

AMENDMENT FORM

Suggestion for amendment of Article 42

By : TIMOTHY KIRKHOPE MEP

Status : MEMBER

PRAESIDIUM	TIMOTHY KIRKHOPE MEP
<p><u>Article 42</u></p> <p>1. The Union shall develop a special relationship with its neighbouring States, aiming to establish an area of prosperity and good neighbourliness characterised by close and peaceful relations based on cooperation.</p> <p>2. For this purpose, the Union may conclude and implement specific agreements with the countries concerned in accordance with of Article X on Part Two of the Constitution. These agreements may contain reciprocal rights and obligations as well as the possibility of undertaking activities jointly. Their implementation shall be the subject of periodic consultation.</p>	<p><u>Article 42</u></p> <p>1. <i>The Community shall build upon such special relationships as already exist between Member States and non-Member States, in order to promote prosperity and close and peaceful relations based on cooperation.</i></p> <p>2. For this purpose, the <i>Community</i> may conclude and implement specific agreements with the countries concerned in accordance with Article X of Part Two of the <i>simplifying Treaty</i>. These agreements may contain reciprocal rights and obligations as well as the possibility of undertaking activities jointly. Their implementation shall be the subject of periodic consultation.</p> <p>Explanation: Member States should draw on their good relations with other parts of the world in order to contribute to prosperity both in the Community and in the world.</p>

AMENDMENT FORM

Title VIII: The Union and its immediate environment

Suggestion for amendment of Article : I-56: The Union and its immediate environment

By Members: Mr Andrew Duff, Mr Lamberto Dini, Mr Paul Helminger, Mr Rein Lang, Lord MacLennan

Article : I-56: The Union and its immediate environment

Transfer to Part III

Explanation:

If this Article is designed for, say, the Ukraine, it is not offering anything new or special and could either be relegated to Part III or deleted.

If, as the Praesidium seems to imply, it is designed with an eye to providing a safe home for a Member State that wishes to leave the Union, that is done better by our proposed new Article 59 bis.

FICHE AMENDEMENT

**PARTIE I, TITRE VIII: L'UNION ET SON ENVIRONNEMENT IMMEDIAT – TEXTE
REVISE**

Proposition d'amendement à l'article I-56 : L'Union et son environnement immédiat

Déposée par: M.J.CHABERT
M.M.DAMMEYER
M.P.DEWAEL
Mme. C.du GRANRUT
M.C.MARTINI
M.R.VALCARCEL SISO

Status: - Observateur

Ajouter dans le §1 in fine:

La coopération transfrontalière et interrégionale peut constituer un élément essentiel de cette politique de bon voisinage.

AMENDMENT FORM

Suggestion for amendment of Article 56 Part I of the Constitution

By: Teija Tiilikainen, Antti Peltomäki, Kimmo Kiljunen, Jari Vilén, Hannu Takkula and Esko Helle

Status : **Tiilikainen, Kiljunen, Vilén- Members**
 Peltomäki, Takkula and Helle - Alternates

Article I-56: The Union and its immediate environment

1. The Union shall **endeavour to** develop a special relationship with neighbouring States, aiming to establish an area of prosperity and good neighbourliness, founded on the values of the Union and characterised by close and peaceful relations based on cooperation.

 - ~~2. For this purpose, the Union may conclude and implement specific agreements with the countries concerned in accordance with Article [...] of Part Three of the Constitution. These agreements may contain reciprocal rights and obligations as well as the possibility of undertaking activities jointly. Their implementation shall be the subject of periodic consultation.~~
-

Explanation (if any) :

We have serious doubts whether the proposed title IX is necessary in part I of the Constitution. A more natural place for the content of Article 56 paragraph 1, taking into account its political nature, would be the beginning of the text under the title "The Union's External Action" in Part III of the Constitution. Furthermore, the first sentence should be rephrased so as not to sound too paternalistic; the Union cannot simply decide to develop special relationships, but it can endeavour to do so. The same applies to the latest amendment by the Praesidium whereby the relationship would be "founded on the values of the Union".

Paragraph 2 of Article 56 will be sufficiently covered by the provisions relating to international agreements (Article III-220) and brings no added value here.

