

AMENDMENT FORM

Suggestion for amendment of Article : III - Annex I

Suggestion for protocol :

By Ms / Mr : Voggenhuber, Lichtenberger, MacCormick, Nagy, Helminger, Gormley, Wagener, Van Lancker, Fayot,

Status : - Member - Alternate

ANNEX I

~~PROTOCOL AMENDING THE EURATOM TREATY~~

~~THE HIGH CONTRACTING PARTIES,~~

~~RECALLING the necessity that the provisions of the Treaty establishing the European Atomic Energy Community should continue to have full legal effect,~~

~~DESIROUS however to adapt that Treaty to the new rules established by the Treaty establishing a Constitution for Europe, in particular in the institutional and financial fields,~~

~~HAVE ADOPTED the following provisions, which are annexed to the Treaty establishing a Constitution for Europe and amend the Treaty establishing the European Atomic Energy Community as follows:~~

~~Article 1~~

~~The word "Community" shall be replaced by "Union".~~

~~Article 2~~

~~Article 3 shall be repealed.~~

~~Article 3~~

~~The heading of Title III "Institutional provisions" shall be replaced by the following: "Institutional and financial provisions".~~

~~Article 4~~

~~Articles 107 to 170 shall be replaced by the following:~~

~~"Article 107~~

~~Without prejudice to the specific provisions laid down in Articles 134, 135, 144, 145, 171, 172, 174 and 176, the Institutional and financial provisions of the Treaty establishing a Constitution~~

~~for Europe (Articles I-XX to I-ZZ and Articles III-XX to III-ZZ) and Article I-58 of that Treaty shall apply to this Treaty".~~

~~Article 5~~

~~The heading of Title IV "Financial provisions" shall be replaced by the following:~~

~~"Specific financial provisions".~~

~~Article 6~~

~~Articles 173, 173a, 175 and 177 to 183a and 184 shall be repealed.~~

~~Article 7~~

~~Article 190 shall be replaced by the following:~~

~~"The rules governing the languages of the Institutions of the Union shall, without prejudice to the provisions contained in the Statute of the European Court of Justice, be determined by the Council, acting unanimously".~~

~~Article 8~~

~~Article 198 shall be amended as follows:~~

~~"(a) This Treaty shall not apply to the Faeroe Islands".~~

~~Article 9~~

~~Article 201 shall be amended as follows:~~

~~"The Union shall establish close cooperation with the Organisation for Economic Cooperation and Development, the details of which shall be determined by common accord".~~

~~Article 10~~

~~Article 206 shall be amended as follows:~~

~~"The Union may conclude with one or more States or international organisations agreements establishing an association involving reciprocal rights and obligations, common action and special procedures. These agreements shall be concluded by the Council, acting unanimously after consulting the European Parliament. Where such agreements call for amendments to this Treaty, these amendments shall first be adopted in accordance with the procedure laid down in Article N of the Treaty on European Union".~~

Explanation (if any) :

The Euratom Treaty, signed in 1957, is clearly biased, out of date and undemocratic. It is contrary to the aims for reforming the internal market for electricity, and contrary to the

provisions of the Article III-2 requiring the integration of a high level of environmental protection into all other Union policy areas. The Euratom Treaty now is the only remaining sector specific treaty.

Setting the date of phase of the Euratom Treaty at 2007 allows the current Euratom research programme (FP6) to run its course, completing as planned in 2007. After this, aspects of nuclear research could continue under the general EU research programme.

General powers with respect to public safety and material safeguards could be incorporated into the constitutional treaty, with specific measures then enacted as directives (framework laws) as appropriate.