

## AMENDMENT FORM

### Suggestion for amendment of Article 46: (Title X : Union membership, part I of the Constitution)

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Status : - Members

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#### Article 46: Voluntary withdrawal from the Union

1. Any Member State may decide to withdraw from the European Union in accordance with its own constitutional requirements **and international law**.
2. A Member State which decides to withdraw shall notify the Council of its intention. Once that notification has been given, the Union shall negotiate and conclude an agreement with that State, setting out the arrangements for its withdrawal, taking account of the framework for its future relationship with the Union. That agreement shall be concluded on behalf of the Union by the Council, acting **unanimously** ~~by a qualified majority~~, after obtaining the assent of the European Parliament.

The withdrawing State shall not participate in the Council's discussions or decisions concerning it.

- ~~3.~~ This Constitution shall cease to apply to the State in question as from the date of entry into force of the withdrawal agreement or, failing that, two years after the notification referred to in paragraph 2.

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#### Explanation:

The Member States' right to withdraw follows from the basic principles of international law which should therefore be referred to in the Article.

The decision-making procedure for concluding an agreement between the Union and the withdrawing state should require unanimity in the Council.