

## AMENDMENT FORM

### Suggestion for amendment of Article III-208: Defence and enhanced cooperation

By Member Mr Göran Lennmarker

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Article III-208 (ex Article 20)

The Member States listed in Protocol X annexed to the Constitution, which fulfil high military capability criteria and wish to enter into more binding commitments in this matter with a view to the most demanding tasks, hereby establish structured cooperation between themselves within the meaning of [Article I-40(6)]. The military capability criteria and commitments which those Member States have defined are set out in that Protocol.

2. If a Member State wishes to participate in such cooperation at a later stage, and thus subscribe to the obligations it imposes, it shall inform the European Council of its intention. The Council shall deliberate at the request of the Member State in question but only the representatives of the Member States taking part in structured cooperation shall participate in the vote.

3. When the Council adopts European decisions relating to matters covered by such cooperation, only the representatives of the Member States taking part in structured cooperation shall participate in the deliberations and the adoption of such European decisions. The Minister for Foreign Affairs shall attend the deliberations. The representatives of the other Member States shall be duly and regularly informed by the Minister for Foreign Affairs of developments in cooperation.

4. The Council may ask the Member States participating in such cooperation to carry out at Union level a task referred to in [Article III-205 (ex Article 17)] of this Title.

5. The relevant rules in articles III-318–325 should be applied to this article.

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#### **Explanation:**

Given that Article I-40.6 in the first part of the Constitution is already submitted to the European Council I think the best solution when it comes to structured cooperation is to refer to the normal rules for enhanced cooperation in articles III-318-325.