

AMENDMENT FORM

Suggestion for amendment of Article : **16: Flexibility clause**

By the Earl of Stockton MEP

Status : - Member - Alternate

1. If action by the Union should prove necessary within the framework of the policies defined in Part Two to attain one of the objectives set by this Constitution, and the Constitution has not provided the necessary powers, the Council, acting unanimously on a proposal from the Commission and after obtaining the assent of the European Parliament (New), and where appropriate by referendum, shall take the appropriate measures.

2. Provisions adopted on the basis of this Article (New) cannot entail harmonisation of Member States' laws or regulations in cases where the Constitution excludes such harmonisation.

Explanation (if any) :