

## FICHE AMENDEMENT

**Proposition d'amendement à l'Article:**

**III-85<sup>bis</sup> (pris de III-86 )**  
**[actuellement intitulé Article 1 du Titre III,**  
**Chapitre II, Section 3<sup>bis</sup>]**

**Déposée par Monsieur:**

**Erwin Teufel**

**Qualité:**

**Membre**

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### *Texte du Praesidium*

### *Amendement proposé*

(1) Um zu gewährleisten, dass die Wirtschafts- und Währungsunion reibungslos funktioniert, können im Einklang mit den einschlägigen Verfassungsbestimmungen für die dem Euro-Währungsgebiet angehörnden Mitgliedstaaten zusätzliche Sondermaßnahmen angenommen werden, um die Koordinierung ihrer Wirtschaftspolitiken und die Haushaltsdisziplin zu verstärken. Diese Maßnahmen erstrecken sich auf die Grundzüge der Wirtschaftspolitik und ihre Überwachung [Artikel III-68 Absätze 2 und 4] sowie die übermäßigen Defizite [Artikel III-3 Absätze 6, 7, 8 und 11].

(2) Bei den in Absatz 1 genannten Maßnahmen sind nur die dem Euro-Währungsgebiet angehörnden Mitgliedstaaten stimmberechtigt. Als qualifizierte Mehrheit gilt die Mehrheit der Stimmen der Vertreter der dem Euro-Währungsgebiet angehörnden Mitgliedstaaten, sofern diese mindestens drei Fünftel der Bevölkerung dieser Staaten repräsentiert. Ist für einen Rechtsakt Einstimmigkeit vorgeschrieben, so ist die Ein-

~~(1) Um zu gewährleisten, dass die Wirtschafts- und Währungsunion reibungslos funktioniert, können im Einklang mit den einschlägigen Verfassungsbestimmungen für die dem Euro-Währungsgebiet angehörnden Mitgliedstaaten zusätzliche Sondermaßnahmen angenommen werden, um die Koordinierung ihrer Wirtschaftspolitiken und die Haushaltsdisziplin zu verstärken. Diese Maßnahmen erstrecken sich auf die Grundzüge der Wirtschaftspolitik und ihre Überwachung [Artikel III-68 Absätze 2 und 4] sowie die übermäßigen Defizite [Artikel III-3 Absätze 6, 7, 8 und 11].~~

~~(2) Bei den in Absatz 1 genannten Maßnahmen sind nur die dem Euro-Währungsgebiet angehörnden Mitgliedstaaten stimmberechtigt. Als qualifizierte Mehrheit gilt die Mehrheit der Stimmen der Vertreter der dem Euro-Währungsgebiet angehörnden Mitgliedstaaten, sofern diese mindestens drei Fünftel der Bevölkerung dieser Staaten repräsentiert. Ist für einen Rechtsakt Einstimmigkeit vorgeschrieben, so ist die Ein-~~

stimmigkeit dieser Mitgliedstaaten erforderlich.

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**Begründung:**

Die schon bestehenden Mechanismen zur Koordinierung der Wirtschaftspolitik der Mitgliedstaaten sind ausreichend.

## FICHE AMENDEMENT

**Proposition d'amendement à l'Article : Article III-84bis (nouveau)**

**Déposée par Madame Palacio**

**Qualité : - Membre - Suppléant**

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Article III-84a (New) - *draft*

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*1. The Council shall, by simple majority, adopt a European decision establishing an Economic Policy Committee with advisory status to promote co-ordination of economic policies between Member States and with the Commission.*

*2. Without prejudice to [ex Articles 114, 130 and 207 of the Treaty], the Committee shall, in close co-operation with the Economic and Financial Committee, contribute to the preparation of the work of the Council. The Committee shall provide economic analyses, reports and draft formulations for policy recommendations, particularly on structural policies. It shall deliver opinions at the request of the Council or the Commission or the Economic and Financial Committee or on its own initiative.*

*The Council shall, by simple majority, adopt a European decision establishing the statutes of the committee.*

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### **Explication :**

The new Constitution foresees the creation of the Economic and Financial Committee, the Employment Committee and the Social Policy Committee. Having in mind the important and specific role that the Economic Policy Committee has been playing since 1974 it seems logical that its existence is explicitly foreseen in the Constitution, as a new Article III-84a. For clarity reasons it is also relevant to mention its specific tasks.

**AMENDMENT FORM**

**Suggestion for amendment of Article 85 quarter**

**Suggestion for Part: III**

**By Ms / Mr :**                **G.M. de Vries**  
                                      **T.J.A.M. de Bruijn**

**Status :**            **Member**                    **Alternate**

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1. Without prejudice to article I-12(2)~~In order to secure the euro's place in the international monetary system~~, Member States which are members of the Eurozone shall coordinate their action among themselves and with the Commission with a view to adopting common positions on those issues where the Union has a single competence within the competent international financial institutions and conferences. They shall defend and promote those common positions.

Where appropriate, the European Central Bank, without prejudice to its independence, shall be fully associated with that coordination.

Without prejudice to Union competence and Union agreements as regards the economic and monetary Union, Member States may negotiate in international bodies and conclude international agreements.