AMENDMENT FORM

Suggestion for amendment of Article :Article I-56°

By Mr : Ernâni Lopes and Manuel Lobo Antunes

Status : Member and Alternate

Article I-56°

1. ~~————— The Union shall develop a special relationship with its neighbouring States, aiming to establish an area of prosperity and good neighbourliness characterised by close and peaceful relations based on cooperation.~~

Explanation : we believe paragraph 1 would be better placed on the article on objectives and principles of EU external action.

FICHE AMENDEMENT

Proposition d'amendement à l'Article : 42

Déposée par Madame ou Monsieur : **M. Louis Michel, M. Karel de Gucht, M. Elio di Rupo, Mme Anne Van Lancker, membres de la Convention et M. Pierre Chevalier et Mme Marie Nagy, membres suppléants de la Convention ainsi que par Monsieur Patrick Dewael, observateur**

Qualité : - Membre - Suppléant

1. 1. L'Union développe avec les États de son voisinage des relations privilégiées, visant à établir un espace de prospérité et de bon voisinage caractérisé par des relations étroites et pacifiques fondées sur la coopération.
 2. À cette fin, l'Union peut conclure et mettre en œuvre des accords spécifiques avec les pays concernés conformément aux dispositions de l'article X de la deuxième partie de la Constitution. Ces accords **fixent le cadre général, l'intensité et la spécificité des relations entre l'Union et ces pays. Ils** peuvent comporter des droits et obligations réciproques ainsi que la possibilité de conduire des actions en commun. Leur mise en œuvre fait l'objet d'une concertation périodique.
-

Explication éventuelle :

Les accords avec les pays voisins devraient prendre la forme d'accords spécifiques. Il y a toutefois lieu de noter que ces accords ne seraient pas nécessairement similaires pour tous.. Des formes spécifiques devraient au contraire pouvoir être prévues pour tenir compte par exemple de spécificités propres aux différentes régions concernées.

FICHE AMENDEMENT

Proposta di emendamento all'articolo 42, parte I della Costituzione:

Déposée par M. Carlos CARNERO
Mme Anne VAN LANCKER
M. Olivier DUHAMEL
M. Ben FAYOT
Mme Linda McAVAN
M. Luis MARINHO
Mme Pervenche BERÈS
Mme Maria BERGER
Mme Elena PACIOTTI
Mme Helle THORNING-SCHMIDT

Qualité: - Membres et Suppléants

Articolo 42- L'Unione e l'ambiente circostante

1. L'Unione sviluppa con gli Stati limitrofi relazioni privilegiate intese a creare uno spazio di prosperità, *di stabilità e di amicizia* (*4 parole soppresse*) caratterizzato da relazioni strette e pacifiche, fondate sulla *solidarietà, sulla difesa e sul mutuo rispetto dei principi democratici, sul lo stato di diritto, sui diritti fondamentali e sulla cooperazione politica, economica, sociale e culturale.*

Explication éventuelle:

AMENDMENT FORM

Suggestion for amendment of Article: 42

By Mr: Erwin Teufel

Status: Member

Text of the Praesidium

- (1) The Union shall develop a special relationship with its neighbouring States, aiming to establish an area of prosperity and good neighbourliness characterised by close and peaceful relations based on cooperation.

Proposed Amendment

- (1) The Union shall develop a special relationship with its neighbouring States, aiming to establish an area of prosperity, **security** and good neighbourliness characterised by close and peaceful relations based on co-operation.

Explanation:

An area of security is a meaningful element of neighbourhood relations.

FICHE AMENDEMENT

Proposition d'amendement à l'Article:	42
Déposée par Monsieur:	Erwin Teufel
Qualité:	Membre

Texte du Praesidium

- (1) Die Union entwickelt besondere Beziehungen zu den Staaten in ihrer Nachbarschaft, um einen Raum des Wohlstands und der guten Nachbarschaft zu schaffen, der sich durch enge, friedliche Beziehungen auf der Grundlage der Zusammenarbeit auszeichnet.

Amendement proposé

- (1) Die Union entwickelt besondere Beziehungen zu den Staaten in ihrer Nachbarschaft, um einen Raum des Wohlstands, **der Sicherheit** und der guten Nachbarschaft zu schaffen, der sich durch enge, friedliche Beziehungen auf der Grundlage der Zusammenarbeit auszeichnet.

Begründung:

Ein Raum der Sicherheit ist ein sinnvolles Element nachbarschaftlicher Beziehungen.

