

AMENDMENT FORM

Suggestion for amendment of Article : I-39

By Mr : Hain

Status : - Member -

1. OK.
 2. OK.
 3. OK.
 4. The common foreign and security policy shall be put into effect by the Union's Minister for Foreign Affairs and by the Member States, using, while respecting the principles and objectives of the Union's external actions as set out in the Treaty, national and Union resources.
 5. Member States shall consult one another within the Council and the European Council on any foreign and security policy issue which is of general interest in order to determine a common approach. ~~Before undertaking any action on the international scene or any commitment which could affect the Union's interests, each Member State shall consult the others within the Council or the European Council.~~ Member States shall ensure, through the convergence of their actions, that the Union is able to assert its interests and values on the international scene. Member States shall show mutual solidarity.
 6. OK.
 7. CFSP Decisions relating to the common foreign and security policy shall be adopted by the European Council and the Council of Ministers unanimously, except in the cases referred to in Part Three of the Constitution. Discussion shall be based on a proposal from a Member State, from the Union's Minister for Foreign Affairs or from the Minister with the Commission's support. Laws and framework laws are excluded.
 8. OK.
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Explanation (if any) :

4. Repeated amendment: We want to make sure that there is no suggestion that the Minister of Foreign Affairs can propose the use of development funding in pursuit of CFSP or CDSP objectives.
5. Repeated amendment: We will need to ensure that we are not prevented by any provision in the Constitution from carrying out an independent foreign policy. The parenthesised provision should be amended to reflect this. The need for consultation is covered sufficiently by the first sentence of this paragraph.
7. Revised amendment: This amendment is needed to make clear that these are 'CFSP Decisions', rather than decisions in the technical sense of the instrument.