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**Explanation (if any):**

The proposed text infringes on national competences. In the current Treaty there are several safeguards for Member States to defend those competences in international relations (especially ex Article 111). These safeguards should be maintained.

## AMENDMENT FORM

**Suggestion for amendment of Article : III-85c**

**By Ms / Mr : Voggenhuber, Wagener, Nagy, MacCormick**

**Status :    - Member            - Alternate**

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### **Artikel III-85c**

#### Article III-85c

1. In order to secure the euro's place in the international monetary system, Member States which are members of the Eurozone shall coordinate their action among themselves and with the Commission with a view to adopting common positions within the competent international financial institutions and conferences. They shall defend and promote those common positions.

Where appropriate, the European Central Bank, without prejudice to its independence, shall be fully associated with that coordination.

2. On the basis of that coordination, the Council, on a proposal from the Commission, may adopt appropriate measures to ensure unified representation within the international financial institutions and conferences.

3. For the measures referred to in this Article, only Member States which are part of the Eurozone shall vote. A qualified majority shall be defined as the majority of the votes of the representatives of the Member States which are part of the Eurozone, representing at least three fifths of their population. Unanimity of those Member States shall be required for an act requiring unanimity. **The European Parliament has access to all documents on which such decisions are based and must be kept informed, on a regularly basis, on the discussions and decisions.**

#### **Explanation if any :**

Decisions taken by members of the Eurozone affect the Union as a whole. Therefore timely information of Parliament is necessary.

## AMENDMENT FORM

**Suggestion for amendment of Article : 85c**

**Suggestion for protocol :**

**By Mr : Dick Roche**

**Status : - Member**

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### Article III-85c

1. In order to secure the euro's place in the international monetary system, Member States which are members of the Eurozone shall **endeavour to** coordinate their action among themselves and with the Commission with a view to adopting common positions within the competent international financial institutions and conferences. They shall defend and promote those common positions.

Where appropriate, the European Central Bank, without prejudice to its independence, shall be fully associated with that coordination.

~~2. On the basis of that coordination, the Council, on a proposal from the Commission, may adopt appropriate measures to ensure unified representation within the international financial institutions and conferences.~~

~~3. For the measures referred to in this Article, only Member States which are part of the Eurozone shall vote. A qualified majority shall be defined as the majority of the votes of the representatives of the Member States which are part of the Eurozone, representing at least three fifths of their population. Unanimity of those Member States shall be required for an act requiring unanimity.~~

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**Explanation (if any) : This article requires eurozone member States to co-ordinate action among themselves and the Commission with a view to adopting common positions within the competent international financial institutions and conferences.**

**I am opposed to paragraphs 2 and 3 of this article. Its extent is unclear and it is not obvious what international fora it does and doesn't encompass. Single representation of the euro area in international institutions can, at best, be a long-term objective and there are a large number of practical issues which would have to be resolved first. At the moment, the most that is acceptable is for member States to endeavour to co-ordinate actions.**

## FICHE AMENDEMENT

### Proposition d'amendement à l'Article III-85 quater

Déposée par Monsieur Alain Lamassoure

Qualité : Membre

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#### Article III-85 quater

1. Afin d'assurer la place de l'euro dans le système monétaire international, les États membres qui font partie de la zone euro coordonnent leur action entre eux et avec la Commission, en vue d'arrêter des positions communes au sein des institutions et des conférences financières internationales compétentes. Ils défendent et promeuvent ces positions communes.

Le cas échéant, la Banque centrale européenne est pleinement associée à cette coordination, sans préjudice de son indépendance.

2. En se fondant sur cette coordination, le Conseil, sur proposition de la Commission, peut adopter les mesures appropriées pour assurer une représentation unifiée au sein des institutions et conférences financières internationales.

3. Seuls les États membres qui font partie de la zone euro votent sur les mesures visées aux paragraphes 1 et 2. La majorité qualifiée se définit comme étant la majorité des voix des représentants des États membres qui font partie de la zone euro, représentant au moins les trois-cinquièmes de la population de ceux-ci. L'unanimité de ces États membres est requise pour tout acte requérant l'unanimité.

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Explication :

## AMENDMENT FORM

**Suggestion for amendment of Article : III-85c**

**By Mr : Farnleitner**

**Status : - Member**

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In order to secure the euro's place in the international monetary system, the **Council consisting of the Eurozone** Member States ~~which are members of the Eurozone~~, shall ~~coordinate their action among themselves and with the Commission with a view to adopting~~ common positions **as regards issues of particular relevance to economic and monetary union** within the competent international financial institutions and conferences, **acting on a proposal of the Commission**. ~~They~~ **Member States** shall uphold and promote such common positions. **Those Member States which have not adopted the euro shall be encouraged to align themselves with such common positions.**

For monetary policy, or issues directly related, the European Central Bank, without prejudice to its independence, shall be fully associated with that coordination.

On the basis of that coordination, the Council, on a proposal from the Commission, ~~may~~ **shall** adopt appropriate measures to ensure unified representation within the international financial institutions and conferences, **including the possibility of single Union seats.**

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

The proposed text preserves the current *acquis* – Art 111(4) relates to both economic and monetary questions. In particular, the subject of para 1 should be the Council, rather than the Member States, which would be a regress back to intergovernmentalism.

With a view to enlargement and the time required until all MS will be members of EMU, a provision on their respective obligation is necessary.

