



2018/0243(COD)

19.11.2018

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DRAFT REPORT

on the proposal for a regulation of the European Parliament and of the Council
establishing the Neighbourhood, Development and International Cooperation
Instrument
(COM(2018)0460 – C8-0275/2018 – 2018/0243(COD))

Committee on Foreign Affairs
Committee on Development

Rapporteurs: Pier Antonio Panzeri, Cristian Dan Preda, Frank Engel, Charles
Goerens

(Joint committee procedure – Rule 55 of the Rules of Procedure)

Symbols for procedures

- * Consultation procedure
- *** Consent procedure
- ***I Ordinary legislative procedure (first reading)
- ***II Ordinary legislative procedure (second reading)
- ***III Ordinary legislative procedure (third reading)

(The type of procedure depends on the legal basis proposed by the draft act.)

Amendments to a draft act

Amendments by Parliament set out in two columns

Deletions are indicated in ***bold italics*** in the left-hand column. Replacements are indicated in ***bold italics*** in both columns. New text is indicated in ***bold italics*** in the right-hand column.

The first and second lines of the header of each amendment identify the relevant part of the draft act under consideration. If an amendment pertains to an existing act that the draft act is seeking to amend, the amendment heading includes a third line identifying the existing act and a fourth line identifying the provision in that act that Parliament wishes to amend.

Amendments by Parliament in the form of a consolidated text

New text is highlighted in ***bold italics***. Deletions are indicated using either the ▯ symbol or strikeout. Replacements are indicated by highlighting the new text in ***bold italics*** and by deleting or striking out the text that has been replaced.

By way of exception, purely technical changes made by the drafting departments in preparing the final text are not highlighted.

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DRAFT EUROPEAN PARLIAMENT LEGISLATIVE RESOLUTION

on the proposal for a regulation of the European Parliament and of the Council establishing the Neighbourhood, Development and International Cooperation Instrument (COM(2018)0460 – C8-0275/2018 – 2018/0243(COD))

(Ordinary legislative procedure: first reading)

The European Parliament,

- having regard to the Commission proposal to Parliament and the Council (COM(2018)0460),
 - having regard to Article 294(2) and Articles 209, 212 and 322(1) of the Treaty on the Functioning of the European Union, pursuant to which the Commission submitted the proposal to Parliament (C8-0275/2018),
 - having regard to Article 294(3) of the Treaty on the Functioning of the European Union,
 - having regard to the opinion of the European Economic and Social Committee of [...] ¹
 - having regard to the opinion of the Committee of the Regions of [...] ²
 - having regard to Rule 59 of its Rules of Procedure,
 - having regard to the joint deliberations of the Committee on Foreign Affairs and the Committee on Development under Rule 55 of the Rules of Procedure,
 - having regard to the report of the Committee on Foreign Affairs and the Committee on Development and also the opinions and position in the form of amendments of the Committee on Budgets, the Committee on International Trade, the Committee on the Environment, Public Health and Food Safety, the Committee on Culture and Education, the Committee on Civil Liberties, Justice and Home Affairs and the Committee on Women's Rights and Gender Equality (A8-0000/2018),
1. Adopts its position at first reading hereinafter set out;
 2. Calls on the Commission to refer the matter to Parliament again if it replaces, substantially amends or intends to substantially amend its proposal;
 3. Instructs its President to forward its position to the Council, the Commission and the national parliaments.

Amendment 1

Proposal for a regulation
Recital 2 a (new)

¹
²

(2 a) In accordance with Article 21 of the Treaty on European Union ('TEU'), the application of this Regulation is to be guided by the principles which have inspired the creation of the Union's external action, namely democracy, the rule of law, the universality and indivisibility of human rights and fundamental freedoms, respect for human dignity, equality and solidarity, and respect for the principles of the United Nations Charter and international law. This Regulation is intended to contribute to achieving the objectives of the Union's external action, including the Union's policies relating to human rights and the objectives outlined in the EU Strategic Framework and Action Plan on Human Rights and Democracy adopted by the Council on 20 June 2015. Union action should favour adherence to the Universal Declaration on Human Rights.

Or. en

Amendment 2

Proposal for a regulation

Recital 4

Text proposed by the Commission

(4) The primary objective of Union's development cooperation policy, as laid down in Article 208 of the Treaty on the Functioning of the European Union is the reduction and, in the long term, the eradication of poverty. The Union's development cooperation policy also contributes to the objectives of the Union's external action, in particular to foster the sustainable economic, social and environmental development of developing countries, with the primary aim of

Amendment

(4) The primary objective of Union's development cooperation policy, as laid down in Article 208 of the Treaty on the Functioning of the European Union (***'TFEU'***) is the reduction and, in the long term, the eradication of poverty. The Union's development cooperation policy also contributes to the objectives of the Union's external action, in particular to foster the sustainable economic, social and environmental development of developing countries, with the primary aim of

eradicating poverty, as set out in Article 21(2)(d) of the Treaty on European Union.

eradicating poverty, as set out in Article 21(2)(d) *TEU*, **and to preserve peace, prevent conflicts and strengthen international security, as set out in point (c) of Article 21(2)TEU.**