AMENDMENT FORM

Suggestion for amendment of Article :42

By Ms / Mr : Ernâni Lopes and Manuel Lobo Antunes

Status : - Member and Alternate

Article 42

1. ~~The Union shall develop a special relationship with its neighbouring States, aiming to establish an area of prosperity and good neighbourliness characterised by close and peaceful relations based on cooperation.~~
2. For this purpose, the Union may conclude and implement specific agreements with the countries concerned in accordance with of Article X on Part Two of the Constitution. These agreements may contain reciprocal rights and obligations as well as the possibility of undertaking activities jointly. Their implementation shall be subject of periodic consultation.

Explanation : we believe paragraph 1 would be better placed on the article on objectives and principles of EU external action. Paragraph 2 could then be moved to Part II, and subject to be later amended.

AMENDMENT FORM

Suggestion for amendment of Article :42

By Mr :M. Attalides

Status : - Member

In para 1 add the following phrase

1. The Union shall develop a special relationship with its neighbouring States, aiming to establish an area of prosperity and good neighbourliness characterised by close and peaceful relations based on *respect for international law and and of human rights and on* cooperation.

Explanation (if any) : The phrase added is consistent with the general objectives of the Union's external action

AMENDMENT FORM

Suggestion for amendment of Article 42 the Union and its Immediate Environment

By Mr Roche

Status : - Member

Article 42 the Union and its Immediate Environment

1. The Union shall develop a special relationship with its neighbouring States, aiming to establish an area of prosperity and good neighbourliness characterised by close and peaceful relations based on cooperation.
 2. For this purpose, the Union may conclude and implement specific agreements with the countries concerned in accordance with of Article X on Part Two of the Constitution. These agreements may contain reciprocal rights and obligations as well as the possibility of undertaking activities jointly. Their implementation shall be the subject of periodic consultation.
-

Explanation (if any) :

While no amendment is proposed at this time, consideration will have to be given to the location of this Article in the Treaty once the Articles on External Relations have been received.

AMENDMENT FORM

Suggestion for amendment of Article : 42

By Mr : Joschka Fischer

Status : - Member

Artikel 42

(1) ~~Die Union entwickelt besondere Beziehungen zu den Staaten in ihrer Nachbarschaft, um einen Raum des Wohlstands und der guten Nachbarschaft zu schaffen, der sich durch enge, friedliche Beziehungen auf der Grundlage der Zusammenarbeit auszeichnet.~~

(2) ~~Zu diesem Zweck kann die Union nach Artikel X des Teils II der Verfassung spezielle Abkommen mit den betreffenden Ländern schließen und durchführen. Diese Abkommen können gegenseitige Rechte und Pflichten umfassen und die Möglichkeit zu gemeinsamem Vorgehen eröffnen. Zur Durchführung der Abkommen finden regelmäßig Konzertierungen statt.~~

Explanation:

Der Inhalt des Artikels sollte in Teil II der Verfassung (Politiken der Union) geregelt werden.

AMENDMENT FORM

Suggestion for amendment of Article :42 (part 3)

Suggestion for protocol :

By Mr David Heathcoat-Amory, Mr Bonde

Status :X - Member - Alternate

N.B. ‘()’ denote text deleted ‘_____’ denotes text added

Article 42

1. The Union shall develop a special relationship with its neighbouring States, aiming to establish an area of prosperity and good neighbourliness characterised by close and peaceful relations based on cooperation. **This shall include states which have elected to withdraw from the Union.**

2. For this purpose, the Union may conclude and implement specific agreements with the countries concerned in accordance with of Article X on Part Two of the Constitution. These agreements may contain reciprocal rights and obligations as well as the possibility of undertaking activities jointly. Their implementation shall be the subject of periodic consultation.

Explanation (if any) :

While the second paragraph clearly requires grammatical reconsideration, this amendment focuses instead on the consequences of Article 46, and is intended to ensure that good will is a priority in an amicable withdrawal from the Union (with Greenland as an example).

