

AMENDMENT FORM

Suggestion for amendment of Article 12, par. 4

By Mr Poul Schlüter

Status : Alternate

Article 12: Shared competences

4. Shared competence applies in the following principal areas:

- internal market
 - area of freedom, security and justice
 - agriculture and fisheries
 - transport
 - trans-European networks
 - energy
 - social policy
 - economic and social cohesion
 - environment
 - ~~public health, and~~
 - consumer protection
 - food safety, and
animal welfare.
-

Explanation:

Union action in the field of **public health** cannot be considered shared competence as a whole. In fact, harmonisation is expressly excluded in most fields of Union action in this area. It would therefore be more correct, and furthermore in line with the recommendations of WG V, that public health be listed in Article 15 as an area where the Union can adopt supporting actions. Since it is expressly stated in Article 15 that “the scope of this competence is determined by the provisions of Part Two” the Union can still exercise its limited shared competence in the field of public health.

Due to their cross border nature **food safety** and **animal welfare** should be listed as principal areas of shared competence or in some other appropriate place in the Constitutional Treaty.