Or. en

Amendment 3

Proposal for a regulation

Recital 7

Text proposed by the Commission

(7) The global context for action is the pursuit of a rules-based global order, with multilateralism as its key principle and the United Nations at its core. The 2030 Agenda, together with the Paris Agreement on Climate Change⁵⁷ and the Addis Ababa Action Agenda⁵⁸ is the international community's response to global challenges and trends in relation to sustainable development. With the Sustainable Development Goals at its core, the 2030 Agenda is a transformative framework to eradicate poverty and achieve sustainable development globally. It is universal in scope, providing a comprehensive shared framework for action that applies to the Union, to its Member States and to its partners. It balances the economic, social and environmental dimensions of sustainable development, recognising the essential interlinkages between its goals and targets. The 2030 Agenda aims to leave no one behind. The implementation of the 2030 Agenda will be closely coordinated with the Union's other relevant international commitments. Actions undertaken by this Regulation should pay particular attention to interlinkages between *Sustainable Development Goals* and to integrated actions that can create co-benefits and meet multiple objectives in a coherent way.

Amendment

(7) The global context for action is the pursuit of a rules-based global order, with multilateralism as its key principle and the United Nations at its core. The 2030 Agenda, together with the Paris Agreement on Climate Change⁵⁷ (***‘the Paris Agreement’***) and the Addis Ababa Action Agenda⁵⁸ is the international community's response to global challenges and trends in relation to sustainable development. With the Sustainable Development Goals at its core, the 2030 Agenda is a transformative framework to eradicate poverty and achieve sustainable development globally. It is universal in scope, providing a comprehensive shared framework for action that applies to the Union, to its Member States and to its partners. It balances the economic, social and environmental dimensions of sustainable development, recognising the essential interlinkages between its goals and targets. The 2030 Agenda aims to leave no one behind. The implementation of the 2030 Agenda will be closely coordinated with the Union's other relevant international commitments. Actions undertaken by this Regulation should ***contribute to achieving the Sustainable Development Goals and*** pay particular attention to interlinkages between ***them*** and to integrated actions that can create co-benefits and meet multiple

objectives in a coherent way.

⁵⁷ Signed in New York on 22 April 2016.

⁵⁸ "Addis Ababa Action Agenda of the Third International Conference on Financing for Development", adopted on 16 June 2015 and endorsed by the United Nations General Assembly on 27 July 2015 (A/RES/69/313).

⁵⁷ Signed in New York on 22 April 2016.

⁵⁸ "Addis Ababa Action Agenda of the Third International Conference on Financing for Development", adopted on 16 June 2015 and endorsed by the United Nations General Assembly on 27 July 2015 (A/RES/69/313).

Or. en

Amendment 4

Proposal for a regulation

Recital 8

Text proposed by the Commission

(8) The **implementation** of this Regulation should be **guided by** the five priorities established in the Global Strategy for the European Union's Foreign and Security Policy (the 'Global Strategy')⁵⁹, presented on 19 June 2016, which represents the Union's vision and the framework for united and responsible external engagement in partnership with others, to advance its values and interests. The Union should enhance partnerships, promote policy dialogue and collective responses to challenges of global concern. Its action should support the Union's interests and values in all its aspects, including preserving peace, **preventing conflicts**, strengthening international security, **fighting** root causes of irregular migration and assisting populations, countries and regions confronting natural or man-made disasters, supporting trade policy, economic diplomacy and economic cooperation, promoting digital solutions and technologies, and fostering the international dimension of Union's policies. In promoting its interests, the Union should comply with, and promote,

Amendment

(8) The **application** of this Regulation should be **based on** the five priorities established in the Global Strategy for the European Union's Foreign and Security Policy (the 'Global Strategy')⁵⁹, presented on 19 June 2016, which represents the Union's vision and the framework for united and responsible external engagement in partnership with others, to advance its values and interests. The Union should enhance partnerships, promote policy dialogue and collective responses to challenges of global concern. Its action should support the Union's interests and values in all its aspects, including **promoting democracy and human rights, preserving peace, conflict prevention, mediation and post-conflict reconstruction including women at all stages**, strengthening international security, **addressing** root causes of irregular migration **and forced displacement** and assisting populations, countries and regions confronting natural or man-made disasters, **bringing about the conditions to create an international legal framework for the protection of persons displaced due to**

the principles of respect for high social and environmental standards, for the rule of law, for international law **and for** human rights.

climate change, supporting trade policy **as a tool for development and to bring improvements to the rule of law and human rights**, economic diplomacy and economic cooperation, promoting digital solutions and technologies, **addressing global public health threats** and fostering the international dimension of Union's policies. In promoting its interests, the Union should comply with, and promote, the principles of respect for high social, **labour** and environmental standards **including with regard to climate change**, for the rule of law, for international law, **including in respect of humanitarian and international human rights law**.

⁵⁹ "Shared Vision, Common Action: A Stronger Europe. A global Strategy for the European Union's Foreign and Security Policy", June 2016.

⁵⁹ "Shared Vision, Common Action: A Stronger Europe. A global Strategy for the European Union's Foreign and Security Policy", June 2016.