FICHE AMENDEMENT

Proposition d'amendement à l'Article 42, partie I de la Constitution:

Déposée par M. Carlos CARNERO
Mme Anne VAN LANCKER
M. Olivier DUHAMEL
M. Ben FAYOT
Mme Linda McAVAN
M. Luis MARINHO
Mme Pervenche BERÈS
Mme Maria BERGER
Mme Elena PACIOTTI
Mme Helle THORNING-SCHMIDT

Qualité: - Membres et Suppléants

ARTICLE 42 – L'Union et son environnement proche

1. L'Union développe avec les États de son voisinage des relations privilégiées, visant à établir un espace de prospérité, **de stabilité et d'amitié (4 mots supprimés)** caractérisé par des relations étroites et pacifiques fondées sur **la solidarité, la défense et le respect mutuel des principes démocratiques, l'état de droit, les droits fondamentaux et la coopération politique, économique, sociale et culturelle.**

Explication éventuelle:

AMENDMENT FORM

Suggestion for amendment of Article : 42 (Title IX)

By Ms / Mr : **R. van der Linden**

P. Demetriou

C. Einem

B. Fayot

M. Giannakou

H. Maij-Weggen

F. Timmermans

J. Meyer

N. Mladenov

H. Puwak

J. Santer

J. Szájer

E. Wittbrodt

J. van Dijk

W. van Eekelen

C. Ene

P. Kauppi

F. Kroupa

A. Nazaré Pereira

A. Severin

J. Wuermeling

Art 42

Add :

3. In developing such special relationships the Union shall make full use of the Council of Europe and other international organisations of which such States are members.

Explanation (if any) :

This paragraph would complement a more **general provision** to be inserted **either in Title IX or elsewhere in the Constitutional Treaty**, based on the present Art. 303 but extended to the Union, which would read **“The Union shall establish and maintain close cooperation with the Council of Europe, the details of which shall be determined by common accord”**.

The States in Central and Eastern Europe which are singled out in the Commission's communication “Wider Europe-New Neighbourhood” which is at present examined by the EU Council (Russia, Ukraine, Moldova) are all members of the Council of Europe and Belarus which has applied for membership of the organisation will be able to join once it fulfils the democratic criteria for membership. The Union and the Council of Europe share the same basic values and both promote good neighbourliness characterised by close and peaceful relations based on cooperation.

AMENDMENT FORM

Suggestion for amendment of Article 42: (Title IX: The Union and its immediate environment, part I of the Constitution)

By: Teija Tiilikainen, Antti Peltomäki, Kimmo Kiljunen, Matti Vanhanen, Riitta Korhonen

Status : Tiilikainen, Kiljunen, Vanhanen - Members
 Peltomäki, Korhonen - Alternates

Article 42

1. The Union shall **endeavour to** develop a special relationship with its neighbouring States, aiming to establish an area of prosperity and good neighbourliness characterised by close and peaceful relations based on cooperation.
 2. ~~For this purpose, the Union may conclude and implement specific agreements with the countries concerned in accordance with of Article X on Part Two of the Constitution. These agreements may contain reciprocal rights and obligations as well as the possibility of undertaking activities jointly. Their implementation shall be the subject of periodic consultation.~~
-

Explanation:

We have serious doubts whether the proposed title IX is necessary in part I of the Constitution. A more natural place for the content of Article 42 paragraph 1, taking into account its political nature, would be the beginning of the text under the title "The Union's External Action" (title B of part II of the Constitution), which would also contain the principles and objectives of external action. Furthermore, the first sentence should be rephrased so as not to sound too paternalistic; the union cannot simply decide to develop special relationships, but it can endeavour to do so.

Paragraph 2 of Article 42 will be sufficiently covered by the provisions relating to international agreements - corresponding the present articles 300 and 310 - in the title of External Relations (Chapter 5 of title B, part II of the Constitution). The substance of paragraph 2 does not create significant added value and might even give the impression of a hierarchy among the treaties the Union concludes with third countries.

FICHE AMENDEMENT

Proposition d'amendement à l'Article : Artigo 42.º, n.º 2, novo

Déposée par Monsieur Luís Queiró

Qualité : Suppléant

2. Os acordos referidos no número anterior podem envolver o estabelecimento de uma associação caracterizada por direitos e obrigações recíprocos, bem como a possibilidade de realizar acções em comum, podendo ser previstos mecanismos e procedimentos de consultas periódicas.

Explication éventuelle :

Este artigo inscreve-se na lógica da «afirmação da identidade da União na cena internacional» (artigo 2.º UE), hoje especialmente realizado (ou não) através da PESC (artigo 11.º UE).. O artigo 19.º UE prevê que são os Estados membros que se coordenam nos fora internacionais, enquanto o artigo 20.º UE fala da cooperação dos Estados no domínio diplomático e consular.

