



ЕВРОПЕЙСКИ ПАРЛАМЕНТ PARLAMENTO EUROPEO EVROPSKÝ PARLAMENT EUROPA-PARLAMENTET  
EUROPÄISCHES PARLAMENT EUROOPA PARLAMENT ΕΥΡΩΠΑΪΚΟ ΚΟΙΝΟΒΟΥΛΙΟ EUROPEAN PARLIAMENT  
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Conference of Committee Chairs  
The Chair

Mr Jerzy BUZEK  
President of the  
European Parliament

203404 14.09.2011

Geda ref.: D(2011)44860

Dear President,

At its meeting on 13 September 2011, the Conference of Committee Chairs approved the enclosed requests for the application of Rule 50 of the European Parliament's Rules of Procedure concerning the procedure with associated committees.

In line with Rule 50, I would be grateful if you could submit them to the Conference of Presidents for final authorisation.

Yours sincerely,

Klaus-Heiner LEHNE

*Annexes*

**Requests for procedure with associated committees**

**Legislative Matters**

1. Proposal for a directive of the European Parliament and of the Council on credit agreements relating to residential property

2011/0062 (COD)                      COM(2011)0142

Committee responsible: ECON

IMCO has requested application Rule 50

**Non-Legislative Matters**

2. The impact of devolution of the Commission's management of external assistance from its headquarters to its delegations on aid delivery

Committee responsible: DEVE  
CONT has requested application of Rule 50

3. Women's situation in war

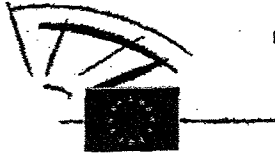
Committee responsible: FEMM  
DEVE has requested application of Rule 50

4. A corporate governance framework for European companies

COM(2011)0164                      2011/2181(INI)

Committee responsible: JURI  
ECON has requested application of Rule 50

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Committee on Economic and Monetary Affairs  
Committee on Employment and Social Affairs

312048 14.07.2011

Mr. Klaus-Heiner Lehne  
Chairman of the Conference of  
Committee Chairs  
ASP 10E205

Dear Chair,

**Subject: Application of Rule 50 (procedure with associated committees) by ECON and IMCO on Credit Agreements Relating to Residential Property (COM(2011)142 final)**

This letter is to inform you that we have agreed that IMCO should be an associated committee under Article 50 in relation to the above file. The allocation of responsibilities we have agreed and the rationale for them is set out at Annex.

You will see that in a number of areas competence is shared between our two committees. In accordance with Article 50 our Rapporteurs have agreed to work closely together and to seek to reach agreement on those issues.

We have also agreed that particular attention will be paid to issues relating to property or contract law which may be raised by the JURI Committee through informal co-operation arrangements in line with those in place for collective redress, as requested by the JURI Chair. In order to ensure that this can be done we have also agreed, with the consent of our Rapporteurs, to extend the timetable for consideration of the file in line with the request from JURI.

Yours sincerely,

Sharon Bowles

Chair  
Committee on Economic and Monetary  
Affairs

Malcolm Harbour

Chair  
Committee on Internal Market and  
Consumer Protection

Copy: Mr Klaus-Heiner Lehne, Chair, JURI Committee; Coordleg.

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JL/mk  
D(2011)35982

PE 469.627/CPG

# CARRP: Article 50

Art. No.	Description	Competence	Rationale
1	Subject matter	Shared competence	The Article refers to credit agreements relating to residential immovable property for consumers and financial supervision including prudential aspects..
2	Scope	Shared competence	The Article refers to credit agreements relating to residential immovable property for consumers, covering issues related to financial supervision including prudential aspects and consumer protection.
3	Definitions	Exclusive IMCO competence for 'consumer' (a).  Shared competence for 'durable medium' (p), 'total cost of credit' (k), total amount payable' (l),	It is appropriate that IMCO is responsible for the definition of 'consumer'.  'Durable medium' is a concept found both in financial services directives and in consumer protection directives. It is therefore appropriate that competence is shared on this point.  The definitions of 'total cost of credit', 'total amount payable' and 'borrowing rate' are closely connected to the calculation of the APR in this Directive but also to definitions in the CCD and to the Articles on pre-contractual information. It is therefore appropriate for

