



Council of the  
European Union

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Brussels, 14 November 2017  
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14347/17

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**Interinstitutional Files:**

2016/0399 (COD)

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INST 423	IND 305
JUR 535	COMPET 757
CLIMA 308	MAP 32
TELECOM 291	POLARM 17
DEVGEN 258	COARM 295
EMPL 550	CSDP/PSDC 636
SOC 723	CFSP/PESC 1016
ENER 446	CONSOM 351
ENV 932	SAN 417
STATIS 81	JUSTCIV 269
ECOFIN 937	AVIATION 160
DRS 68	TRANS 483
EF 275	MAR 192
MI 821	UD 276
ENT 233	PARLNAT 272
CHIMIE 95	

**COVER NOTE**

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From: General Secretariat of the European Council

date of receipt: 29 September 2017

To: Delegations

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No. prev. doc.: ST 5705/17 - COM (2016) 798  
ST 5623/17 - COM (2016) 799

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Subject: COM (2016) 798 - Council ST 5705/17 - 2016/0399 (COD) - Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL adapting a number of legal acts in the area of Justice providing for the use of the regulatory procedure with scrutiny to Article 290 of the Treaty on the Functioning of the European Union;

COM(2016) 799 - Council ST 5623/17 - 2016/0400 (COD) - Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL adapting a number of legal acts providing for the use of the regulatory procedure with scrutiny to Articles 290 and 291 of the Treaty on the Functioning of the European Union.

- Reply from the European Commission to the Opinion of the Portuguese Parliament on the application of the Principle of Subsidiarity and Proportionality

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Delegations will find attached the reply from the European Commission to the opinion of the Portuguese Parliament

relating on :

COM (2016) 798 - Council ST 5705/17 - 2016/0399 (COD) - Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL adapting a number of legal acts in the area of Justice providing for the use of the regulatory procedure with scrutiny to Article 290 of the Treaty on the Functioning of the European Union;

and

COM(2016) 799 - Council ST 5623/17 - 2016/0400 (COD) - Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL adapting a number of legal acts providing for the use of the regulatory procedure with scrutiny to Articles 290 and 291 of the Treaty on the Functioning of the European Union.

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COMISSÃO EUROPEIA  
SECRETARIADO-GERAL

Bruxelas, 11.7.2017  
**SG-Greffe(2017) D/ 11185**

Presidente da Assembleia da República  
Assembleia da República  
Palácio de S. Bento  
1249-068 Lisboa  
PORTUGAL

**Assunto: RESPOSTA AOS PARECERES DOS PARLAMENTOS NACIONAIS**

Em anexo: **C(2017) 4632 final**

PT

Commission européenne, B-1049 Bruxelles / Europese Commissie, B-1049 Brussel. Telephone: (32-2) 299 11 11.

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COMISSÃO EUROPEIA

Bruxelas, 10. 07. 2017  
C(2017) 4632 final


*Senhora Presidente,*

*A Comissão gostaria de agradecer à Assembleia da República o seu parecer sobre a proposta de Regulamento do Parlamento Europeu e do Conselho que adapta ao artigo 290.º do Tratado sobre o Funcionamento da União Europeia uma série de atos jurídicos no domínio da Justiça que preveem o recurso ao procedimento de regulamentação com controlo {COM (2016) 798 final} e sobre a proposta de Regulamento do Parlamento Europeu e do Conselho que adapta uma série de atos jurídicos que preveem o recurso ao procedimento de regulamentação com controlo aos artigos 290.º e 291.º do Tratado sobre o Funcionamento da União Europeia {COM (2016) 799 final}.*

*As referidas propostas da Comissão têm por objetivo harmonizar os atos jurídicos que preveem o recurso ao procedimento de regulamentação com controlo com o regime jurídico introduzido pelo Tratado de Lisboa (atos delegados e de execução). A Comissão congratula-se com o resultado positivo do processo de escrutínio levado a cabo pela Assembleia da República sobre estas duas propostas.*

*A Comissão espera poder prosseguir o diálogo político com a Assembleia da República no futuro.*

*Queira aceitar, Senhora Presidente, os protestos da minha mais elevada consideração*



*Frans Timmermans*  
Primeiro Vice-Presidente

*Ex.<sup>ma</sup> Senhora Presidente da Comissão  
de Assuntos Europeus  
da Assembleia da República  
Dr.<sup>a</sup> Regina Bastos,  
Palácio de S. Bento  
1249-068 LISBOA  
PORTUGAL*

*cc. Sua Excelência  
o Presidente da Assembleia da República  
Dr. Eduardo Ferro Rodrigues  
Palácio de S. Bento  
1249-068 LISBOA  
PORTUGAL*



EUROPEAN COMMISSION

*Brussels, 10.7.2017  
C(2017) 4632 final*

*Dear Chair,*

*The Commission would like to thank the Assembleia da República for its Opinion on the Commission proposal for a Regulation of the European Parliament and of the Council adapting a number of legal acts in the area of Justice providing for the use of the regulatory procedure with scrutiny to Article 290 of the Treaty on the Functioning of the European Union {COM(2016) 798 final} and on the Commission proposal for a Regulation of the European Parliament and of the Council adapting a number of legal acts providing for the use of the regulatory procedure with scrutiny to Articles 290 and 291 of the Treaty on the Functioning of the European Union {COM(2016) 799 final}.*

*The Commission proposals aim to align the legal acts providing for the use of the regulatory procedure with scrutiny to the legal regime introduced by the Lisbon Treaty (delegated and implementing acts). The Commission appreciates the positive outcome of the scrutiny process undertaken by the Assembleia da República on the two proposals.*

*The Commission looks forward to continuing the political dialogue with the Assembleia da República in the future.*

*Yours faithfully,*

*Frans Timmermans  
First Vice-President*

*Ms Regina BASTOS  
Chair of the European Affairs Committee  
Assembleia da República  
Palácio de S. Bento  
1249-068 Lisboa*

*cc Mr Eduardo FERRO RODRIGUES  
President of the  
Assembleia da República  
Palácio de S. Bento  
P – 1249-068 LISBOA*