

## AMENDMENT FORM

**Suggestion for amendment of Article : III-317[ex Article 280]  
By Mr Hain**

**Status : Member**

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1. *OK*

2. *OK*

3. *OK*

4. European laws or framework laws shall lay down the necessary measures in the fields of the prevention of and fight against fraud affecting the Union's financial interests with a view to affording effective and equivalent protection in the Member States. They shall be adopted after consultation of the Court of Auditors. These measures shall not concern the application of national criminal law and the national administration of justice.

5. *OK*

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**Explanation (if any) :**

317.4

*An exception for criminal law or judicial administration measures should be maintained. Such measures can instead be adopted under the provisions of the Title on the area of freedom, security and justice. This is important for, among others, tax reasons - criminal law or judicial administration measures could have tax administration and should be dealt with under the Area of Freedom, Security and Justice Title, for which the UK has proposed a tax carve-out to make sure tax measures are adopted only by unanimity.*

**AMENDMENT FORM**

**Suggestion for amendment of Article 317 (4)**

**Suggestion for Part: III**

**By Ms / Mr :**            **G.M. de Vries**  
                                 **T.J.A.M. de Bruijn**

**Status :**            **Member**                    **Alternate**

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European ~~laws or~~ framework laws shall lay down the necessary measures in the fields of the prevention of and fight against fraud affecting the Union's financial interests with a view to affording the effective and equivalent protection in the Member States. They shall be adopted after consultation of the Court of Auditors.

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**Explanation (if any):**

The Netherlands are of the opinion that the use of framework laws would be consistent with the choice to use this instrument exclusively for the purposes of Article III-166 (2) and II-167.