

## AMENDMENT FORM

Suggestion for amendment of Article : Article 21

Suggestion for protocol :

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Status : Tiilikainen, Vanhanen - Members  
Peltomäki, Korhonen - Alternates

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### *Article 21*

- ~~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.~~
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Explanation (if any) :

Explanation: We would prefer deletion of this Article. Such a mechanism should in any case be

based on the established principles of enhanced cooperation as defined in Article 43 of the current TEU.

N.B. In this context we draw attention to the fact that the Presidium has not presented any draft text on the enhanced cooperation, although the Draft Constitutional Treaty (CONV 369/02) contained a reference to such provisions.