Or. en

Amendment 5

Proposal for a regulation

Recital 9

Text proposed by the Commission

(9) The **new** European Consensus on Development ('the Consensus')⁶⁰, signed on 7 June 2017, provides the framework for a common approach to development cooperation by the Union and its Member States to implement the 2030 Agenda and the Addis Ababa Action Agenda. Eradicating poverty, tackling discrimination and inequalities, leaving no one behind and strengthening resilience are at the heart of development cooperation policy.

Amendment

(9) The **application of this Regulation should also be based on the** European Consensus on Development ('the Consensus')⁶⁰, signed on 7 June 2017, **which** provides the framework for a common approach to development cooperation by the Union and its Member States to implement the 2030 Agenda and the Addis Ababa Action Agenda. Eradicating poverty, tackling discrimination and inequalities, leaving no one behind and strengthening resilience are at the heart of development cooperation policy.

⁶⁰ "The New European Consensus on Development 'Our World, our Dignity, Our Future'", Joint statement by the Council and the Representatives of the governments of the Member States meeting within the Council, the European Parliament and the European Commission, 8 June 2017.

⁶⁰ "The New European Consensus on Development 'Our World, our Dignity, Our Future'", Joint statement by the Council and the Representatives of the governments of the Member States meeting within the Council, the European Parliament and the European Commission, 8 June 2017.

Or. en

Amendment 6

Proposal for a regulation

Recital 11

Text proposed by the Commission

(11) In accordance with the Global Strategy and the Sendai Framework for Disaster Risk Reduction (2015-2030) as adopted on 18 March 2015⁶¹, recognition should be given to the need to move away from crisis response and containment to a more structural, long-term approach that more effectively addresses situations of fragility, natural and man-made disasters, and protracted crises. Greater emphasis and collective approaches are required on risk reduction, prevention, mitigation and preparedness; and further efforts are required to enhance swift response and a durable recovery. This Regulation should therefore contribute to strengthening resilience and linking humanitarian aid and development action through rapid response actions.

Amendment

(11) In accordance with the Global Strategy and the Sendai Framework for Disaster Risk Reduction (2015-2030) as adopted on 18 March 2015⁶¹, recognition should be given to the need to move away from crisis response and containment to a more structural, long-term approach that more effectively addresses situations of fragility, natural and man-made disasters, and protracted crises. Greater emphasis and collective approaches are required on risk reduction, prevention, mitigation and preparedness; and further efforts are required to enhance swift response and a durable recovery. This Regulation should therefore contribute to strengthening resilience and linking humanitarian aid and development action through rapid response actions, ***while ensuring the appropriate predictability, transparency and accountability, as well as coherence, consistency and complementarity with humanitarian aid and full compliance with international humanitarian law and without hindering the delivery of humanitarian aid according to the principles of humanity, neutrality, impartiality and independence in***

⁶¹ "Sendai Framework for Disaster Risk Reduction", adopted on 18 March 2015 and endorsed by the United Nations General Assembly on 3 June 2015 (A/RES/69/283).

⁶¹ "Sendai Framework for Disaster Risk Reduction", adopted on 18 March 2015 and endorsed by the United Nations General Assembly on 3 June 2015 (A/RES/69/283).

Or. en

Amendment 7

Proposal for a regulation

Recital 12

Text proposed by the Commission

(12) In line with the international commitments of the Union on development effectiveness as adopted in Busan in 2011 and renewed at the Nairobi High Level Forum in 2016 and recalled in the Consensus, the Union's development cooperation should apply the development effectiveness principles, namely ownership of development priorities by developing countries, a focus on results, inclusive development partnerships as well as transparency and accountability.

Amendment

(12) In line with the international commitments of the Union on development effectiveness as adopted in Busan in 2011 and renewed at the Nairobi High Level Forum in 2016 and recalled in the Consensus, the Union's development cooperation should apply the development effectiveness principles, namely ownership of development priorities by developing countries, a focus on results, inclusive development partnerships as well as **mutual** transparency and accountability.

Or. en

Amendment 8

Proposal for a regulation

Recital 13

Text proposed by the Commission

(13) Pursuant to the Sustainable Development Goals, this Regulation should contribute to reinforced monitoring and reporting with a focus on results, covering outputs, outcomes and impacts in partner

Amendment

(13) Pursuant to the Sustainable Development Goals, this Regulation should contribute to reinforced monitoring and reporting with a focus on results, covering outputs, outcomes and impacts in partner

countries benefiting from the Union's external financial assistance. In particular, as agreed in the Consensus, **actions under this Regulation are expected to contribute** 20% of the Official Development Assistance funded under this Regulation to social inclusion and human development, **including** gender equality and women's empowerment.

countries benefiting from the Union's external financial assistance. In particular, as agreed in the Consensus, 20% of the Official Development Assistance funded under this Regulation **should contribute** to social inclusion and human development, **with a focus on basic social services, in particular health and education, taking into account** gender equality and women's empowerment **as a horizontal issue**.

