

Suggestion for amendment of Article 46

By Mr. Sören Lekberg and Mr. Göran Lennmarker

Status : Members

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.

2. A Member State which decides to withdraw shall notify the Council of its intention. Once that notification has been given, [~~the Union~~ ~~the other Member states~~¹](#) 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 by a qualified majority, after obtaining the assent of the European Parliament. The withdrawing State shall not participate in [~~the any Council's Union~~](#) discussions or decisions concerning it. [Full account shall be taken to the possible consequences of such a withdrawal on the rights and obligations of natural and legal persons.](#)²

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.

¹ [The membership or non-membership of the Union is not conferred competence, and thus an issue for an IGC and not for the Council as a Union body.](#)

² [Text copied from present Article 7 EU on suspension.](#)