Art. No.	Description	Competence	Rationale
x 2, Art 31 Review consumer satisfaction with ESIS	information	competence for paragraph 1 and Art 31(2)a  Shared competence for the rest (including ESIS)	competence regulate pre-contractual information given the special challenges of describing complex, intangible products consistently and accurately. However, given IMCO's responsibility for consumer protection in an area linked to the CCD, it is appropriate for competence to be shared in this particular case.
11	Adequate explanations	Shared competence	<p>The adequacy of explanations has implications for other objectives of financial supervision as well as consumer protection because it affects the likelihood that a borrower will be able to repay the loan which in turn affects prudential supervision and hence financial stability. Given the links to CCD, it is appropriate to share competence in this case.</p> <p>This Article concerns the explanations due to the consumer in order for him to assess whether the proposed agreement "is adapted to his needs and financial situation". This information must be personalised but not formulate any recommendation, and include information and terms to be provided in accordance with Articles 9 and 10.</p>
13	Info on borrowing rate	IMCO exclusive competence	The provision of information to consumers is a standard aspect of financial services directives for reasons of consumer protection. However, given the linkage to CCD it is appropriate that IMCO should have exclusive competence in this particular case.
14	Creditworthiness assessment obligation	IMCO exclusive competence: 14.2c-e; shared competence 14.2b and 14.2f  Shared competence for paragraph 4. Otherwise ECON.	<p>Points 14.2 c-e primarily relate to the provision of information to consumers. Points b and f set out the consequences of the assessment of creditworthiness and hence are key to meeting prudential and financial stability objectives as well as to protecting consumers. It is therefore appropriate to share competence on these points.</p> <p>The obligation to consider products suitable for the consumer (in case of the original application's rejection on the basis of a negative creditworthiness assessment) makes it an important factor of consumer interests' protection, and the given 'criteria' (consumer's needs, situation, circumstances and preferences) qualify for IMCO's interest and shared competence.</p>
15	Disclosure by consumer	Shared competence	The primary aim of this Article is to ensure that the actions of individual consumers do not have wider consequences. However, it is appropriate that

Art. No.	Description	Competence	Rationale
			competence should be shared given that the Article also deals in 15.2 and 15.3 with the protections in place to ensure that consumers can reasonably fulfil their obligations.
17	Advice standards	Shared competence for communication to consumer about the nature of the service in 17.2	Advice provided to consumers and others is a service regulated specifically in the financial services directives but not in general consumer protection competences.  It is appropriate to share competence in this case for the provisions on information to consumers in Article 17.2.
18	Early repayment	Shared competence	The issue of early repayment is closely connected to how mortgages are funded and hence to the prudential supervision of creditors. The Article also explicitly establishes a consumer right. It is therefore appropriate to share competence on this issue.
24	Penalties	Shared on penalties on consumers Art 24(1)2	Article 24(1)2 covers penalties in certain cases where consumers do not meet their obligations under Article 15. This reflects the allocation of competence in relation to Article 15.
25	Dispute resolution mechanisms	IMCO exclusive competence	Consumer ADR is IMCO exclusive competence.
29	Imperative nature of Directive	Shared	This Article is necessary to ensure that the Directive as a whole cannot be circumvented which would limit its ability to meet all its objectives. However, given the consumer protection aspect it is appropriate to share the competence for this Article.
31(2) (a)	Review of consumer satisfaction with the ESIS	IMCO exclusive competence	<i>See Article 9 above for rationale</i>

ECON has exclusive competence in all other areas.

In order to ensure the overall coherence of the proposal ECON also has a right of veto over the deletion of any Article.



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Mr Klaus-Heiner LEHNE  
Chairman  
Conference of Committee Chairmen  
European Parliament  
BRUSSELS

203305 12.09.2011

**Subject:** Request for associated committee status (~~Rule 50~~) on the forthcoming  
INI report on "The devolution of the Commission's management of  
external assistance from its headquarters to its delegations"  
(DEVE)

Dear Mr Lehne,

With reference to the European Court of Auditors' Special Report N°1/2011 with the title "Has the devolution of the Commission's management of external assistance from its headquarters to its delegations lead to improved aid delivery?", the coordinators of the Committee on Budgetary Control have requested "associated committee" status under Rule 50 of the Rules of Procedure for the INI report requested by the Committee on Development on this issue.

We are happy to inform you that our committees have come to the following agreement:

As a matter of principle, DEVE is the lead committee and CONT is associated pursuant to Rule 50. DEVE will deal with development assistance and aid effectiveness issues in general while CONT will focus on cost-effectiveness and the improvement of the financial management of aid.

In view of the above, both of our committees believe that this report will provide an excellent opportunity for a joint exercise that will ultimately lead to a more coherent resolution from the European Parliament.

We very much hope that the Conference of Committee Chairs will be able to endorse the agreement made by our committees.

Yours sincerely,

Eva JOLY

*Chair of the Committee on Development*

Copy: IP Coordleg

Bart STAES

*1st Vice Chair of the Committee on  
Budgetary Control*



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COMMITTEE ON DEVELOPMENT  
COMMITTEE ON WOMEN'S RIGHTS AND GENDER EQUALITY  
- THE CHAIRPERSONS -

IPOL-COM-FEMM D (2011) 38768

314165 29.08.2011

Klaus-Heiner LEHNE  
Chair of the Conference of  
Committee Chairs  
ASP 10E205  
Brussels

Dear Chair,

**Subject: Request for authorisation to apply the procedure with associated committees  
(Rule 50) on the proposal for an INI report on "Women's situation in war"**

As you know, the FEMM committee requested by letter of 30 May 2011 the authorisation to draw up an initiative report under rule 48 of the Rules of Procedure on "Women's situation in war".