Or. en

Amendment 9

Proposal for a regulation Recital 14

Text proposed by the Commission

(14) **Whenever possible and appropriate**, the results of the Union's external action should be monitored and assessed on the basis of pre-defined, transparent, country-specific and measurable indicators, adapted to the specificities and objectives of the Instrument and **preferably** based on the results framework of the partner country.

Amendment

(14) The results of the Union's external action should be monitored and assessed on the basis of pre-defined, transparent, country-specific and measurable indicators, **disaggregated by sex and age at a minimum**, adapted to the specificities and objectives of the Instrument and based on the results framework of the partner country. **The evaluations should be regularly communicated to the European Parliament.**

Or. en

Amendment 10

Proposal for a regulation Recital 15

Text proposed by the Commission

(15) This Regulation should contribute to the collective Union objective of providing 0.7% of Gross National Income as Official Development Assistance within

Amendment

(15) This Regulation should contribute to the collective Union objective of providing 0.7% of Gross National Income as Official Development Assistance within

the timeframe of the 2030 Agenda. In that regard, at least **92%** of the funding under this Regulation should contribute to actions designed in such a way that they fulfil the criteria for Official Development Assistance as established by the Development Assistance Committee of the Organisation for Economic Cooperation and Development.

the timeframe of the 2030 Agenda. In that regard, at least **95 %** of the funding under this Regulation should contribute to actions designed in such a way that they fulfil the criteria for Official Development Assistance as established by the Development Assistance Committee of the Organisation for Economic Cooperation and Development.

Or. en

Amendment 11

Proposal for a regulation

Recital 17

Text proposed by the Commission

(17) This Regulation should reflect the need to focus on strategic priorities, both geographically – the European Neighbourhood and Africa, as well as countries that are fragile and most in need, but also thematically – security, migration, climate change and **human rights**.

Amendment

(17) This Regulation should reflect the need to focus on strategic priorities, both geographically – the European Neighbourhood and Africa, as well as countries that are fragile and most in need, but also thematically – **democracy and human rights, sustainable development, poverty eradication**, security, migration, climate change and **global public health threats**.

Or. en

Amendment 12

Proposal for a regulation

Recital 17 a (new)

Text proposed by the Commission

Amendment

(17 a) This Regulation should contribute to creating State and societal resilience in the area of global public health by addressing global public health threats, strengthening health systems, achieving universal health coverage, preventing and

combatting communicable diseases and helping to secure affordable medicines and vaccines for all.

Or. en

Amendment 13

Proposal for a regulation

Recital 18

Text proposed by the Commission

(18) This Regulation should support the implementation of the European Neighbourhood Policy, as reviewed in 2015, and the implementation of regional cooperation frameworks, such as cross-border cooperation and the external aspects of relevant macro-regional and sea basin strategies and policies. Those initiatives offer political frameworks for deepening relations with and among partner countries, based on the principles of mutual accountability, shared ownership and responsibility.

Amendment

(18) ***The special relationship developed with the Union's neighbouring countries, in accordance with Article 8 TEU, should be preserved and enhanced through the application of this Regulation. This Regulation should contribute to reinforcing States' and societies' resilience in the Unions's neighbourhood, following the engagement taken in the Global Strategy. It should support the implementation of the European Neighbourhood Policy, as reviewed in 2015, and the implementation of regional cooperation frameworks, such as cross-border cooperation and the external aspects of relevant macro-regional and sea basin strategies and policies in the eastern and southern neighbourhood. Those initiatives offer political frameworks for deepening relations with and among partner countries, based on the principles of mutual accountability, shared ownership and responsibility and following a performance-based approach. In the case of a serious or persistent degradation of democracy in one of the partner countries, support should be suspended.***

Or. en

Amendment 14

Proposal for a regulation

Recital 19

Text proposed by the Commission

(19) The European Neighbourhood Policy, *as reviewed in 2015*⁶², aims at the stabilisation of neighbouring countries and strengthening resilience, particularly by boosting economic development, as the Union's main political priorities. In order to attain its objective, the reviewed European Neighbourhood Policy has been focusing on four priority areas: good governance, democracy, the rule of law and human rights, with a particular focus in engaging further with civil society; economic development; security; migration and mobility, including tackling the root causes of irregular migration and forced displacement. Differentiation and enhanced mutual ownership are the hallmark of the European Neighbourhood Policy, recognising different levels of engagement, and reflecting the interests of each country concerning the nature and focus of its partnership with the Union.

⁶² Joint communication to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions, "Review of the European Neighbourhood policy", 18 November 2015.

Amendment

(19) The European Neighbourhood Policy⁶² aims at ***the deepening of democracy, promotion of human rights and upholding of the rule of law***; the stabilisation of neighbouring countries; and strengthening resilience, particularly by boosting economic development, as the Union's main political priorities. In order to attain its objective, the reviewed European Neighbourhood Policy has been focusing on four priority areas: good governance, democracy, the rule of law and human rights, with a particular focus in engaging further with civil society; economic development; security; migration and mobility, including tackling the root causes of irregular migration and forced displacement. Differentiation and enhanced mutual ownership are the hallmark of the European Neighbourhood Policy, recognising different levels of engagement, and reflecting the interests of each country concerning the nature and focus of its partnership with the Union.

