

Procedure file

Basic information		
NLE - Non-legislative enactments	2017/0166(NLE)	Preparatory phase in Parliament
Council of Europe Convention on the manipulation of sports competitions with regard to matters not related to substantive criminal law and judicial cooperation in criminal matters		
Subject		
4.10.13 Sport		
6.40.13 Relations with/in the context of international organisations: UN, OSCE, OECD, Council of Europe, EBRD		

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	CULT Culture and Education		
	Former committee responsible		
	CULT Culture and Education		
	Committee for opinion	Rapporteur for opinion	Appointed
	INTA International Trade	The committee decided not to give an opinion.	
	IMCO Internal Market and Consumer Protection	The committee decided not to give an opinion.	
	LIBE Civil Liberties, Justice and Home Affairs	The committee decided not to give an opinion.	
	Former committee for opinion		
	INTA International Trade		
IMCO Internal Market and Consumer Protection			
LIBE Civil Liberties, Justice and Home Affairs			
Council of the European Union European Commission	Commission DG	Commissioner	
	Education, Youth, Sport and Culture	NAVRACSICS Tibor	

Key events			
27/07/2017	Preparatory document	COM(2017)0387	Summary

Technical information	
Procedure reference	2017/0166(NLE)
Procedure type	NLE - Non-legislative enactments
Procedure subtype	Consent by Parliament

Legal basis	Treaty on the Functioning of the EU TFEU 165-p4; Treaty on the Functioning of the EU TFEU 218-p6a; Treaty on the Functioning of the EU TFEU 114
Stage reached in procedure	Preparatory phase in Parliament

Documentation gateway					
Preparatory document		COM(2017)0387	27/07/2017	EC	Summary

Council of Europe Convention on the manipulation of sports competitions with regard to matters not related to substantive criminal law and judicial cooperation in criminal matters

PURPOSE: to conclude, on behalf of the European Union, of the Council of Europe Convention on the manipulation of sports competitions with regard to matters not related to substantive criminal law and judicial cooperation in criminal matters.

PROPOSED ACT: Council Decision.

ROLE OF THE EUROPEAN PARLIAMENT: Council may adopt the act only if Parliament has given its consent to the act.

BACKGROUND: in order to respond to the challenge of match-fixing, a practice often linked to organised criminal networks operating on a global scale, the Council of Europe invited the parties to the European Cultural Convention in 2012 to begin negotiations for a Convention of the Council of Europe against the manipulation of sports results.

On 9 July 2014, the Ministers Deputies of the Council of Europe adopted the Convention on the Manipulation of Sports Competitions. The Convention was opened for signature by the European Union and several Member States have signed it.

In March 2015, the Commission presented to the Council two proposals for the Council's decisions on the signing of the Convention on behalf of the Union:

- a proposal for a Council decision on the signing of the Convention on behalf of the Union with regard to matters related to substantive criminal law and judicial cooperation in criminal matters based on Articles 82 (1) and 83 (1) TFEU;
- a proposal for a Council decision on the signing of the Convention on behalf of the Union with regard to matters not related to substantive criminal law and judicial cooperation in criminal matters based on Articles 114 and 165 TFEU.

The Commissions proposals were last discussed in Coreper in November 2015. At this occasion the Presidency concluded that it would not proceed with the file until it had obtained the consent of all delegations.

Against this background, the Union has not yet signed the Convention.

The Commission considers that the signature of the Convention should be part of the Union's efforts to participate in the fight against match fixing in conjunction with other tools such as the forthcoming Commission initiative on betting-related match-fixing in line with the [2012 Commission Communication on online gambling](#).

The present proposal concerns the legal instrument concluding the agreement.

CONTENT: the Commission proposes that the Council approves, on behalf of the Union, the conclusion of the Council of Europe Convention on the manipulation of sports competitions.

The purpose of the Convention to combat the manipulation of sports competitions in order to protect the integrity of sport and sports ethics in accordance with the principle of the autonomy of sport. It does so by taking a number of measures that aim at preventing, detecting and sanctioning the manipulation of sports competitions.

In view of that purpose, the Convention also promotes international cooperation and sets-up a monitoring mechanism to ensure that the provisions laid down in the Convention are followed up.

The legal bases for this proposal for a decision should be Articles 114 TFEU (establishment and functioning of the internal market), Article 165 TFEU (sports) and in conjunction with the Article 218(6) (a) of the TFEU.

Some of the provisions of the Convention concern substantive criminal law and judicial cooperation in criminal matters fall within the scope of Part 3, Title V, of the TFEU. A [separate proposal for a decision](#) on these provisions is therefore proposed alongside this proposal.