Por outro lado, não há hoje um regime único ou mesmo comum no que toca à celebração de acordos internacionais. Na UE regem a propósito os artigos 24.º e 38.º. Na CE, além do artigo 310.º (referido nas observações do Praesidium), a base fundamental é mesmo a do artigo 300.º, conquanto não se esgotem aqui as fontes formais da vinculação internacional da CE.

Por seu turno, a cooperação com outras organizações internacionais consta dos artigos 302.º a 304.º (além de outros).

FICHE AMENDEMENT

Proposition d'amendement à l'Article : Artigo 42.º, n.º 1, novo

Déposée par Monsieur Luís Queiró

Qualité : Suppléant

1. A União pode celebrar acordos com um ou mais Estados ou organizações internacionais, nos casos e condições previstos no presente Tratado.

Explication éventuelle :

Este artigo inscreve-se na lógica da «afirmação da identidade da União na cena internacional» (artigo 2.º UE), hoje especialmente realizado (ou não) através da PESC (artigo 11.º UE).. O artigo 19.º UE prevê que são os Estados membros que se coordenam nos fora internacionais, enquanto o artigo 20.º UE fala da cooperação dos Estados no domínio diplomático e consular.

Por outro lado, não há hoje um regime único ou mesmo comum no que toca à celebração de acordos internacionais. Na UE regem a propósito os artigos 24.º e 38.º. Na CE, além do artigo 310.º (referido nas observações do Praesidium), a base fundamental é mesmo a do artigo 300.º, conquanto não se esgotem aqui as fontes formais da vinculação internacional da CE.

Por seu turno, a cooperação com outras organizações internacionais consta dos artigos 302.º a 304.º (além de outros).

AMENDMENT FORM

Suggestion for amendment of Article: 42

Suggestion for Title IX

By Ms: Prof. Danuta Hübner

Status: Member

<i>Text of the Praesidium</i>	<i>Proposed Amendments</i>
<u>Article 42</u> 1. The Union shall develop a special relationship with its neighbouring States, aiming to establish an area of prosperity and good neighbourliness characterised by close and peaceful relations based on cooperation. 2. For this purpose, the Union may conclude and implement specific agreements with the countries concerned in accordance with of Article X on Part Two of the Constitution. These agreements may contain reciprocal rights and obligations as well as the possibility of undertaking activities jointly. Their implementation shall be the subject of periodic consultation.	<u>Article 42</u> 1. The Union shall develop a special relationship with its neighbouring States, aiming to establish an area of prosperity and good neighbourliness characterised by close and peaceful relations based on cooperation. <u>2.</u> 2. —For this purpose, the Union may conclude and implement specific agreements with the countries concerned <u>based on the principle of differentiation</u> in accordance with of Article X on Part Two of the Constitution. These agreements may contain reciprocal rights and obligations as well as the possibility of undertaking activities jointly. Their implementation shall be the subject of periodic consultation. <u>3.</u> <u>In developing such special relationships the Union shall fully co-operate with the Council of Europe and other international organisations of which such States are members.</u>

Explanation:

This is to demonstrate the richness of the political instruments, which are at disposal of the Union to implement and exercise its policy of the immediate environment.

The general impression is that the more accurate place for this article would be part of the Constitutional Treaty devoted to CFSP.

AMENDMENT FORM

Suggestion for amendment of: Subject : **Title IX: The Union and its immediate environment**

Article 42

By: GIANNAKOU Marietta, Member and STYLIANIDIS Evripidis, Alternate

Text of the Praesidium

Proposed Amendments

Article 42

1. The Union shall develop a special relationship with its neighbouring States, aiming to establish an area of prosperity and good neighbourliness characterised by close and peaceful relations based on cooperation.

2. For this purpose, the Union may conclude and implement specific agreements with the countries concerned in accordance with of Article X on Part Two of the Constitution. These agreements may contain reciprocal rights and obligations as well as the possibility of undertaking activities jointly. Their implementation shall be the subject of periodic consultation.

Article 42

1. The Union shall develop a special relationship with its neighbouring States, aiming to establish an area of prosperity and good neighbourliness characterised by close and peaceful relations based on cooperation.

