicial cooperation in criminal matters: procedures, cooperation, training, settlement of conflicts, minimum rules for the mutual recognition of judgments and of police and judicial cooperation in criminal matters having a cross-border dimension	82 (1) and (2) TFEU				
Minimum rules concerning the definition of criminal offences and sanctions in the areas of particularly serious crime with a cross-border dimension	83 (1) and (2) TFEU				
Measures to support Member States in crime prevention	84 TFEU				
Regulations concerning the structure, operation, field of action and tasks of Eurojust	85 (1) TFEU				
Measures concerning police cooperation	87 (2) TFEU				
Regulations concerning the structure, operation, field of action and tasks of Europol	88 (2) TFEU				
Establishment of rules on the common transport policy	91 (1) TFEU				
Sea and air transport	100 (2) TFEU				
Measures for the approximation of the national provisions concerning the establishment and functioning of the internal market	114 (1) TFEU				
Measures necessary to eliminate distortions in competition in a Member State	116 TFEU				
Intellectual property rights, excluding language arrangements for European intellectual property rights	118 (1) TFEU				
Multilateral surveillance procedure in connection with the broad guidelines of Member States' economic policies	121 (6) TFEU				
Amendments to certain articles of the Statute of the ESCB and of the ECB	129 (3) TFEU				
Measures necessary for the use of the euro	133 TFEU				
Incentive measures designed to encourage cooperation between Member States in the field of employment	149 TFEU				
Measures to encourage cooperation in the area of social policy	153 (2) TFEU				
Equal opportunities, equal treatment of men and women in matters of employment and equal pay	157 (3) TFEU				



Implementing regulations relating to the European Social Fund	164 TFEU				
Incentive measures in the field of education	165 (4) TFEU				
Incentive measures in the field of sport	165 (4) TFEU				
Vocational training policy, excluding any harmonisation	166 (4) TFEU				
Incentive measures in the field of culture, excluding any harmonisation	167 (5) TFEU				
Measures designed to meet common safety concerns in the area of public health	168 (4) TFEU				
Incentive measures designed to protect and improve human health, excluding any harmonisation	168 (5) TFEU				
Consumer protection	169 (3) TFEU				
Trans-European networks	172 TFEU				
Industry	173 (3) TFEU				
Specific actions outside the Structural Funds	175 par. 3 TFEU				
Structural Funds (including the Cohesion Fund)	177 TFEU				
European Regional Development Fund	178 TFEU				
Multianual framework programme in the area of research and technological development	182 (1) TFEU				
Measures necessary for the implementation of the European research area	182 (5) TFEU				
Implementation of the multiannual framework programme in the area of research and technological development	188 par. 2 TFEU				
European space policy	189 (2) TFEU				
Environment, excluding provisions of a fiscal nature	192 (1) TFEU				
General action programmes in the area of the environment	192 (3) TFEU				
Energy, excluding provisions of a fiscal nature	194 (2) TFEU				
Specific measures to complement actions within the Member States in the tourism sector	195 (2) TFEU				
Measures concerning cooperation between Member States in order to improve the effectiveness of systems for preventing natural or man-made disasters	196 (2) TFEU				
Measures necessary for administrative cooperation	197 (2) TFEU				
Implementation of the common commercial policy	207 (2) TFEU				
Implementation of development cooperation policy	209 (1) TFEU				
Economic, financial and technical cooperation with third countries other than developing countries	212 (2) TFEU				

Measures defining the framework within which humanitarian aid operations are implemented	214 (3) TFEU				
Rules and procedures for the operation of the European Voluntary Humanitarian Aid Corps	214 (5) TFEU				
Regulations governing political parties at European level	224 TFEU				
Establishment of specialised courts	257 TFEU				
Amendments to the Statute of the Court of Justice	281 par. 2 TFEU				
Rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers	291 (3) TFEU				
European administration	298 (2) TFEU				
Rules for establishing and implementing the budget and for presenting and auditing accounts, and for providing checks on the responsibility of financial actors	322 (1) TFEU				
Prevention of and fight against fraud affecting the financial interests of the Union	325 (4) TFEU				
Staff Regulations of Officials and Conditions of Employment of other servants of the Union	336 TFEU				
Measures for the production of statistics	338 TFEU				