As to para 2, a clear obligation on part of the Council to attempt better representation must be established. In a similar vein, the ultimate goal of a single Union seat must at least be mentioned.



## FICHE AMENDEMENT

### Proposition d'amendement à l'Article III-85 quater

Déposée par Monsieur de Villepin

Qualité : - Membre

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1. ~~Afin d'assurer la place de l'euro dans le système monétaire international~~, les États membres qui font partie de la zone euro coordonnent leur action entre eux et avec la Commission, en vue d'arrêter des positions communes **en ce qui concerne des questions qui revêtent un intérêt particulier pour l'Union économique et monétaire** au sein des institutions et des conférences financières internationales compétentes. Ils défendent et promeuvent ces positions communes.

Le cas échéant, la Banque centrale européenne est pleinement associée à cette coordination, sans préjudice de son indépendance.

2. En se fondant sur cette coordination, le Conseil, sur proposition de la Commission, peut adopter les décisions européennes appropriées pour assurer une représentation unifiée au sein des institutions et conférences financières internationales.
3. Seuls les Etats membres qui font partie de la zone euro cotent sur les mesures visées au paragraphe 1. La majorité qualifiée se définit comme étant la majorité des voix des représentants des Etats membres qui font partie de la zone euro, représentant au moins les trois-cinquièmes de la population de ceux-ci. L'unanimité de ces Etats membres est requise pour tout acte requérant l'unanimité.

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### Explication éventuelle :

Il est proposé de reprendre le texte actuel de l'article 111.4 TCE pour définir le champ de la coordination.

## AMENDMENT FORM

### Suggestion for amendment of Article III-85c:

By BROK, AZEVEDO, LEQUILLER, AKCAM, ALMEIDA GARRETT, ALTMAIER, BREJC, DEMETRIOU, FIGEL, FOGLER, FRENDON, KAUPPI, KELAM, LENNMARKER, LIEPINA, MAIJ-WEGGEN, PIKS, RACK, SANTER, SZAJER, VAN DER LINDEN, VILEN, KAUPPI, VAN DIJK, WITTBRODT, WUERMELING

on behalf of the EPP Convention Group

Status :

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### Suggestion

#### Article III-85c

1. In order to secure the euro's place in the international monetary system, Member States ~~which are members of the Eurozone~~ **which have introduced the euro** shall coordinate, **through the Council**, their action ~~among themselves~~ and with the Commission with a view to adopting common positions on monetary matters within the competent international financial institutions and conferences. ~~They~~ **The Commission** shall defend and promote those common positions **on behalf of these Member States**.

Where appropriate, the European Central Bank, without prejudice to its independence **and Article 6 of the ESCB Statute**, shall be fully associated with that coordination.

2. On the basis of that coordination, the Council, on a proposal from the Commission **and after consultation of the European Central Bank**, may adopt appropriate European decisions to ensure unified representation within the international financial institutions and conferences.
  3. For the measures referred to in this Article, only Member States which ~~are part of the Eurozone~~ **have introduced the euro** shall vote. A qualified majority shall be defined as the majority of the votes of the representatives of the Member States ~~which are part of the Eurozone~~ **have introduced the euro**, representing at least three fifths of their population. Unanimity of those Member States shall be required for an act requiring unanimity.
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#### Explanation:

- *The euro represents the highest degree of integration achieved so far within the Union. **The euro's place in the international monetary system must therefore be secured and defended by supranational institutions and bodies: by the Commission and – in purely monetary matters – by the ECB.** It would almost amount to an absurdity if the new Constitution achieves a “double hat”-Foreign Minister for CFSP matters, but leaves the external representation of EMU matters only in an intergovernmental method of coordination.*
- *The independent right of the ECB to be present itself in international monetary organisations (such as the IMF, where the ECB has an observer status and speaks on behalf of the euro are*

*Member States in monetary policy matters) results from **Article 6 ESCB Statute**, which, in its relevant parts, reads as follows:*

**Extract from Article 6 ESCB Statute (= Protocol annexed to the EC Treaty)**

6.1 In the field of international monetary cooperation involving the tasks entrusted to the ESCB, the ECB shall decide how the ESCB shall be presented.

6.2 The ECB and, subject to its approval, the national central banks may participate in international monetary organisations.

[...]

- *See also EPP Essentials on Economic Governance of 18 May 2003 – CONV 761/03 –, point 7: "The Constitution must allow for **a more efficient representation of the Euro area in international economic and monetary organisations and fora** (such as IMF or G-8). For this purpose, the present Article 111(4) EC Treaty  $\text{\AA}$  which has never worked in practice - needs to be amended, as also recommended by the Convention Working Group „Economic Governance“. The EPP therefore calls for entrusting, directly by the Constitution, external representation in economic matters to the Commission – acting under a mandate conferred to it by the Council/the Eurogroup – and in monetary matters to the ECB. Both shall keep the Parliament and the Council regularly informed about these matters."*

## FICHE AMENDEMENT

### Proposition d'amendement à l'Article III-85 quater

Déposée par MM. Barnier, Vitorino, O'Sullivan et Ponzano

Qualité :      Membres      et Suppléants

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#### Article III 85 quater

(position internationale de l'Union en matière monétaire)

