

## AMENDMENT FORM

**Suggestion for protocol: Draft protocol on the application of the principles of subsidiarity and proportionality**

### Article 8

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8. Under Article [current Article 230] of the Constitution, the Court of Justice shall have jurisdiction to hear actions brought by Member States on grounds of infringement of the principle of subsidiarity, where appropriate at the request of their national parliaments or regions with legislative powers, in accordance with their respective constitutional rules. Under the same Article of the Constitution, the Committee of the Regions may also bring such actions as regards legislative acts on which it was consulted.

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#### **Explanation:**

In order to avoid a proliferation of actions before the Court and without undermining the position of the Member States vis-à-vis the Court of Justice, this amendment allows for regions with legislative powers to request bringing an action before the Court, where the internal constitutional arrangements of Member States so permit.