

## AMENDMENT FORM

**Suggestion for amendment of Article : 8**

**By Ms / Mr : Neil Mac Cormick**

**Status :    - Member            - Alternate**

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### **TITLE III: The Union's competences**

#### **Article 8: Fundamental principles**

1.     The limits and use of Union competences are governed by the principles of conferral, subsidiarity, proportionality, **cohérence, integration** and loyal cooperation.
  2.     In accordance with the principle of conferral, the Union shall act within the limits of the competences conferred upon it by the Constitution to attain the objectives the Constitution sets out. Competences not conferred upon the Union by the Constitution remain with the Member States.
  3.     In accordance with the principle of subsidiarity, in areas which do not fall within its exclusive competence, the Union shall act only if and insofar as the objectives of the intended action cannot be sufficiently achieved by the Member States, but can rather, by reason of the scale or effects of the proposed action, be better achieved at Union level.  
**Member States shall be allowed to take further, non-discriminatory measures for the conservation and protection of the environment provided they are consistent with the objectives of the Constitution.**
  4.     In accordance with the principle of proportionality, the scope and form of Union action shall not exceed what is necessary to achieve the objectives of the Constitution.
- 4 bis. Selon le principe e cohérence, dans la définition et la mise en oeuvre de ses politiques et actions, l'Union veille à ce qu'elles soient compatibles entre elles et prennent en considération l'ensemble des objectives de l'Union.**
- 4 third. In accordance with the principle of integration, environmental protection requirements must be integrated into the definition and implementation of the Unions**

**policies and activities referred to in Part 3, in particular with a view to promoting sustainable development.**

5. In accordance with the principle of loyal cooperation, the Union and the Member States shall, in full mutual respect, assist each other to carry out tasks which flow from the Constitution.

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**Explanation (if any) :**