

AMENDMENT FORM

Suggestion for addition of Article : 4 *bis*

By MM : Kiljunen and Vanhanen

Status : - Members

In the field of application of this Constitution, Union law shall have primacy over the conflicting law of the Member States.

Explanation (if any) :

Title I, rather than Title III on Union competences and actions, should deal with those fundamental principles which do not relate solely to the exercise of the Union's competence, but which concern the application of Union law in general..

The provision on the principle of primacy should make it crystal-clear that Union law does not replace the laws of the Member States in the abstract but only prevails over them in specific situations when there is a conflict, in the sense of the established case-law.