

AMENDMENT FORM

Suggestion for amendment of Article : 16

By Mr Kirkhope MEP

Status : Member

1. If action by the **Community** should prove necessary within the framework of the policies defined in Part Two to attain one of the objectives set by this **simplifying Treaty**, and the **simplifying Treaty** 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 **and, where permitted by national constitutions, national referenda**, shall take the appropriate measures, **providing such actions will not curtail any Member States from acting unilaterally to promote its interests**.

2. Using the procedure for monitoring the subsidiarity principle referred to in Article 9, the Commission shall draw Member States' national parliaments' attention to proposals based on this Article.

3. Provisions adopted on the basis of this Article **cannot** entail harmonisation of Member States' laws or regulations in cases where the **simplifying Treaty** excludes such harmonisation.

Explanation (if any) :