1.      Afin d'assurer la place de l'euro dans le système monétaire international, ~~les États membres qui font partie de la zone euro coordonnent leur action entre eux et avec la Commission, en vue d'arrêter des positions communes~~ **le Conseil, statuant sur proposition de la Commission et après consultation de la Banque centrale européenne, arrête les positions communes concernant les questions qui revêtent un intérêt particulier pour l'Union économique et monétaire** au sein des institutions et des conférences financières internationales compétentes. ~~Ils défendent et promeuvent ces positions communes.~~

~~Le cas échéant, la Banque centrale européenne est pleinement associée à cette coordination, sans préjudice de son indépendance.~~

2.      En se fondant sur cette coordination, le Conseil, sur proposition de la Commission, ~~peut~~ adopter les mesures appropriées pour assurer une représentation unifiée au sein des institutions et conférences financières internationales.

3.      Seuls les États membres qui font partie de la zone euro votent sur les mesures visées au paragraphe 1. La majorité qualifiée se définit comme étant la majorité des voix des représentants des États membres qui font partie de la zone euro, représentant au moins les trois-cinquièmes de la population de ceux-ci. L'unanimité de ces États membres est requise pour tout acte requérant l'unanimité.

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#### **Explication :**

Conformément à l'actuel article 111, paragraphe 4 CE, c'est le Conseil et non pas les États membres qui décide de la position de l'Union au niveau international en matière monétaire. La proposition vise à rétablir la disposition actuelle du traité.

**AMENDMENT FORM**

**Suggestion for amendment of Article 85 ter**

**Suggestion for Part: III**

**By Ms / Mr :**                **G.M. de Vries**  
                                      **T.J.A.M. de Bruijn**

**Status :**            **Member**                    **Alternate**

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~~Provisions on arrangements for meetings between ministers of those Members States which are members of the Eurozone are set out in a protocol attached to the Constitution.~~

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**Explanation (if any):**

The Ministers of the Eurogroup underlined that the Eurogroup must continue to exist as an informal body. In order to strengthen the Eurogroup's legitimacy and visibility, they agreed to recognize it in a Protocol annexed to the Constitution. To underline the informal and confidential role of the Eurogroup there should not be an explicit reference in the Constitution itself.

## AMENDMENT FORM

### Suggestion for amendment of Article : 85b, part III of the Constitution

**By Ms / Mr : Teija Tiilikainen, Antti Peltomäki, Kimmo Kiljunen, Jari Vilén, Hannu Takkula and Esko Helle**

**Status :      Tiilikainen, Kiljunen, Vilén - Members  
Peltomäki, Takkula and Helle - Alternates**

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#### **Article III-85b**

~~Provisions on arrangements for meetings between ministers of those Member States which are members of the Eurozone are set out in a protocol attached to the Constitution.~~

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

*The article should be deleted. Given that the Euro group is an informal body, and should remain so, it is inappropriate to make a reference to it in the Constitution. The same applies to the Protocol on Euro group annexed to the Constitution.*

## AMENDMENT FORM

**Suggestion for amendment of: Article III-85b**

**By: Mr. Rein Lang, Mr. Tunne Kelam - members**

**Mr. Henrik Hololei, Mrs. Liina Tõnisson, Mr. Urmas Reinsalu - alternates**

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### **Article III-85b**

Provisions on arrangements for **informal** meetings between ministers of those Member States which ~~are members of the Eurozone~~ **have introduced the euro** are set out in a protocol attached to the Constitution.

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### **Explanation:**

1. It should be made clear in Article 85b that the “Eurogroup” should continue to be an informal forum only, meeting without prejudice to the sole decision-making competences of the Council.
2. The term “Eurozone” is not a legal term, but a political notion. Therefore we should not introduce this vague term without legal meaning into the Constitution and keep the current wording “Member States which have introduced the euro” instead.

## AMENDMENT FORM

**Suggestion for amendment of Article: 85b (new)**

**By Mr Hain**

**Status :** - Member

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*Delete.*

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

*Formalisation of the Eurogroup and strengthening the powers of the “ins” is inappropriate because:*

- In as far as the proposed changes to Eurogroup are being driven by concern about the impact of enlargement, treaty changes will not have the desired effect, because any treaty change is unlikely to come into force before 2006 or 2007, while enlargement will happen in 2004.*
- We have always recognised that the "ins" will want to meet to discuss issues to do with sharing a currency, but greater powers for the Eurogroup to decide on the BEPGs or excessive deficits of Euro-ins will create an asymmetry, whereby the outs will vote only on outs' issues, while ins will vote on ins and outs.*

*Overall, it is difficult to believe that creating a greater distinction between the ins and the outs will promote effective economic governance in the Union - the key challenge facing the Union is to enhance structural reform, and this proposal will do nothing to help meet this challenge.*



## AMENDMENT FORM

### Suggestion for amendment of Article III-85a, -85b:

By BROK, AZEVEDO, AKCAM, ALMEIDA GARRETT, ALTMAIER, BREJC, DEMETRIOU, FIGEL, FOGLER, FRENDON, KAUPPI, KELAM, LENNMARKER, LIEPINA, MAIJ-WEGGEN, PIKS, RACK, SANTER, SZAJER, TEUFEL, VAN DER LINDEN, VILEN, VAN DIJK, WITTBRODT, WUERMELING

on behalf of the EPP Convention Group

Status :

