

**Annex**

**List of Commission documents on which the Commission received reasoned opinions[[1]](#footnote-1) regarding compliance with the subsidiarity principle from national Parliaments in 2016**

|  | **Commission document** | **Title** | **Number of reasoned opinions (Protocol No 2)** | **Number of votes (Protocol No 2)**[[2]](#footnote-2) | **National chamber submitting reasoned opinions** |
| --- | --- | --- | --- | --- | --- |
| 1 | COM(2016) 128 | Proposal for a Directive amending Directive 96/71/EC of The European Parliament and of the Council of 16 December 1996 concerning the posting of workers in the framework of the provision of services | 14 | 22 | BG *Narodno sabranie* (2 votes)  HR *Hrvatski* *sabor* (2 votes)  CZ *Poslanecká sněmovna* (1 vote)  CZ *Senát* (1 vote)  DK *Folketing* (2 votes)  EE *Riigikogu* (2 votes)  HU *Országgyűlés* (2 votes)  LV *Saeima* (2 votes)  LT *Seimas* (2 votes)  PL *Sejm* (1 vote)  PL *Senat* (1 vote)  RO *Camera* *Deputaților* (1 vote)  RO *Senat* (1 vote)  SK *Národná* *rada* (2 votes) |
| 2 | COM(2016) 683[[3]](#footnote-3) | Proposal for a Council Directive on a Common Consolidated Corporate Tax Base (CCCTB) | 8 | 12 | DK *Folketing*[[4]](#footnote-4) (2 votes)  IE *Dáil* *Éireann*[[5]](#footnote-5)(1 vote)  IE *Seanad* *Éireann*[[6]](#footnote-6) (1 vote)  LU *Chambre* *des* *Députés* (2 votes)  MT *Kamra* *tad-Deputati* (2 votes)  NL *Eerste* *Kamer*[[7]](#footnote-7) (1 vote)  NL *Tweede* *Kamer* (1 vote)  SE *Riksdag* (2 votes) |
| 3 | COM(2016) 685[[8]](#footnote-8) | Proposal for a Council Directive on a Common Corporate Tax Base | 8 | 12 | DK *Folketing*[[9]](#footnote-9) (2 votes)  IE *Dáil* *Éireann*[[10]](#footnote-10) (1 vote)  IE *Seanad* *Éireann*[[11]](#footnote-11) (1 vote)  LU *Chambre* *des* *Députés* (2 votes)  MT *Kamra* *tad*-*Deputati* (2 votes)  NL *Eerste* *Kamer*[[12]](#footnote-12) (1 vote)  NL *Tweede* *Kamer* (1 vote)  SE *Riksdag* (2 votes) |
| 4 | COM(2016) 270 | Proposal for a Regulation establishing the criteria and mechanisms for determining the Member State responsible for examining an application for international protection lodged in one of the Member States by a third-country national or a stateless person (recast) | 8 | 10 | CZ *Poslanecká* *sněmovna* (1 vote)  CZ *Senát* (1 vote)  HU *Országgyűlés* (2 votes)  IT *Senato* *della* *Repubblica* (1 vote)  PL *Sejm* (1 vote)  PL *Senat* (1 vote)  RO *Camera* *Deputaților* (1 vote)  SK *Národná* *rada* (2 votes) |
| 5 | COM(2016) 53[[13]](#footnote-13) | Proposal for a Decision on establishing an information exchange mechanism with regard to intergovernmental agreements and non-binding instruments between Member States and third countries in the field of energy and repealing Decision No 994/2012/EU | 4 | 6 | AT *Bundesrat*[[14]](#footnote-14) (1 vote)  FR *Sénat* (1 vote)  MT *Kamra* *tad*-*Deputati* (2 votes)  PT *Assembleia* *da* *República* (2 votes) |
| 6 | COM(2016) 283 | Proposal for a Regulation on cooperation between national authorities responsible for the enforcement of consumer protection laws | 4 | 6 | AT *Bundesrat* (1 vote)  BG *Narodno* *sabranie* (2 votes)  CZ *Poslanecká* *sněmovna* (1 vote)  SE *Riksdag* (2 votes) |
| 7 | COM(2016) 378 | Proposal for a Directive on the conditions of entry and residence of third-country nationals for the purposes of highly skilled employment | 3 | 4 | BG *Narodno* *sabranie* (2 votes)  CZ *Poslanecká* *sněmovna* (1 vote)  CZ *Senát* (1 vote) |