2. For this purpose, the Union may conclude and implement specific agreements with the countries concerned in accordance with of Article X on Part Two of the Constitution. These agreements may contain reciprocal rights and obligations as well as the possibility of undertaking activities jointly. Their implementation shall be the subject of periodic consultation.

3. In developing such special relationships the Union shall make full use of the Council of Europe and other international organisations of which such States are members.

AMENDMENT FORM

Suggestion for amendment of: Subject : Title IX: The Union and its immediate environment

Article 42

By: BROK; SANTER; SZAJER; TAJANI; TEUFEL; PALACIO; VAN DER LINDEN; ALMEIDA GARRETT; ALONSO; ALTMAIER; AZEVEDO; BASILE; BREJC; CISNEROS; CUSHNAHAN; DEMETRIOU; DOLORES; FIGEL; FOGLER; FOLLINI; FRENDON; KAUPPI; KELEMEN; KORHONEN; KRASTS; KROUPA; LAMASSOURE; LENNMARKER; LEQUILLER; MAIJ-WEGGEN; MLADENOV; PIKS; RACK; VAN DIJK; WITTBRODT; WÜRMELING; ZILE

on behalf of the EPP Convention Group

Status: Members and Alternates

Text of the Praesidium

Proposed Amendments

Article 42

1. The Union shall develop a special relationship with its neighbouring States, aiming to establish an area of prosperity and good neighbourliness characterised by close and peaceful relations based on cooperation.

2. For this purpose, the Union may conclude and implement specific agreements with the countries concerned in accordance with of Article X on Part Two of the Constitution. These agreements may contain reciprocal rights and obligations as well as the possibility of undertaking activities jointly. Their implementation shall be the subject of periodic consultation.

Article 42

1. The Union shall develop a special relationship with its neighbouring States, aiming to establish an area of prosperity and good neighbourliness characterised by close and peaceful relations based on cooperation.

2. For this purpose, the Union may conclude and implement specific agreements with the countries concerned in accordance with of Article X on Part Two of the Constitution. These agreements may contain reciprocal rights and obligations as well as the possibility of undertaking activities jointly. ***They may also provide for the establishment of joint institutions.*** Their implementation shall be the subject of periodic consultation.

3. In developing such special relationships the Union shall make full use of the Council of Europe and other international organisations of which such States are members.

Explanation:

The possibilities of this special relationship should not be underestimated. It can be an offer for those countries which are on the way to a membership in the EU, but also to those who can or will not become members in foreseeable time. Therefore a credible alternative has to be found and joint institutions should be included. Amendment according to Article 135 of the EPP Convention group discussion paper.

AMENDMENT FORM

Suggestion for amendment of Article : Article 42

Suggestion for Part III

By Ms / Mr : Mr Bonde, Mr Dalgaard (aAlternate), Mr Heathcoat-Amory, Mr Skaarup, Mr Zahradil

Status : X - Member - Alternate

Article 42

1. The Union shall develop a special relationship with its neighbouring States, aiming to establish an area of prosperity and good neighbourliness characterised by close and peaceful relations based on cooperation. **THE UNION RESPECTS THE STATES SOVEREIGNTY AND PARLIAMENTARY DEMOCRACY IN THE NEIGHBOURING STATES.**

2. For this purpose, the Union may conclude and implement specific agreements with the countries concerned in accordance with of Article X on Part Two of the Constitution. These agreements may contain reciprocal rights and obligations as well as the possibility of undertaking activities jointly. Their implementation shall be the subject of periodic consultation.

Explanation (if any) :

FICHE AMENDEMENT

Proposition d'amendement à l'Article: 42

Déposée par Madame ou Monsieur:

**Maria Eduarda Azevedo (membre)
António Nazaré Pereira (suppléant)**

Article 42

1. (...)

2. (...)

3. Dans le cadre du développement de ces relations privilégiées, l'Union doit profiter du travail des organisations internationales dont les États membres font partie, notamment le Conseil de l'Europe, l'OTAN et les Nations Unies.