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#### *Proposed Amendment*

### SECTION 3a

#### **PROVISIONS SPECIFIC TO ~~MEMBERS OF THE EUROZONE~~ MEMBER STATES WHICH HAVE INTRODUCED THE EURO**

#### **Article III-85a (ex Article 122(3))**

1. In order to ensure ~~that~~ ***the proper functioning of*** economic and monetary union ~~works properly~~, and in accordance with the relevant provisions of the Constitution, supplementary measures specific to those Member States which ~~are members of the Eurozone~~ ***have introduced the euro*** may be adopted, to strengthen the coordination of their economic policies and budgetary discipline. These measures shall concern economic policy guidelines and surveillance of them [Article III-68(2) and (4)] and excessive deficits [Article III-73(6), (7), (8) and (11)].

2. For those measures set out in paragraph 1, only Member States which ~~are part of the Eurozone~~ ***have introduced the euro*** shall vote. A qualified majority shall be defined as the majority of the votes of the representatives of the Member States which are part of the Eurozone, representing at least three fifths of their population. Unanimity of those Member States shall be required for an act requiring unanimity.

#### **Article III-85b**

Provisions on arrangements for ***informal*** meetings between ministers of those Member States which ~~are members of the Eurozone~~ ***have introduced the euro*** are set out in a protocol attached to the Constitution.

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#### **Explanation:**

##### ***General remark:***

*The term “Eurozone” is not a legal term, but a political notion; in English, it normally is referred to as “Euro area”. In view to avoid the impression that there is a separate legal territory within the Un-*

*ion (and its internal market) called “Eurozone”, it is recommended not to introduce this vague term without legal meaning into the Constitution. The current legal wording “Member States which have introduced the euro” or “which participate in the euro” should be kept instead.*

***Article III-85a: proper functioning of economic and monetary union:*** *these are the accurate legal terms used in the current Treaties. We see no reason to depart from them, as this could create legal uncertainty.*

***Article III-85b:*** *The “Eurogroup” should continue to be an informal forum only, which meets without prejudice to the sole decision-making competences of the Council. See also the EPP amendments to the Protocol on the Eurogroup.*

## FICHE AMENDEMENT

**Proposition d'amendement à l'Article:** Artikel III-85 a

**Déposée par Monsieur:**

**Joachim Wuermeling**

**Qualité:** suppléant

| <i>Texte du Praesidium</i>  | <i>Amendement proposé</i>   |
|---|---|
| <p>(1) Um zu gewährleisten, dass die Wirtschafts- und Währungsunion reibungslos funktioniert, können im Einklang mit den einschlägigen Verfassungsbestimmungen für die dem Euro-Währungsgebiet angehörenden Mitgliedstaaten zusätzliche Sondermaßnahmen angenommen werden, um die Koordinierung ihrer Wirtschaftspolitik und die Haushaltsdisziplin zu verstärken. Diese Maßnahmen erstrecken sich auf die Grundzüge der Wirtschaftspolitik und ihre Überwachung [Artikel III-68 Absätze 2 und 4] sowie die übermäßigen Defizite [Artikel III-73 Absätze 6, 7, 8 und 11].</p> <p>(2) Bei den in Absatz 1 genannten Maßnahmen sind nur die dem Euro-Währungsgebiet angehörenden Mitgliedstaaten stimmberechtigt. Als qualifizierte Mehrheit gilt die Mehrheit der Stimmen der Vertreter der dem Euro-Währungsgebiet angehörenden Mitgliedstaaten, sofern diese mindestens drei Fünftel der Bevölkerung dieser Staaten repräsentiert. Ist für einen Rechtsakt Einstimmigkeit vorgeschrieben, so ist die Einstimmigkeit dieser Mitgliedstaaten erforderlich.</p> | <p><del>(1) Um zu gewährleisten, dass die Wirtschafts- und Währungsunion reibungslos funktioniert, können im Einklang mit den einschlägigen Verfassungsbestimmungen für die dem Euro-Währungsgebiet angehörenden Mitgliedstaaten zusätzliche Sondermaßnahmen angenommen werden, um die Koordinierung ihrer Wirtschaftspolitik und die Haushaltsdisziplin zu verstärken. Diese Maßnahmen erstrecken sich auf die Grundzüge der Wirtschaftspolitik und ihre Überwachung [Artikel III-68 Absätze 2 und 4] sowie die übermäßigen Defizite [Artikel III-73 Absätze 6, 7, 8 und 11].</del></p> <p><del>(2) Bei den in Absatz 1 genannten Maßnahmen sind nur die dem Euro-Währungsgebiet angehörenden Mitgliedstaaten stimmberechtigt. Als qualifizierte Mehrheit gilt die Mehrheit der Stimmen der Vertreter der dem Euro-Währungsgebiet angehörenden Mitgliedstaaten, sofern diese mindestens drei Fünftel der Bevölkerung dieser Staaten repräsentiert. Ist für einen Rechtsakt Einstimmigkeit vorgeschrieben, so ist die Einstimmigkeit dieser Mitgliedstaaten erforderlich.</del></p> |

### Begründung:

Für die Mitglieder der WWU würde mit Abs. 3 eine Generalklausel zur intensiven Steuerung der Wirtschaftspolitik geschaffen, wobei der Begriff „Wirtschaftspolitik“ letztlich auch die Arbeitsmarkt-, Steuer- oder Sozialpolitik umfasst.

