

AMENDMENT FORM

Suggestion for amendment of Article :art. 10

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Status : - Member

Article 10: Categories of competencies

1. When the Constitution confers on the Union exclusive competence in a specific area, only the Union may legislate and adopt legally binding acts, the Member States being able to do so themselves only if so empowered by the Union.
2. When the Constitution confers on the Union a competence shared with the Member States in a specific area, the Union and the Member States shall have the power to legislate and adopt legally binding acts in this area. The Member States shall exercise their competence only if and to the extent that the Union has not exercised its.
3. In certain areas and in the conditions laid down in the Constitution, the Union shall have competence to carry out actions to co-ordinate, supplement or support the actions of the Member States, without thereby superseding their competence in these areas. **Legally binding acts adopted by the Union on the basis of the provisions specific to these areas in Part Two cannot entail harmonisation of Member States' laws or regulations.**
4. The Union shall exercise its competencies to implement the policies defined in Part Two of the Constitution in accordance with the provisions specific to each area which are there set out.
- ~~3. The Union shall have competence to co-ordinate the economic policies of the Member States.~~
- ~~4. The Union shall have competence to define and implement a common foreign and security policy, including the progressive framing of a common defence policy.~~
- ~~5. In certain areas and in the conditions laid down in the Constitution, the Union~~

~~shall have competence to carry out actions to co-ordinate, supplement or support the actions of the Member States, without thereby superseding their competence in these areas.~~

- ~~6. The Union shall exercise its competences to implement the policies defined in Part Two of the Constitution in accordance with the provisions specific to each area which are there set out.~~