

AMENDMENT FORM

Suggestion for amendment of Article 9

By Mrs Lena Hjelm-Wallén and Mr Sven-Olof Petersson, government representatives and Mr Sören Lekberg and Mr Kenneth Kvist, national parliament representatives.

Status : - **Member: Hjelm-Wallén and Lekberg**
 - **Alternate: Petersson and Kvist**

Article 9: Judicial control

In exercising its competences regarding the provisions of Chapters 3 and 4 of this Title, the Court of Justice shall have no jurisdiction to review the validity or proportionality of operations carried out by the police or other law-enforcement services of a Member State or the exercise of the responsibilities incumbent upon Member States with regard to the maintenance of law and order and the safeguarding of internal security; ~~where such action is a matter of national law.~~¹

¹ The Court of Justice should have limited jurisdiction to rule on measures with regard to the area of maintenance of law, order and internal security. Furthermore, the competence of the Court of Justice must be considered with regard to the full picture of the Constitutional Treaty as it will result from the work of the Convention.