Dies ist ordnungspolitisch ein verfehler Ansatz. Gerade in Zeiten erhöhten Wettbewerbsdrucks müssen die Mitgliedstaaten mit gemeinsamer Währung ihre wirtschaftspolitische Flexibilität erhalten, weil ihnen der Außenwert ihrer Währung vorgegeben ist.

## AMENDMENT FORM

**Suggestion for amendment of Article : III-85a**

**By Ms / Mr : Voggenhuber, Wagener, Nagy, MacCormick**

**Status :    - Member            - Alternate**

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### **Artikel III-85a**

Article III-85a (ex Article 122(3))

1. In order to ensure that economic and monetary union works properly, and in accordance with the relevant provisions of the Constitution, supplementary measures specific to those Member States which are members of the Eurozone may be adopted, to strengthen the coordination of their economic policies and budgetary discipline. These measures shall concern economic policy guidelines and surveillance of them [Article III-68(2) and (4)] and excessive deficits [Article III-73(6), (7), (8) and (11)].

2. For those measures set out in paragraph 1, only Member States which are part of the Eurozone shall vote. A qualified majority shall be defined as the majority of the votes of the representatives of the Member States which are part of the Eurozone, representing at least three fifths of their population. Unanimity of those Member States shall be required for an act requiring unanimity.

**The European Parliament has access to all documents on which such decisions are based and must be kept informed, on a regularly basis, on the discussions and decisions.**

#### **Explanation if any :**

Decisions taken by members of the Eurozone affect the Union as a whole. Therefore timely information of Parliament is necessary.

## FICHE AMENDEMENT

### Proposition d'amendement à l'Article : III- 85bis

Déposée par Madame ou Monsieur : **M. Louis Michel, M. Elio di Rupo, Mme Anne Van Lancker, membres de la Convention et M. Pierre Chevalier et Mme Marie Nagy, membres suppléants de la Convention**

Qualité : - Membre - Suppléant

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#### Article III-85 bis (ex-article 122, paragraphe 3)

1. Afin de contribuer au bon fonctionnement de l'union économique et monétaire et conformément aux dispositions pertinentes de la Constitution, des mesures ~~additionnelles~~ **spécifiques** visant les États membres qui font partie de la zone euro peuvent être adoptées pour renforcer la coordination de leurs politiques économiques et la discipline budgétaire. Ces mesures portent **au moins** sur les orientations de politique économique et la surveillance de celles-ci [article III-68, paragraphes 2 et 4] ainsi que sur les déficits excessifs [article III-73, paragraphes 6, 7, 8 et 11].
  2. Seuls les États membres qui font partie de la zone euro votent sur les mesures visées au paragraphe 1. La majorité qualifiée se définit comme étant la majorité des voix des représentants des États membres qui font partie de la zone euro, représentant au moins les trois-cinquièmes de la population de ceux-ci. L'unanimité de ces États membres est requise pour tout acte requérant l'unanimité.
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**Explication éventuelle :**

## AMENDMENT FORM

Suggestion for amendment of Article : III-85a (taken from article III-86; new)

By Mr : Farnleitner

Status : - Member

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- ~~1. In order to ensure that economic and monetary union works properly, and in accordance with the relevant provisions of the Constitution, supplementary measures specific to those Member States which are members of the Eurozone may be adopted, to strengthen the coordination of their economic policies and budgetary discipline. These measures shall concern economic policy guidelines and surveillance of them [Article III-68, paragraphs 2 and 4] and excessive deficits [Article III-3, paragraphs 6, 7, 8 and 11].~~
  - ~~2. For those measures set out in paragraph 1, only Member States which are part of the Eurozone shall vote. A qualified majority shall be defined as the majority of the votes of the representatives of the Member States which are part of the Eurozone, representing at least three-fifths of their population. Unanimity of those Member States shall be required for an act requiring unanimity.~~
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Explanation (if any) :

### DELETE ARTICLE –

I welcome the idea behind this Article; but its current form prevents that Eurozone members can ensure that EMU works properly. See therefore the proposed amendments to Art III-86, under which we propose to add the provisions mentioned to para 4.

The reason is that the term “**supplementary measures**” is unclear; most probably, it means that the measures adopted **are not based on** the paragraphs mentioned – and **do not suspend the voting rights** of the pre-ins”. This, however, is the requirement for progress in the area of economic governance.

## Fiche Amendement

### PROPOSITION D'AMENDEMENT À L'ARTICLE : III-85 QUATER

DÉPOSÉE PAR MME PERVENCHE BERÈS, OLIVIER DUHAMEL, BEN FAYOT, EMILIO GABAGLIO, ELENA PACIOTTI, JACQUES FLOCH, FRANC HORVAT

QUALITÉ : - MEMBRES ET SUPPLÉANTS

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#### Article III 85 quater

1. Afin d'assurer la place de l'euro dans le système monétaire international, les États membres qui font partie de la zone euro coordonnent leur action entre eux et avec la Commission, en vue d'arrêter des positions communes au sein des institutions et des conférences financières internationales compétentes. Ils défendent et promeuvent ces positions communes.

