

AMENDMENT FORM

Suggestion for amendment of Article B: (Part Three: General and final provisions)

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Status : **Tiilikainen, Kiljunen, Vanhanen - Members**
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Article B: Legal continuity in relation to the European Community and the European Union

The European Union shall succeed to all the rights and obligations of the European Communities and of the Union, whether internal or resulting from international agreements, which arose before the entry into force of the Constitutional Treaty by virtue of previous treaties, protocols and acts, including all the assets and liabilities of the Communities and of the Union, and their archives.

The provisions of the acts of the Institutions of the Union **referred to in Protocol X**, ~~adopted by virtue of the treaties and acts mentioned in the first paragraph, shall remain in force insofar as they are compatible with the Constitution.~~ The **existing acquis communautaire, including the** case-law of the Court of Justice of the European Communities, **established on the basis of the treaties, protocols and acts referred to in Article A**, shall be maintained as a ~~preferential~~ **primary** source of interpretation of **Union law** ~~the Constitution and acts prior to its entry into force insofar as it is compatible with the Constitution.~~

Explanation:

The amendments are intended to guarantee legal certainty and to preserve the *acquis communautaire*, insofar as compatible with the Constitution, as a primary source of interpretation of Union law.