Neighbourhood funding is a key lever in addressing common challenges, such as irregular migration, as well as in spreading prosperity, security and stability through economic development and better governance. The visibility of Union assistance in the neighbourhood area should be enhanced.

⁶² Joint communication to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions, "Review of the European Neighbourhood policy", 18 November 2015.

Or. en

Amendment 15

Proposal for a regulation

Recital 21

Text proposed by the Commission

(21) The Union should seek the most efficient use of available resources in order to optimise the impact of its external action. That should be achieved through coherence and complementarity among the Union's external financing instruments, notably the Instrument for Pre-Accession III⁶³, the Humanitarian Aid Instrument⁶⁴, the Decision on Overseas Countries and Territories⁶⁵, the European Instrument for Nuclear Safety to complement the Neighbourhood, Development and International Cooperation Instrument on the basis of the Euratom Treaty⁶⁶, the common foreign and security policy and the newly proposed European Peace Facility⁶⁷ which is financed outside the Union budget, as well as the creation of synergies with other Union policies and Programmes. This includes coherence and complementarity with macro-financial assistance, where relevant. In order to maximise the impact of combined interventions to achieve a common objective, this Regulation should allow for the combination of funding with other Union Programmes, as long as the contributions do not cover the same costs.

⁶³ COM (2018) 465 final Proposal for a Regulation of the European Parliament and of the Council establishing the Instrument for Pre-accession Assistance (IPA III)

⁶⁴ Council Regulation (EC) No 1257/96 of 20 June 1996 concerning humanitarian aid (OJ L 163, 2.7.1996, p. 1).

⁶⁵ COM(2018) 461 final Proposal for a Council Decision on the Association of the

Amendment

(21) The Union should seek the most efficient use of available resources in order to optimise the impact of its external action. That should be achieved through coherence and complementarity among the Union's external financing instruments, notably the Instrument for Pre-Accession III⁶³, the Humanitarian Aid Instrument⁶⁴, the Decision on Overseas Countries and Territories⁶⁵, the European Instrument for Nuclear Safety to complement the Neighbourhood, Development and International Cooperation Instrument on the basis of the Euratom Treaty⁶⁶, the common foreign and security policy and the newly proposed European Peace Facility⁶⁷ which is financed outside the Union budget, as well as the creation of synergies with other Union policies and Programmes, ***including Trust Funds***. This includes coherence and complementarity with macro-financial assistance, where relevant. In order to maximise the impact of combined interventions to achieve a common objective, this Regulation should allow for the combination of funding with other Union Programmes, as long as the contributions do not cover the same costs.

⁶³ COM (2018) 465 final Proposal for a Regulation of the European Parliament and of the Council establishing the Instrument for Pre-accession Assistance (IPA III)

⁶⁴ Council Regulation (EC) No 1257/96 of 20 June 1996 concerning humanitarian aid (OJ L 163, 2.7.1996, p. 1).

⁶⁵ COM(2018) 461 final Proposal for a Council Decision on the Association of the

Overseas Countries and Territories with the European Union including relations between the European Union on the one hand, and Greenland and the Kingdom of Denmark on the other ('Overseas Association Decision').

⁶⁶ COM(2018) 462 final Proposal for a Council Regulation establishing a European Instrument for Nuclear Safety complementing the Neighbourhood, Development and International Cooperation Instrument on the basis of the Euratom Treaty.

⁶⁷ C(2018) 3800 final Proposal of the High Representative of the Union for Foreign Affairs and Security Policy to the Council for a Council Decision establishing a European Peace Facility.

Overseas Countries and Territories with the European Union including relations between the European Union on the one hand, and Greenland and the Kingdom of Denmark on the other ('Overseas Association Decision').

⁶⁶ COM(2018) 462 final Proposal for a Council Regulation establishing a European Instrument for Nuclear Safety complementing the Neighbourhood, Development and International Cooperation Instrument on the basis of the Euratom Treaty.

⁶⁷ C(2018) 3800 final Proposal of the High Representative of the Union for Foreign Affairs and Security Policy to the Council for a Council Decision establishing a European Peace Facility.

Or. en

Amendment 16

Proposal for a regulation Recital 23

Text proposed by the Commission

(23) The main approach for actions financed under this Regulation should be through geographic programmes, in order to maximise the impact of the Union's assistance and bring Union's action closer to partner countries and populations. This general approach should be complemented by thematic programmes and by rapid response actions, where relevant.

Amendment

(23) The main approach for actions financed under this Regulation should be through geographic programmes, in order to maximise the impact of the Union's assistance and bring Union's action closer to partner countries and populations. This general approach should be complemented by thematic programmes and by rapid response actions, where relevant. ***Effective complementarity between the geographic, thematic and rapid response programmes and actions should be ensured. In order to take account of the specificities of each programme, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission to supplement the provisions***

of this Regulation by setting out the Union's strategy, the priority areas, detailed objectives, the expected results, specific performance indicators and the specific financial allocation for each programme. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making^{1a}. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.