By letter of 5 July 2011, the DEVE committee requested the application of the procedure with associated committees (Rule 50) on the above report.

The report will emphasise the various aspects related to the impact of war and conflict on the situation of women, and to the participation of women as key actors in peace and security initiatives.

We consider that the cooperation between our two committees on this issue of major interest for our Members would be very beneficial in this case.

FEMM committee as the committee responsible for the definition, promotion and protection of women's rights in the Union and related Union measures and for the promotion of women's rights in third countries, will tackle in this report issues such as the empowerment of women to participate in peace and security leadership; aspects related to the impact of conflict on women such as violence against women in armed conflict, the threats women are facing in post conflict situations; the mainstreaming of the gender perspective into conflict prevention, peace negotiations, peacekeeping operations, financial assistance and post-conflict reconstruction; the need to strengthen the implementation of existing commitments on women, peace and security.



Taking into account the DEVE competences regarding developing countries and given the fact that the issue of violence against women in armed conflict and in post conflict situations is an important topic in development interventions and in humanitarian assistance, we propose, therefore, the two committees to be jointly responsible for the following topics related to the situation of women in developing countries: violence against women, empowerment of women in conflict situations and enhancement of women's involvement in conflict reduction, prevention and transformation and in the consolidation of peace.

The DEVE committee should also be exclusively responsible for matters relating to the external assistance programmes under financing instruments falling within its competence, respectively: the Humanitarian Aid Instrument, the European Development Fund and the Development Cooperation Instrument.


The exact timetable of the report will be jointly agreed by the two rapporteurs.

Accordingly, we would ask you to submit this proposal, subject to the agreement of the Conference of Committee Chairs, to the next meeting of the Conference of Presidents.

Yours sincerely,



Eva-Britt SVENSSON  
FEMM Chair



Eva JOLY  
DEVE Chair



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Committee on Economic and Monetary Affairs  
Committee on Legal Affairs

Mr Klaus-Heiner Lehne  
Chairman of the Conference of  
Committee Chairs

314379 01.09.2011

Subject: ***Request for application of Rule 50 of the Rules of Procedure for the initiative report on a corporate governance framework for European companies, based on the Commission Green Paper of 5 April 2011 on The EU corporate governance framework (COM(201) 164 final)***

Dear Chair,

In a letter of 10.11.2010, we informed you that the JURI and ECON Committees had reached an agreement regarding the distribution of competences on the ECON's own initiative report on Corporate Governance in Financial Institutions. According to the mentioned agreement, JURI would have enhanced cooperation on the report drafted by ECON and ECON would have enhanced cooperation on the report that JURI would draft in response to the forthcoming Commission review of the corporate governance framework of companies.

By letter of 8.6.2011, the JURI Committee requested authorisation to draft an own initiative report on a corporate governance framework for European companies, based on the Commission Green Paper of 5 April 2011 on The EU corporate governance framework (COM(201) 164 final).

As regards this report and to honour the agreement reached, JURI will grant ECON exclusive competence regarding certain issues as described in the attached annex.

We both rely, as usual, on an excellent cooperation between rapporteurs.

We would accordingly appreciate if our joint proposal could be submitted to the Conference of Presidents for approval.

Yours sincerely,

Sharon BOWLES  
Chairwoman  
Committee on Economic and Monetary Affairs

Klaus-Heiner LEHNE  
Chairman  
Committee on Legal Affairs

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LS/mg  
D(2011)38667

PE 469.627/CPG

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Copy: Legislative Coordination's Unit

**Annex**

**Green Paper of 5 April 2011 on The EU corporate governance framework  
(COM(2011) 164 final)**

**Proposal for a distribution of competences**

On 5 April 2011 the Commission published a *Green Paper of 5 April 2011 on The EU corporate governance framework (COM(201) 164 final)*. With this Communication, the Commission would like to complete the debate on corporate governance initiated by the Commission with its Communication on Corporate Governance in Financial Institutions.

The present distribution does not prejudice any future attribution of legislative proposals arising from the Green Paper.

In general, the agreement set out below follows the division of competences agreed for the Green Paper on Corporate Governance in Financial Institutions and Remuneration Policies.

<b>QUESTION</b>	<b>COMPETENCE</b>	<b>COMMENTS</b>
<b>Introduction 1 - 2</b>	JURI	General aspects of corporate governance.
<b>1. Board of Directors 3 - 12</b>	JURI	Matters of a general corporate governance nature.
<b>2. Shareholders 13 - 23</b>	ECON: 13 with regard to financial services; 14, 15 and 16 as regards the financial sector and institutional investors falling into ECON's remit; and 20 as regards supervision of financial institutions and markets. JURI: the rest	Aspects related to financial services should be dealt with by ECON.
<b>3. Comply or explain framework 24 - 25</b>	ECON: 25 as far as supervision by authorities is concerned JURI: the rest	There is a link to the role the supervisory authorities monitoring financial institutions and capital markets, which is within ECON's competence. The general aspects obviously fall within the competence of JURI.