

AMENDMENT FORM

Suggestion for amendment of Article : 21 of Part II, Title B

Suggestion for protocol :

By Mr : Dick Roche

Status : - Member

Place in brackets :

1. [The closer cooperation on mutual defence provided for in Article 30(7) of Part One shall be open to all Member States of the Union. A list of participating Member States shall be set out in a Declaration annexed to this Constitution. If a Member State wishes to take part in such cooperation at a later stage, and thus subscribe to the obligations it imposes, it shall inform the European Council of its intention and subscribe to the Declaration annexed to the Constitution.
2. A participating Member State which is the victim of armed aggression on its territory shall inform the other participating States of the situation and may request aid and assistance from them. Participating Member States shall meet at ministerial level, assisted by their representative on the Political and Security Committee and the Military Committee.
3. The United Nations Security Council shall be informed immediately of any armed aggression and the measures taken as a result.
4. These provisions shall not affect the rights and obligations resulting, for those concerned, from the North Atlantic Treaty.]

Explanation (if any) : Provision for a possible EU common defence is already contained in current Treaty provisions which state that this is for decision both by the European Council acting

unanimously and by Member States in accordance with their respective constitutional requirements (Art 17 TEU). Inclusion of a further such provision in the Treaty is not appropriate.