

AMENDMENT FORM

Suggestion for amendment of Article: 24, paragraph 5, Part II – Title B

By Mr: Henning Christophersen, Poul Schlüter, Henrik Dam Kristensen and Niels Helveg Petersen.

Status: Members and alternate members.

(...)

5. The exercise of the competences conferred by this Article in the field of commercial policy shall not affect the delimitation of internal competences between the Union and the Member States, and shall not lead to harmonisation of legislative or regulatory provisions of Member States insofar as the Constitution excludes such harmonisation. **The negotiation and conclusion of international agreements in the field of transport shall continue to be governed by the provisions of [Title V and Article 300].**
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Explanation:

The proposed amendment repeats the wording of the Nice-treaty, which is itself a reflection of the jurisprudence of the Court, cf. C-22/70 (AETR), para. 24-27 and Opinion 1/94 (WTO), para.48-53. The reference in the brackets should be replaced by the corresponding paragraphs in the Constitutional Treaty.