| 8 | COM(2016) 687[[15]](#footnote-15) | Proposal for a Council Directive amending Directive (EU) 2016/1164 as regards hybrid mismatches with third countries | 3 | 4 | NL *Eerste* *Kamer*[[16]](#footnote-16) (1 vote)  NL *Tweede* *Kamer* (1 vote)  SE *Riksdag* (2 votes) |
| 9 | COM(2016) 26 | Proposal for a Council Directive laying down rules against tax avoidance practices that directly affect the functioning of the internal market | 2 | 4 | MT *Kamra* *tad*-*Deputati* (2 votes)  SE *Riksdag* (2 votes) |
| 10 | COM(2015) 613 | Proposal for a Regulation on common rules in the field of civil aviation and establishing a European Union Aviation Safety Agency, and repealing Regulation (EC) No 216/2008 of the European Parliament and of the Council | 2 | 3 | IT *Senato* *della* *Repubblica* (1 vote)  MT *Kamra* *tad*-*Deputati* (2 votes) |
| 11 | COM(2016) 198 | Proposal for a Directive amending Directive 2013/34/EU as regards disclosure of income tax information by certain undertakings and branches | 2 | 3 | IE *Dáil* *Éireann* (1 vote)  SE *Riksdag* (2 votes) |
| 12 | COM(2015) 595[[17]](#footnote-17) | Proposal for a Directive amending Directive 2008/98/EC on waste | 2 | 2 | AT *Bundesrat* (1 vote)  FR *Sénat*[[18]](#footnote-18) (1 vote) |
| 13 | COM(2015) 750 | Proposal for a Directive amending Council Directive 91/477/EEC on control of the acquisition and possession of weapons | 1 | 2 | SE *Riksdag* (2 votes) |
| 14 | COM(2016) 25 | Proposal for a Council Directive amending Directive 2011/16/EU as regards mandatory automatic exchange of information in the field of taxation | 1 | 2 | SE *Riksdag* (2 votes) |
| 15 | COM(2016) 551 | Proposal for a Regulation establishing a common framework for European statistics relating to persons and households, based on data at individual level collected from samples | 1 | 2 | SE *Riksdag* (2 votes) |
| 16 | COM(2016) 589 | Proposal for a Regulation amending Regulations (EU) No 1316/2013 and (EU) No 283/2014 as regards the promotion of Internet connectivity in local communities | 1 | 2 | SE *Riksdag* (2 votes) |
| 17 | COM(2016) 590 | Proposal for a Directive establishing the European Electronic Communications Code | 1 | 2 | SE *Riksdag* (2 votes) |
| 18 | COM(2016) 686 | Proposal for a Council Directive on Double Taxation Dispute Resolution Mechanisms in the European Union | 1 | 2 | SE *Riksdag* (2 votes) |
| 19 | COM(2015) 594[[19]](#footnote-19) | Proposal for a Directive amending Directive 1999/31/EC on the landfill of waste | 1 | 1 | FR *Sénat*[[20]](#footnote-20) (1 vote) |
| 20 | COM(2015) 596[[21]](#footnote-21) | Proposal for a Directive amending Directive 94/62/EC on packaging and packaging waste | 1 | 1 | FR *Sénat*[[22]](#footnote-22) (1 vote) |
| 21 | COM(2015) 634[[23]](#footnote-23) | Proposal for a Directive on certain aspects concerning contracts for the supply of digital content | 1 | 1 | FR *Sénat*[[24]](#footnote-24) (1 vote) |
| 22 | COM(2015) 635[[25]](#footnote-25) | Proposal for a Directive on certain aspects concerning contracts for the online and other distance sales of goods | 1 | 1 | FR *Sénat*[[26]](#footnote-26) (1 vote) |
| 23 | COM(2016) 52[[27]](#footnote-27) | Proposal for a Regulation concerning measures to safeguard the security of gas supply and repealing Regulation (EU) No 994/2010 | 1 | 1 | AT *Bundesrat*[[28]](#footnote-28) (1 vote) |
