

Legislative and Non-Legislative Acts of the European Union

Legislative Acts	Non-Legislative Acts
<p>Defined by the type of measure, the institutions involved in, and the procedure for its adoption. Art. 289 TFEU.</p>	
<p>Type of measure: only</p> <ul style="list-style-type: none"> ● regulations, ● directives, ● decisions <p>can be adopted by legislative procedure.</p> <p>Accordingly: other legal acts are not „legislative“ acts.</p>	<p>Examples:</p>
<p>Institutions involved:</p> <ul style="list-style-type: none"> ● Commission; ● European Parliament; ● Council of Ministers. 	<p>Regulations, directives and decisions adopted by non-legislative procedure.</p> <p>E.g.:</p> <ul style="list-style-type: none"> ● Commission acts pursuant to Art. 290 (1) TFEU (delegated powers), e.g. Commission regulations in the field of agriculture; ● Directives adopted through the social partners procedure. Arts. 154 and 155 TFEU. ● European Council and Council of Ministers decisions under Art. 31 TEU (CFSP decisions); ● European Council decisions under Art. 236 TFEU (Council configurations, presidency of Council configurations).
<p>Procedure:</p> <ul style="list-style-type: none"> ● Ordinary legislative procedure (codecision); ● Special legislative procedures: <ul style="list-style-type: none"> - Consent procedure; - Consultation procedure. 	
<p>Commission, social partners, Council of Ministers, social partners procedure</p> <p>EU implementation of Framework Agreements of the European social partners.</p>	<p>Soft law measures.</p>

Source: C. Tobler, J. Beglinger. Essential EU Law in Charts. 2nd „Lisbon“ edition. Budapest: Hvgorac, 2010, p. 101, supplemented by J. Erne.