^{1a} OJ L 123, 12.5.2016, p. 1.

Or. en

Amendment 17

Proposal for a regulation Recital 24

Text proposed by the Commission

(24) In line with the Consensus, the Union and its Member States should enhance joint programming to increase their collective impact by bringing together their resources and capacities. Joint programming should build on the partner countries' engagement, appropriation and ownership. The Union and its Member States should seek to support partner countries through joint **implementation**, whenever appropriate.

Amendment

(24) In line with the Consensus, the Union and its Member States should enhance joint programming to increase their collective impact by bringing together their resources and capacities. Joint programming should build on the partner countries' engagement, appropriation and ownership. The Union and its Member States should seek to support partner countries through joint **application**, whenever appropriate. **Joint application should be inclusive and open to all Union**

partners who agree and can contribute to a common vision, including Member States' agencies and their development financial institutions, local authorities, the private sector, civil society and academia.

Or. en

Amendment 18

Proposal for a regulation

Recital 25

Text proposed by the Commission

(25) Whilst democracy *and* human rights, *including* gender equality and women's empowerment should be reflected throughout the *implementation* of this Regulation, Union assistance under the thematic programmes for human rights and democracy and civil society organisations should have a specific complementary and additional role by virtue of its global nature and its independence of action from the consent of the governments and public authorities of the third countries concerned.

Amendment

(25) Whilst democracy, human rights *and fundamental freedoms, as well as* gender equality and women's empowerment *and the inclusion of people with disabilities* should be *consistently* reflected *and mainstreamed* throughout the *application* of this Regulation, Union assistance under the thematic programmes for human rights and democracy and civil society organisations should have a specific complementary and additional role by virtue of its global nature and its independence of action from the consent of the governments and public authorities of the third countries concerned. *In doing so, the Union should pay particular attention to countries and urgency situations where human rights and fundamental freedoms are most at risk and where disrespect for those rights and freedoms is particularly pronounced and systematic. The Union's assistance under this Regulation should be designed in such a way as to allow for support to, and cooperation and partnership with civil society on sensitive and human rights democracy issues, providing the flexibility and requisite reactivity to respond to changing circumstances, needs of beneficiaries, or periods of crisis. In such cases, the political priorities should be to promote*

respect for international law and to provide means of action to local civil society and other relevant human rights stakeholders in order to contribute to work that is carried out in very difficult circumstances.

Or. en

Amendment 19

Proposal for a regulation

Recital 26

Text proposed by the Commission

(26) Civil society organisations should embrace a wide range of actors with different roles and mandates which includes all non-State, not-for-profit structures, ***non-partisan*** and non-violent, through which people organise to pursue shared objectives and ideals, whether political, cultural, social or economic. Operating from the local to the national, regional and international levels, they comprise urban and rural, formal and informal organisations.

Amendment

(26) Civil society organisations should embrace a wide range of actors with different roles and mandates which includes all non-State, not-for-profit structures and non-violent, through which people organise to pursue shared objectives and ideals, whether political, cultural, social or economic. Operating from the local to the national, regional and international levels, they comprise urban and rural, formal and informal organisations. ***Other bodies or actors not specifically excluded by this Regulation are able to be financed when it is necessary to achieve the objectives of this Regulation.***

Or. en

Amendment 20

Proposal for a regulation

Recital 26 a (new)

Text proposed by the Commission

Amendment

(26 a) The Union and its Member States should foster the participation of civil society organisations (CSOs) and local

authorities (LAs) in contributing to the implementation of the United Nations Sustainable Development Goals, including in the sectors of democracy, the rule of law, fundamental freedoms and human rights, social justice and as providers of basic social services to populations most in need. They should recognise the multiple roles played by CSOs and LAs, the latter as promoters of a territorial approach to development, including decentralisation processes, participation, oversight and accountability. The Union and its Member States should promote civil society space and further enhance their support for CSOs' and LAs' capacity building in order to strengthen their voice in the sustainable development process and advance political, social and economic dialogue, including through civil society facilities programmes.

Or. en

Amendment 21

Proposal for a regulation Recital 28

Text proposed by the Commission

(28) Reflecting the importance of tackling climate change in line with the Union commitments to implement the Paris Agreement and the United Nations Sustainable Development Goals, this Regulation should contribute to mainstream climate action in the Union policies and to the achievement of an overall target of **25 %** of the Union budget expenditures supporting climate objectives. Actions under this Regulation are expected to contribute **25%** of its overall financial envelope to climate objectives. Relevant actions will be identified during the **implementation** of this Regulation, and the

Amendment

(28) Reflecting the importance of tackling climate change in line with the Union commitments to implement the Paris Agreement and the United Nations Sustainable Development Goals, this Regulation should contribute to mainstream climate action in the Union policies and to the achievement of an overall target of **30%** of the Union budget expenditures supporting climate objectives. Actions under this Regulation are expected to contribute **30%** of its overall financial envelope to climate objectives. Relevant actions will be identified during the **application** of this Regulation, and the

overall contribution from this Regulation should be part of relevant evaluations and review processes.

overall contribution from this Regulation should be part of relevant evaluations and review processes. ***Union action in that area should favour the adherence to the Paris Agreement.***

