

AMENDMENT FORM

Suggestion for amendment of Article : 45

Suggestion for TITLE X

By Ms / Mr : VASTAGH

Status : - Member - Alternate

Insertion of the following line between the two paragraphs of **Article 45 (1) :**

On a reasoned proposal by one third of the Member States, by the European Parliament or by the Commission, the Council, acting by a majority of four fifths of its members after obtaining the assent of the European Parliament, may determine that there is a clear risk of a serious breach by a Member State of the values mentioned in Article 2. Before making such a determination, the Council shall hear the Member State in question and, acting in accordance with the same procedure, may address recommendations to that State.

The Member State invoked shall have the right to refer their case to the European Court of Justice or the Court of First Instance.

The Council shall regularly verify that the grounds on which such a determination was made continue to apply.

Amendment to Article 45 (3) :

Where a determination under paragraph 2 has been made, the Council, acting by a qualified majority, may decide to suspend ***the exercise of*** certain ~~of the~~ rights deriving from the application of this Constitution to the Member State in question, including the voting rights of that Member State in the Council.

Explanation (if any) : -