

## **AMENDMENT FORM**

**Draft Constitution, Volume I (CONV 802/03)**

**Suggestion for amendment of Article III-23**

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**Status :        - Member**

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### **Article III-23 (ex Article 47)**

1.        A European framework law shall make it easier for persons to take up and pursue activities as self-employed persons. It shall cover:
  - (a)       the mutual recognition of diplomas, certificates and other evidence of formal qualifications;
  - (b)       the coordination of the provisions laid down by law, regulation or administrative action in Member States concerning the taking-up and pursuit of activities as self-employed persons.
2.        In the case of the medical and allied and pharmaceutical professions, the progressive abolition of restrictions shall be dependent upon coordination of the conditions for their exercise in the various Member States.
- 3        The provisions of Article III-18 as regards social security shall apply to the matters covered by this subsection.**

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### **Explanation (if any) :**

The legal base for measures concerning the co-ordination of social security schemes have to be harmonized as regards the procedure for adoption of such measures. In practice it is not possible to distinguish between the various groups of persons affected (workers, self-employed, non active European citizens), so that always the most strict procedure has to apply to all groups. Austria is willing to accept the principle of QMV for this field. To this end a new para. 3 shall be added.