Or. en

Amendment 22

Proposal for a regulation Recital 29

Text proposed by the Commission

(29) It is essential to further step up cooperation on migration with partner countries, reaping the benefits of well-managed and regular migration and effectively addressing irregular migration. Such cooperation should contribute to ensuring access to international protection, addressing the root causes of irregular migration, enhancing border management and pursuing efforts in ***the fight against*** irregular migration, trafficking in human beings and migrant smuggling, and working on returns, readmission and reintegration where relevant, on the basis of mutual accountability and full respect of humanitarian and human rights obligations. ***Therefore, third countries' effective cooperation with the Union in this area should be an integral element in the general principles of this Regulation.*** An increased coherence between migration and development cooperation policies is important to ensure that development assistance supports partner countries to manage migration more effectively. This Regulation should contribute to a coordinated, holistic and structured approach to migration, maximising the synergies ***and applying the necessary leverage.***

Amendment

(29) It is essential to further step up cooperation on migration with partner countries, reaping the benefits of well-managed and regular migration and effectively addressing irregular migration ***and forced displacement.*** Such cooperation should contribute to ensuring access to international protection, addressing the root causes of irregular migration ***and forced displacement,*** enhancing border management and pursuing efforts in ***addressing*** irregular migration, trafficking in human beings and migrant smuggling, and working on returns, readmission and reintegration where relevant, on the basis of mutual accountability and full respect of humanitarian and human rights obligations. An increased coherence between migration and development cooperation policies is important to ensure that development assistance supports partner countries to manage migration more effectively. This Regulation should contribute to a coordinated, holistic and structured approach to migration, maximising the synergies.

Or. en

Amendment 23

Proposal for a regulation

Recital 30

Text proposed by the Commission

(30) This Regulation should enable the Union to respond to challenges, needs and opportunities related to migration, in complementarity with Union migration policy. To contribute to that end, and without prejudice to ***unforeseen circumstances***, 10% of its financial envelope is expected to be dedicated to addressing the root causes of irregular migration and forced displacement and to supporting migration ***management*** and governance including the protection of refugees and migrants' rights within the objectives of this Regulation.

Amendment

(30) This Regulation should enable the Union to respond to challenges, needs and opportunities related to migration, in complementarity with Union migration policy. To contribute to that end, and without prejudice to ***new emerging challenges or new needs***, 10% of its financial envelope is expected to be dedicated to addressing the root causes of irregular migration and forced displacement and to supporting ***strengthened engagement to facilitate safe, orderly, regular and responsible migration and the implementation of planned and well-managed migration policies*** and governance, including the protection of refugees and migrants' rights within the objectives of this Regulation. ***This Regulation should also contribute to help host communities provide concrete support for displaced persons, notably the provision of access to basic services and livelihoods opportunities.***

Or. en

Amendment 24

Proposal for a regulation

Recital 30 a (new)

Text proposed by the Commission

Amendment

(30a) The 2030 Agenda for Sustainable Development, adopted by a Resolution of the United Nations General Assembly on 25 September 2015, underlined the importance of promoting peaceful and

inclusive societies both as a Sustainable Development Goal (SDG) 16 and in order to achieve other development policy outcomes. SDG 16.a specifically requests to ‘Strengthen relevant national institutions, including through international cooperation, for building capacities at all levels, in particular in developing countries, to prevent violence and combat terrorism and crime’.

Or. en

Amendment 25

Proposal for a regulation Recital 30 b (new)

Text proposed by the Commission

Amendment

(30b) In the High Level Meeting Communiqué of 19 February 2016, the Development Assistance Committee of the Organisation for Economic Cooperation and Development updated the reporting directives on Official Development Assistance in the field of peace and security. The financing of the actions undertaken in accordance with this Regulation constitutes Official Development Assistance when it fulfils the criteria set out in those reporting directives or any subsequent reporting directives, upon which the Development Assistance Committee is able to agree.

Or. en

Amendment 26

Proposal for a regulation Recital 30 c (new)

Text proposed by the Commission

Amendment

(30 c) The capacity building in support of development and security for development should be used in exceptional cases only, where the objectives of the Regulation cannot be met by other development cooperation activities. Giving support to security sector actors in third countries, including, under exceptional circumstances, the military, in a conflict prevention, crisis management or stabilisation context is essential to ensure appropriate conditions for poverty eradication and development. Good governance, effective democratic control and civilian oversight of the security system, including of the military, as well as compliance with human rights and the rule of law principles are essential attributes of a well-functioning State in any context, and should be promoted through a wider security sector reform support to third countries.

Or. en

Amendment 27

Proposal for a regulation Recital 30 d (new)

Text proposed by the Commission

Amendment

(30 d) This Regulation should build on the conclusions of the evaluation by the Commission requested for June 2020, including a wide-ranging, multi-stakeholder public consultation, assessing the coherence of capacity building in support of development and security for development within the security-development nexus funded by the Union and its Member States with the Global Strategy and the UN Sustainable Development Goals.

