

AMENDMENT FORM

Suggestion for amendment of Protocol on Subsidiarity, paragraph 4

By Mr : MacCormick, Neil

Status : - Alternate

Add new paragraph:

4. bis

European Laws and Framework Laws should leave as much scope for locally well-informed decision-making by Member States (or, in appropriate cases their regional and local authorities) as is consistent with securing the legislative aim, and they should so far as possible respect well established national arrangements and the organisation and character of the legal systems of the Member States. The Commission, in justifying a legislative proposal shall also take account of these desiderata.

Explanation:

This text is substantially drawn from paragraph 7 of the Amsterdam protocol. It draws attention to an important aspect of subsidiarity, and it would not be consistent with the Convention's work to dilute or diminish the previously established understanding of the requirements of subsidiarity.