

AMENDMENT FORM

Suggestion for amendment of Article 5 :

By Mr : Ingvar SVENSSON

Status : - Alternate

1. The Charter of Fundamental Rights shall be an integral part of the Constitution. The Charter is set out ~~[in the second part of/in a Protocol annexed to]~~ in this Constitution.

2. The Union ~~may accede~~ **shall seek accession** to the European Convention for the Protection of Human Rights and Fundamental Freedoms. Accession to that Convention shall not affect the Union's competences as defined by this Constitution.

3. Fundamental rights, as guaranteed by the European Convention for the Protection of Human Rights and Fundamental Freedoms, and as they result from the constitutional traditions common to the Member States, shall constitute general principles of the Union's law.

Explanation:

Article 5.1

The Charter of Fundamental Rights should be a part of the Constitution, but is not necessary to state where in the Constitution the Charter can be found. That will be obvious when the Constitution is complete.

Article 5.2

It is important that the Union seeks accession to the European Convention for the Protection of Human Rights and Fundamental Freedoms.