| 24 | COM(2016) 289 | Proposal for a Regulation on addressing geo-blocking and other forms of discrimination based on customers' nationality, place of residence or place of establishment within the internal market and amending Regulation (EC) No 2006/2004 and Directive 2009/22/EC | 1 | 1 | AT *Bundesrat* (1 vote) |
| 25 | COM(2016) 465 | Proposal for a Directive laying down standards for the reception of applicants for international protection (recast) | 1 | 1 | IT *Senato* *della* *Repubblica* (1 vote) |
| 26 | COM(2016) 491 | Proposal for a Regulation establishing a Union certification system for aviation security screening equipment | 1 | 1 | UK House of Commons (1 vote) |
| Number of reasoned opinions on Commission documents counted individually[[29]](#footnote-29) | | 74 | | | |
| **TOTAL number of reasoned opinions received**[[30]](#footnote-30) | | 65 | | | |

1. To qualify as a reasoned opinion as defined in Protocol No 2, an opinion must state why the national Parliament considers that a legislative proposal does not comply with the principle of subsidiarity and be sent to the Commission within eight weeks of the transmission of the legislative proposal to national Parliaments. [↑](#footnote-ref-1)
2. Under Protocol No 2, each national Parliament has two votes; in the case of a bicameral system, each chamber has one vote. Where reasoned opinions represent at least a third (for proposals under Article 76 TFEU a quarter) of all votes allocated to the national Parliaments, the so-called "yellow card" threshold is reached and the draft legislative act must be reviewed. 19 out of 56 votes represent a third of all votes allocated. [↑](#footnote-ref-2)
3. The reasoned opinions from the DK *Folketing*, the IE *Dáil Éireann* and the IE *Seanad Éireann* concerning this Commission document jointly concerned COM(2016) 685 as well. The reasoned opinion from the NL *Eerste Kamer* jointly concerned COM(2016) 685 and COM(2016) 687 as well. [↑](#footnote-ref-3)
4. As noted above, this reasoned opinion from the DK *Folketing* jointly concerned COM(2016) 683 and COM(2016) 685. [↑](#footnote-ref-4)
5. As noted above, this reasoned opinion from the IE *Dáil Éireann* jointly concerned COM(2016) 683 and COM(2016) 685. [↑](#footnote-ref-5)
6. As noted above, this reasoned opinion from the IE *Seanad Éireann* jointly concerned COM(2016) 683 and COM(2016) 685. [↑](#footnote-ref-6)
7. As noted above, this reasoned opinion from the NL *Eerste Kamer* jointly concerned COM(2016) 683, COM(2016) 685 and COM(2016) 687. [↑](#footnote-ref-7)
8. The reasoned opinions from the DK *Folketing*, the IE *Dáil Éireann* and the IE *Seanad Éireann* concerning this Commission document jointly concerned COM(2016) 683 as well. The reasoned opinion from the NL *Eerste Kamer* jointly concerned COM(2016) 683 and COM(2016) 687 as well. [↑](#footnote-ref-8)
9. As noted above, this reasoned opinion from the DK *Folketing* jointly concerned COM(2016) 683 and COM(2016) 685. [↑](#footnote-ref-9)
10. As noted above, this reasoned opinion from the IE *Dáil Éireann* jointly concerned COM(2016) 683 and COM(2016) 685. [↑](#footnote-ref-10)
11. As noted above, this reasoned opinion from the IE *Seanad Éireann* jointly concerned COM(2016) 683 and COM(2016) 685. [↑](#footnote-ref-11)
12. As noted above, this reasoned opinion from the NL *Eerste Kamer* jointly concerned COM(2016) 683, COM(2016) 685 and COM(2016) 687. [↑](#footnote-ref-12)