Le cas échéant, la Banque centrale européenne est pleinement associée à cette coordination, sans préjudice de son indépendance.

2. En se fondant sur cette coordination, le Conseil, sur proposition de la Commission, peut adopter les mesures appropriées pour **confier à la Commission le soin d'assurer la** représentation unifiée au sein des institutions et conférences financières internationales.

3. Seuls les États membres qui font partie de la zone euro votent sur les mesures visées au paragraphe 1. La majorité qualifiée se définit comme étant la majorité des voix des représentants des États membres qui font partie de la zone euro, représentant au moins les trois-cinquièmes de la population de ceux-ci. L'unanimité de ces États membres est requise pour tout acte requérant l'unanimité.



**AMENDMENT FORM**

**Suggestion for amendment of Article 84 a (new)**

**Suggestion for Part: III**

**By Ms / Mr :**                **G.M. de Vries**  
                                      **T.J.A.M. de Bruijn**

**Status :**            **Member**                    **Alternate**

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In order to promote coordination of the economic policies of the Member States by providing economic analysis, opinions on methodologies and draft formulations for policy recommendations, particularly on structural policies, an Economic Policy Committee is hereby set up.

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**Explanation (if any):**

The new Constitution foresees the creation of the Economic and Financial Committee, the Employment Committee and the Social Policy Committee. Having in mind the important and specific role that the Economic Policy Committee has played since 1974, it is crucial that its existence is explicitly foreseen in the Constitution, in the form of a new Article III-84 a.

## **FICHE AMENDEMENT**

### **Proposition d'amendement à l'Article : Article III-84bis (nouveau)**

**Déposée par Madame Palacio**

**Qualité : - Membre - Suppléant**

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#### Article III-84a (new)

1. In order to promote coordination of the economic policies of the Member States by providing economic analysis, opinions on methodologies and draft formulations for policy recommendations, particularly on structural policies, an Economic Policy Committee is hereby set up.
2. The Committee shall focus on:
  - (a) the functioning of goods, capital, services and labour markets, including wage, productivity, employment and competitiveness developments,
  - (b) the role and efficiency of the public sector and the long-term sustainability of public finances,
  - (c) the economy-wide implications of specific policies, such as those relating to the environment, to research and development and to social cohesion.
3. In the areas mentioned above, without prejudice to [ex Articles 114 and 207 the Committee shall provide support for the work of the Council, in particular in the formulation of the broad economic policy guidelines, and shall contribute to the multilateral surveillance procedure referred to in [ex Article 99(3)] of the Treaty. In this context, the Committee shall conduct regular country reviews focused in particular on structural reforms in Member States.
4. Without prejudice to [ex Articles 130 and 207 of the Treaty], the Committee shall contribute to the work of the Council under the Employment Title of the Treaty.
5. The Committee shall support the Economic and Financial Committee, in particular in keeping under review the short and medium-term macro-economic developments in the Member States and the Community by providing analysis and opinions mainly on methodological questions relating to the interaction between structural and macroeconomic policies and on wage developments in the Member States and the Community.
6. The Committee shall provide the framework within which the macroeconomic dialogue involving representatives of the Committee (including the European Central Bank), the Economic and Financial Committee, the Employment Committee, the Commission and social partners shall take place at technical level.
7. The Committee shall be consulted by the Commission on the maximum rate of increase for non-compulsory expenditure of the general budget of the European Union as provided for in [ex Article 272 of the Treaty].

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**Explanation:**

The new Constitution foresees the creation of the Economic and Financial Committee, the Employment Committee and the Social Policy Committee. Having in mind the important and specific role that the Economic Policy Committee has been playing since 1974 it seems logical that its existence is explicitly foreseen in the Constitution, as a new Article III-84a. For clarity reasons it is also relevant to mention its specific tasks.

## AMENDMENT FORM

### Suggestion for amendment of Article : III-84

By Ms / Mr : Voggenhuber, Wagener, Nagy, MacCormick

Status :    - Member                    - Alternate

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#### Artikel III-84

##### Article III-84 (ex Article 114)

1. In order to promote coordination of the policies of Member States to the full extent needed for the functioning of the internal market, an Economic and Financial Committee is hereby set up.
2. The Committee shall have the following tasks:
  - (a) to deliver opinions at the request of the Council or of the Commission, or on its own initiative for submission to those institutions;
  - (b) to keep under review the economic and financial situation of the Member States and of the Union and to report regularly thereon to the Council and to the Commission, in particular on financial relations with third countries and international institutions;
  - (c) without prejudice to [Article III-242], to contribute to the preparation of the work of the Council referred to in [Articles III-45 and III-219, Article 68(2), (3), (4) and (6), Articles III-69, III-71, III-72 and III-73, Article III-74(6), Article III-75(2), Article III-76(5) and (6), Articles III-223 and III-90, Article III-91(2) and (3), Article III-86(2) and Article III-87(2) and (3)], and to carry out other advisory and preparatory tasks assigned to it by the Council;
  - (d) to examine, at least once a year, the situation regarding the movement of capital and the freedom of payments, as they result from the application of the Constitution and of Union acts; the examination shall cover all measures relating to capital movements and payments; the Committee shall report to the Commission and to the Council on the outcome of this examination.