AMENDMENT FORM

Suggestion for amendment of Article: 42 - The Union and its immediate environment

By: The Earl of Stockton MEP

Status : - Alternate

Article 42

- 1. The Union shall develop a special relationship with its neighbouring States, aiming to establish an area of prosperity and good neighbourliness characterised by close and peaceful relations based on cooperation.**
- 2. For this purpose, the Union may conclude and implement specific agreements with the countries concerned in accordance with Article X of Part Two of the Constitution with the agreement of the European Parliament. These agreements may contain reciprocal rights and obligations as well as the possibility of undertaking activities jointly. The implementation shall be the subject of periodic consultation.**

Explanation (if any) :

AMENDMENT FORM

Suggestion for amendment of Article 42, title IX: The Union and its immediate environment

By Ms / Mr : Ivan Korčok, Juraj Migaš (Slovakia)

Status : Mr. Korčok is a Member, Mr. Migaš is an Alternate.

Delete and include within Article on CFSP (e.g. Unions develops special relations with its neighbouring States by means of specific association agreements)

Explanation (if any) :

FICHE AMENDEMENT

Proposition d'amendement à l'Article : Art42Demiralp.doc.

Déposée par ~~Madame ou~~ Monsieur Oğuz DEMIRALP

Qualité : ~~-Membre~~ - Suppléant

Article 42 :

- Ajouter « et les institutions internationales » dans le paragraphe 2 :

2. À cette fin, l'Union peut conclure et mettre en œuvre des accords spécifiques avec les pays et les institutions internationales concernés conformément aux dispositions de l'article X de la deuxième partie de la Constitution. Ces accords peuvent comporter des droits et obligations réciproques ainsi que la possibilité de conduire des actions en commun. ~~Leur mise en œuvre fait l'objet d'une concertation périodique.~~

Explication éventuelle :

Cette modification s'avère nécessaire au cas où les relations de l'Union avec les organisations internationales ne feraient pas l'objet d'un article séparé dans le cadre du titre VIII portant sur les relations extérieures de l'Union.

Par ailleurs, les différents accords conclus par l'Union comportent souvent des clauses de cette nature. Par conséquent, il n'est pas nécessaire de maintenir la dernière phrase dans ce paragraphe.

FICHE AMENDEMENT

Titre IX: L'Union et son environnement immédiat

Proposition d'amendement à l'article 42

Déposée par: M.J.CHABERT
M.M.DAMMEYER
M.P.DEWAEL
Mme. C.du GRANRUT
M.C.MARTINI
M.R.VALCARCEL SISO

Status: - Observateur

Ajouter dans le §1 in fine:

« La coopération transfrontalière et interrégionale peut constituer un élément essentiel de cette politique de bon voisinage. »

Explication:

La coopération (politique) entre Etats limitrophes et l'Union européenne peut se concrétiser par une coopération (économique) transfrontalière et interrégionale en cette matière.

AMENDMENT FORM

Suggestion for amendment of Article 42:

By Mr. Jozsef Szajer

Status: Member, National Parliament, Hungary

New 42/1:

The Union shall develop a special relationship with its neighbouring States, with special attention to the national and ethnic minorities related to Union member nations living in these states, aiming to establish an area of prosperity and good neighbourliness characterised by close and peaceful relations based on cooperation.

Explanation

National and ethnic minorities exist in great number in Europe both in the territory of the 15 and of the future new member states, most of them having kin-states in the neighbouring countries.

AMENDMENT FORM

Suggestion for amendment of Article: 42

Suggestion for Title IX

By Ms: Meglana Kuneva

Status: Member

Article 42

1. The Union shall develop a special relationship with its neighbouring States, aiming to establish an area of prosperity and good neighbourliness characterised by close and peaceful relations based on cooperation.
2. For this purpose, the Union may conclude and implement specific agreements with the countries concerned in accordance with of Article X on Part Two of the Constitution. These agreements may contain reciprocal rights and obligations as well as the possibility of undertaking activities jointly. Their implementation shall be the subject of periodic consultation.
3. **In developing such special relationships the Union shall make full use of the Council of Europe and other international organizations of which such States are members.**

Explanation (if any):

This paragraph would complement a more general provision to be inserted in the Constitutional Treaty, based on the present Art. 303 but extended to the Union, which would read: “The Union shall establish and maintain close cooperation with the Council of Europe, the details of which shall be determined by common accord.

