

## **List of legal bases providing for the ordinary legislative procedure in the Treaty of Lisbon<sup>1</sup>**

This annex lists the legal bases to which the ordinary legislative procedure established by the Treaty of Lisbon applies.

The subject areas underlined are those for which the legal basis is completely new under the Treaty of Lisbon, or where there has been a change in procedure so that the relevant measures are now subject to the "codecision"/ordinary legislative procedure.

The numbers of the articles in the TEU and TFEU are those in the consolidated version of the Treaties (in accordance with the table annexed to the Treaty of Lisbon).

The previous Treaty articles are indicated in italics and, in cases where the Treaty of Lisbon modified the procedure, an indication is also given of the procedure that applied.

1. Services of general economic interest (Article 14 TFEU) (*Article 16 TEC*)
2. Procedures for the right of access to documents (Article 15, paragraph 3, TFEU) (*Article 255, paragraph 2*)
3. Data protection (Article 16, paragraph 2, TFEU) (*Article 286, paragraph 2*)
4. Measures to combat discrimination on grounds of nationality (Article 18 TFEU) (*Article 12 TEC*)
5. Basic principles for anti-discrimination incentive measures (Article 19, paragraph 2, TFEU) (*Article 13.2 TEC*)
6. Measures to facilitate the exercise of the right of every citizen of the Union to move and reside freely in the territory of Member States (Article 21, paragraph 2, TFEU) (*Article 18, paragraph 2, TEC*)
7. Citizens' initiative (Article 24 TFEU)
8. Customs cooperation (Article 33 TFEU) (*Article 135 TEC*)
9. Application of competition rules to the common agricultural policy (Art. 42, which refers to Article 43, paragraph 2, TFEU) (*Article 36 TEC: qualified majority in Council and simple consultation of EP*)
10. Legislation concerning the common agricultural policy (Article 43, paragraph 2, TFEU) (*Article 37, paragraph 2: qualified majority in Council and simple consultation of EP*)
11. Free movement of workers (Article 46 TFEU) (*Article 40 TEC*)
12. Internal market – social security measures for Community migrant workers<sup>2</sup> (Article 48 TFEU) (*Article 42 TEC: codecision – unanimity in the Council*)

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<sup>1</sup> Reproduced from A6-0013/2008, Report on the Treaty of Lisbon 2007/2286 (INI).

<sup>2</sup> With an 'emergency brake' mechanism: where a Member State considers that the measures concerned 'would affect fundamental aspects of its social security system, including its scope, cost or financial structure, or would affect the financial balance of that system', it may request that the matter