

AMENDMENT FORM

Suggestion for : Part III

Suggestion for amendment of Article : III-51

By Mr : Emilio GABAGLIO

Status : Observer

Amendment : Art. III-51

Insert a new para. 3:

“3. All agreements concluded in the context of collective negotiations between management and labour in pursuit of social policy objectives, such as by adopting measures to improve conditions of work and employment, are, by virtue of their nature and purpose, falling outside the scope of the paragraph 1 of the article.”

Explanation (if any) :

The protection granted to social partners in the Constitutional Treaty should cover also their principle sheltering, as well as that of their agreements in relation to competition rules (the Albany principle C-67/96) – public procurement included.