FICHE AMENDEMENT

Proposition d'amendement à l'Article :

Déposée par Madame : **Cristiana MUSCARDINI**

Qualité : **Membre**

Art. 42

L'Unione sviluppa con gli Stati limitrofi relazioni privilegiate intese a creare uno spazio di prosperità e buon vicinato caratterizzato da relazioni strette e pacifiche, fondate sulla cooperazione **e sui valori e gli obiettivi sanciti nel presente Trattato.**

Explication éventuelle :

AMENDMENT FORM

Suggestion for amendment of Article : 42

Suggestion for Title IX

By Mr : Joachim Wuermeling

Status : - Alternate

Artikel 42

(1) Die Union entwickelt besondere Beziehungen zu den Staaten in ihrer Nachbarschaft **am Rande Europas uns darüber hinaus**, um einen Raum des Wohlstands und der guten Nachbarschaft zu schaffen, der sich durch enge, friedliche Beziehungen auf der Grundlage der Zusammenarbeit auszeichnet.

(2) Zu diesem Zweck kann die Union nach Artikel X des Teils II der Verfassung spezielle Abkommen mit den betreffenden Ländern schließen und durchführen. Diese Abkommen können gegenseitige Rechte und Pflichten umfassen und die Möglichkeit zu gemeinsamem Vorgehen eröffnen. Zur Durchführung der Abkommen finden regelmäßig Konzertierungen statt.

Explanation (if any) :

Konkretisierung

AMENDMENT FORM

Suggestion for amendment of Article : 42 doc

Suggestion for Part III

By Ms / Mr : Voggenhuber, MacCormick, Lichtenberger,

Status : - Member - Alternate

~~1. The Union shall develop a special relationship with its neighbouring States, aiming to establish an area of prosperity and good neighbourliness characterised by close and peaceful relations based on cooperation.~~

~~2. For this purpose, the Union may conclude and implement specific agreements with the countries concerned in accordance with of Article X on Part Two of the Constitution. These agreements may contain reciprocal rights and obligations as well as the possibility of undertaking activities jointly. Their implementation shall be the subject of periodic consultation.~~

Explanation (if any) :

There is no need for this provision. It is part of the external relations of the Union.

AMENDMENT FORM

Title IX: The Union and its immediate Environment

Suggestion for amendment of Title IX: Article 42

By Members: MacLennan, Robert & MacCormick, Neil

Status : Alternates

Delete

Explanation:

This Title is unnecessary and should be deleted. As a statement of foreign policy it raises more questions than it answers. As a constitutional provision it gives no powers to the Union which are not enshrined elsewhere. By its deeds the Union shall be known! Not by its puffery.

FICHE AMENDEMENT

Proposition d'amendement à l'Article : 42

Déposée par Messieurs : Borrell (miembro), Carnero y López Garrido (suplentes)

Título IX: De la Unión y su entorno próximo

Artículo 42

1....basadas en ***la defensa y el respeto mutuo de los principios democráticos, el estado de derecho, los derechos humanos y la cooperación política, económica, social y cultural.***

2...concertación periódica. ***Tales acuerdos contendrán una cláusula democrática.***

AMENDMENT FORM

Suggestion for amendment of Article : I-56

By Ms: Danuta Hübner

Status : - Member

<u>Article I-56: The Union and its immediate environment</u>	<u>Article I-56: The Union and its immediate environment</u>
<p>1. The Union shall develop a special relationship with neighbouring States, aiming to establish an area of prosperity and good neighbourliness, founded on the values of the Union and characterised by close and peaceful relations based on cooperation.</p> <p>2. For this purpose, the Union may conclude and implement specific agreements with the countries concerned in accordance with Article [III-222 (ex Article 33)] of the Constitution. These agreements may contain reciprocal rights and obligations as well as the possibility of undertaking activities jointly. Their implementation shall be the subject of periodic consultation.</p>	<p>1. The Union shall develop a special relationship with neighbouring States, aiming to establish an area of prosperity and good neighbourliness, founded on the values of the Union and characterised by close and peaceful relations based on cooperation.</p> <p>2. For this purpose, the Union may conclude and implement specific agreements with the countries concerned in accordance with Article [III-222 (ex Article 33)] of the Constitution. These agreements may contain reciprocal rights and obligations as well as the possibility of undertaking activities jointly. Their implementation shall be the subject of periodic consultation.</p> <p><u>3. In developing such special relationships the Union shall make full use of the Council of Europe and other international organisations of which such states are members.</u></p>

Explanation (if any) :