The Member States, the Commission and the European Central Bank shall each appoint no more than two members of the Committee.

3. The Council, on a proposal from the Commission, shall adopt a European decision laying down detailed provisions concerning the composition of the Economic and Financial Committee **and the transparency of this committee.** It shall act after consulting the European Central Bank **the European Parliament** and the Committee. ~~The President of the Council shall inform the European Parliament of such a decision.~~

4. In addition to the tasks set out in paragraph 2, if and as long as there are Member States with a derogation as referred to in [Articles III-86, III-87 and III-88], the Committee shall keep under review the monetary and financial situation and the general payments system of those Member States and report regularly to the Council and to the Commission on the matter.

**Explanation if any :**

EU endeavours to enhance transparency, this should also apply to edvise-giving committees.

## AMENDMENT FORM

### Suggestion for amendment of Article III-84:

By BROK, AZEVEDO, AKCAM, ALMEIDA GARRETT, ALTMAIER, BREJC, DEMETRIOU, FIGEL, FOGLER, FRENDON, GIANNAKOU, KAUPPI, KELAM, LA-MASSOURE, LENNMARKER, LIEPINA, MAIJ-WEGGEN, PIKS, RACK, SANTER, SZAJER, VAN DER LINDEN, VILEN, KAUPPI, VAN DIJK, WITTBRODT, WUERMELING

on behalf of the EPP Convention Group

Status : Members / Alternates

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### Suggestion

#### Article III-84 (ex Article 114)

1. In order to promote coordination of the policies of Member States to the full extent needed for the functioning of the internal market, an Economic and Financial Committee is hereby set up.
2. The Committee shall have the following tasks: [...]

The Member States *shall each appoint one member*, the Commission and the European Central Bank shall each appoint ~~no more than two~~ *three* members of the Committee.

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### Explanation:

- *In view of forthcoming enlargement, the important and powerful **Economic and Financial Committee (EFC)** – see the present Article 114 EC Treaty – is in urgent need of reform. The EPP suggests to provide for the following composition of the EFC in the Constitution (Part III): 3 Members from the Commission, 3 Members from the ECB, 1 Member from each Member State.*

*See EPP Essentials on Economic Governance of 18 May 2003 – CONV 761/03 –, point 8.*

## AMENDMENT FORM

### Suggestion for amendment of Article : III -83

By Mr : Esko Helle

Status : - Alternate

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#### Article III-83 (ex Article 113)

1. The President of the Council and a member of the Commission may participate, without having the right to vote, in meetings of the Governing Council of the European Central Bank. The President of the Council may submit a motion for deliberation to the Governing Council of the European Central Bank.

2. The President of the European Central Bank shall be invited to participate in Council meetings when the Council is discussing matters relating to the objectives and tasks of the European System of Central Banks.

3. The European Central Bank shall address an annual report on the activities of the European System of Central Banks and on the monetary policy of both the previous and current year to the European Parliament, the Council and the Commission, and also to the European Council. **The report shall also be addressed to the national parliaments.**

The President of the European Central Bank shall present this report to the Council and to the European Parliament, which may hold a general debate on that basis. The President of the European Central Bank and the other members of the Executive Board may, at the request of the European Parliament or on their own initiative, be heard by the competent committees of the European Parliament.

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**Explanation (if any):**

## AMENDMENT FORM

**Suggestion for amendment of Article : 82 (ex Article 112), part III of the Constitution**

**By Ms / Mr : Teija Tiilikainen, Antti Peltomäki, Kimmo Kiljunen, Jari Vilén, Hannu Takkula and Esko Helle**

**Status :      Tiilikainen, Kiljunen, Vilén - Members  
                 Peltomäki, Takkula and Helle - Alternates**

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### **Article III-82 (ex Article 112)**

1.            The Governing Council of the European Central Bank shall comprise the members of the Executive Board of the European Central Bank and the Governors of the national central banks of the Member States without a derogation.

2.    (a)      The Executive Board shall comprise the President, the Vice-President and four other members.

          (b)    The President, the Vice-President and the other members of the Executive Board shall be appointed from among persons of recognised standing and professional experience in monetary or banking matters by common accord of the governments of the Member States at the level of Heads of State or Government, on a recommendation from the Council, after it has consulted the European Parliament and the Governing Council of the European Central Bank.

          Their term of office shall be eight years and shall not be renewable.

          Only nationals of Member States may be members of the Executive Board.

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

*We remind of Finland's intention to take up the decision-making arrangements of the ECB in the forthcoming IGC and make in that context concrete proposals for modification of the relevant articles of the Constitutional Treaty, as well as the Statute of the ESCB and the ECB.*



## **AMENDMENT FORM**

**Suggestion for amendment of Article : III-82 (ex article III-112)**

**By Mr : Farnleitner**

**Status : - Member**

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(b) The President, the Vice-President and the other members of the Executive Board shall be appointed from among persons of recognised standing and professional experience in monetary or banking matters by ~~common accord~~ of the governments of the Member States at the level of Heads of State or Government, on a recommendation from the Council, after it has consulted the European Parliament and the Governing Council of the European Central Bank.

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

Amendment proposes change to qualified majority, as the requirement of common accord is questionable. After all, already under the current procedure, for the recommendation by the ECOFIN-Council as the first step of the procedure there is no need for unanimity.