13. The reasoned opinion from the AT *Bundesrat* concerning this Commission document jointly concerned COM(2016) 52 as well. [↑](#footnote-ref-13)
14. As noted above, this reasoned opinion from the AT *Bundesrat* jointly concerned COM(2016) 52 and COM(2016) 53. [↑](#footnote-ref-14)
15. The reasoned opinion from the NL *Eerste Kamer* jointly concerned COM(2016) 683 and COM(2016) 685 as well. [↑](#footnote-ref-15)
16. As noted above, this reasoned opinion from the NL *Eerste Kamer* jointly concerned COM(2016) 683, COM(2016) 685 and COM(2016) 687. [↑](#footnote-ref-16)
17. The reasoned opinion from the FR *Sénat* concerning this Commission document jointly concerned COM(2015) 594 and COM(2015) 596 as well. [↑](#footnote-ref-17)
18. As noted above, this reasoned opinion from the FR *Sénat* jointly concerned COM(2015) 594, COM(2015) 595 and COM(2015) 596. [↑](#footnote-ref-18)
19. The reasoned opinion from the FR *Sénat* concerning this Commission document jointly concerned COM(2015) 595 and COM(2015) 596 as well. [↑](#footnote-ref-19)
20. As noted above, this reasoned opinion from the FR *Sénat* jointly concerned COM(2015) 594, COM(2015) 595 and COM(2015) 596. [↑](#footnote-ref-20)
21. The reasoned opinion from the FR *Sénat* concerning this Commission document jointly concerned COM(2015) 594 and COM(2015) 595 as well. [↑](#footnote-ref-21)
22. As noted above, this reasoned opinion from the FR *Sénat* jointly concerned COM(2015) 594, COM(2015) 595 and COM(2015) 596. [↑](#footnote-ref-22)
23. The reasoned opinion from the FR *Sénat* concerning this Commission document jointly concerned COM(2015) 635 as well. [↑](#footnote-ref-23)
24. As noted above, this reasoned opinion from the FR *Sénat* jointly concerned COM(2015) 634 and COM(2015) 635. [↑](#footnote-ref-24)
25. The reasoned opinion from the FR *Sénat* concerning this Commission document jointly concerned COM(2015) 634 as well. [↑](#footnote-ref-25)
26. As noted above, this reasoned opinion from the FR *Sénat* jointly concerned COM(2015) 634 and COM(2015) 635. [↑](#footnote-ref-26)
27. The reasoned opinion from the AT *Bundesrat* concerning this Commission document jointly concerned COM(2016) 53 as well. [↑](#footnote-ref-27)
28. As noted above, this reasoned opinion from the AT *Bundesrat* jointly concerned COM(2016) 52 and COM(2016) 53. [↑](#footnote-ref-28)
29. This number contains reasoned opinions jointly concerning more than one Commission document: one reasoned opinion from the FR *Sénat* jointly concerning COM(2015) 594, COM(2015) 595 and COM(2015) 596; one reasoned opinion from the FR *Sénat* jointly concerning COM(2015) 634 and COM(2015) 635; one reasoned opinion from the AT *Bundesrat* jointly concerning COM(2016) 52 and COM(2016) 53; one reasoned opinion from the NL *Eerste* *Kamer* jointly concerning COM(2016) 683, COM(2016) 685 and COM(2016) 687; one reasoned opinion from the DK *Folketing* jointly concerning COM(2016) 683 and COM(2016) 685; one reasoned opinion from the IE *Dáil Éireann* jointly concerning COM(2016) 683 and COM(2016) 685 and one reasoned opinion from the IE *Seanad Éireann* jointly concerning COM(2016) 683 and COM(2016) 685. [↑](#footnote-ref-29)
30. To calculate the total number of reasoned opinions, the Commission counts by number of reasoned opinions received. Reasoned opinions jointly concerning more than one Commission document therefore only count as one reasoned opinion. [↑](#footnote-ref-30)