Lobbying in the new Europe

Successful representation of interests after the Treaty of Lisbon
Preface 5

List of Figures and Tables 13

Part 1 Lobbying - its function and legitimisation 15
A. Lobbying: concepts and definitions 16
   I. From investor relations to governmental relations: lobbying as part of corporate communications 16
   II. Lobbying as the communication of individual interests in the political system 19
B. The democratic legitimisation for lobbying 22
   I. Politics and interests 24
   II. Lobbying as the aggregation of interests 32
   III. Lobbying: forming a common basis of communication between politics and business 34
C. The function of lobbying for businesses 37
D. Part 1 Executive summary 40

Part 2 Lobbying - far more than just ad hoc communication 43
A. Lobbying as an early warning system: identifying issues and trends 43
B. Lobbying as a long-term project: a structural approach to decision-making processes 47
   I. General points 47
   II. Information management 49
   III. Strategy consulting 50
   IV. Events 50
   V. Presenting company interests 51
C. Lobbying as political crisis management: “emergency intervention” 52
D. Part 2 Executive summary 55
Part 3 The European Union political system and the specifics of lobbying at a European level

A. A brief history of European integration 57

B. The political system of the EU 63
   I. General points 63
   II. A brief introduction to the major European Union institutions 67

C. Lobbying in a 27-state Europe 80
   I. Majority decisions by 27 Member States: a strategic risk for companies 82
   II. European coalition building 83

D. Part 3 Executive summary 85

Part 4 Lobbying at European Union institutions – framework and approaches 87

A. The basis of legislation in the EU post-Lisbon 87
   I. A new typology of legal acts under the Treaty of Lisbon 88
   II. Legislative procedures in the EU 89
   III. The procedure for delegating implementing powers pursuant to Articles 290 and 291 TFEU, in particular comitology 95

B. Lobbying at the Council of the European Union (Council of Ministers) 98
   I. General points 98
   II. Regulation of access to the Council 101

C. Lobbying at the European Commission 102
   I. General points 102
   II. The Commission Directorates-General and Services 105
   III. Regulation of access to Members and officials of the Commission 105

D. Lobbying at the European Parliament 109
   I. General points 109
   II. Regulation of access to Members of the European Parliament 113

E. Lobbying at the Committee of the Regions and the Economic and Social Committee 115
   I. General points 115
   II. Regulation of access to the CoR and EESC 116

F. Part 4 Executive summary 117

Table of Contents
Part 5  Methods and tools for targeted lobbying in the EU 121
A. General points (issues and trends) 121
B. Structural tools 123
   I. Collective forms: lobbying through associations 124
   II. Non-collective organisations 132
   III. Costs 142
C. Processual tools 152
   I. Mono-process tools 152
   II. Poly-process tools 159
D. Implementation in practice: a comprehensive model for structuring effective and efficient lobbying 160
   I. Setting quality standards: benchmarks for effective company lobbying 161
   II. Creating management structures: company coordination of tools 165
   III. Starting point and objective: defining general company lobbying requirements 167
   IV. Basic steps to creating and successfully implementing lobbying projects 169
   V. Conclusion 174
E. The personal profile of a lobbyist 175
   I. Training 175
   II. Good contacts: an essential prerequisite for successful lobbying 177
   III. Soft skills: a key tool 178
   IV. Integrity and code of practice 179
F. Part 5 Executive summary 181

Part 6  Case study 187
A. Starting point: awareness of an ongoing EU legislative procedure 187
B. Step 1: developing content objectives and assessing political feasibility 188
C. Step 2: processual situation analysis and strategic planning 189
D. Step 3: drafting and submitting a white paper to previously determined recipients in the legislature and executive 190
E. Steps 4 and 5: supplementing the white paper and following the decision-making process in the legislature and executive 191
I. Lobbying at the European Commission 191
II. Lobbying at the Council 191
III. Lobbying at the European Parliament 192
F. Result: achievement of objectives 193

Part 7 Lobbying in the EU and the USA “K Street” – a model for Brussels? 195
A. The political system of the USA 196
   I. The political culture 196
   II. The form, structure and mode of operation of the system of government 197
B. Lobbying in the USA 204
   I. Structure and trends 204
   II. Lobbying control and regulation in the USA 206
   III. Training as a lobbyist? 207
C. Lobbying methods in the EU and the USA 208
D. Conclusion: the USA – showing the way for EU lobbying? 210
E. Part 7 Executive summary 212

Bibliography 215

Endnotes 227