Amendment 28**Proposal for a regulation
Recital 30 e (new)***Text proposed by the Commission**Amendment*

(30 e) The following documents should provide a policy framework of activities related to stability, peace and security under this Regulation:

- the integrated approach to external action defined in the Global Strategy, and the EU's comprehensive approach to external conflicts and crises of 2013;***
- the Joint Communication - 'Elements for an EU-wide Strategic Framework for supporting Security Sector Reform (SSR)', adopted 5 July 2016 and subsequently endorsed by the Council on 14 November 2016;***
- the European Council conclusions of 15 and 16 June 2001 on a Programme for the Prevention of Violent Conflicts, the Council conclusions of 20 June 2011 on conflict prevention, and the Council conclusions of 17 November 2009 on 'Concept on Strengthening EU Mediation and Dialogue Capacities';***
- the Council conclusions of 19 November 2007 on a EU response to situations of fragility and the conclusions of the Council and the Representatives of the Governments of the Member States meeting within the Council, also dated 19 November 2007, on security and development;***
- the Council's comprehensive approach to the implementation by the Union of United Nations Security Council Resolutions 1325 (2000) and 1820 (2008) on women, peace and security;***

· the European Council Declaration of 25 March 2004 on Combating Terrorism, the European Union Counter-Terrorism Strategy, of 30 November 2005 and the Council conclusions of 23 May 2011 on enhancing the links between internal and external aspects of counter-terrorism.

Or. en

Amendment 29

Proposal for a regulation Recital 32

Text proposed by the Commission

(32) The types of financing and the methods of **implementation** under this Regulation should be chosen on the basis of their ability to achieve the specific objectives of the actions and to deliver results, taking into account, in particular, the costs of controls, the administrative burden, and the expected risk of non-compliance. This should include consideration of the use of lump sums, flat rates and unit costs, as well as financing not linked to costs as referred to in Article 125(1) of the Financial Regulation.

Amendment

(32) The types of financing and the methods of **application** under this Regulation should be chosen on the basis of **partner's needs, preferences and specific context**, their **relevance, sustainability and ability to comply with the development effectiveness principles**, achieve the specific objectives of the actions and to deliver results, taking into account, in particular, the costs of controls, the administrative burden, and the expected risk of non-compliance. This should include consideration of the use of lump sums, flat rates and unit costs, as well as financing not linked to costs as referred to in Article 125(1) of **Regulation (EU, Euratom) 2018/1046^{1a} of the European Parliament and of the Council ('the Financial Regulation')**.

^{1a} **Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014, and**

Amendment 30

Proposal for a regulation

Recital 33

Text proposed by the Commission

(33) The new European Fund for Sustainable Development Plus ('EFSD+'), building on its *successful* predecessor, the EFSD⁷⁰, should constitute an integrated financial package supplying financing capacity in the form of grants, budgetary guarantees and financial instruments worldwide. The EFSD+ should support the External Investment Plan and combine blending and budgetary guarantee operations covered by the External Action Guarantee, including those covering sovereign risks associated with lending operations, previously carried out under the external lending mandate to the European Investment Bank. Given its role under the Treaties and its experience over the last decades in supporting Union policies, the European Investment Bank should remain a natural partner for the Commission for the *implementation* of operations under the External Action Guarantee.

⁷⁰ Regulation (EU) 2017/1601 of the European Parliament and of the Council of 26 September 2017 establishing the

Amendment

(33) The new European Fund for Sustainable Development Plus ('EFSD+'), building on its predecessor, the EFSD⁷⁰, should constitute an integrated financial package supplying financing capacity in the form of grants, budgetary guarantees and financial instruments worldwide. The EFSD+ should support the External Investment Plan and combine blending and budgetary guarantee operations covered by the External Action Guarantee, including those covering sovereign risks associated with lending operations, previously carried out under the external lending mandate to the European Investment Bank. Given its role under the Treaties and its experience over the last decades in supporting Union policies, the European Investment Bank should remain a natural partner for the Commission for the *application* of operations under the External Action Guarantee. *Other Multilateral Development Banks (MDBs) or EU National Development Banks (NDBs) also have skills and capital which can add significant value to EU development impact and their participation under the EFSD+ should therefore also be strongly promoted through this Regulation.*

⁷⁰ Regulation (EU) 2017/1601 of the European Parliament and of the Council of 26 September 2017 establishing the

Amendment 31

Proposal for a regulation

Recital 34

Text proposed by the Commission

(34) The EFSD+ should aim at supporting investments as a means of contributing to the achievement of the Sustainable Development Goals by fostering sustainable and inclusive economic and social development and promoting the socio-economic resilience in partner countries with a particular focus on the eradication of poverty, sustainable and inclusive growth, the creation of decent jobs, economic opportunities, skills and entrepreneurship, socioeconomic sectors, micro, small and medium-sized enterprises as well as addressing specific socioeconomic root causes of irregular migration, in accordance with the relevant indicative programming documents. Special attention should be given to countries identified as experiencing fragility or conflict, Least Developed Countries and heavily indebted poor countries.

Amendment

(34) The EFSD+ should aim at supporting investments as a means of contributing to the achievement of the Sustainable Development Goals by fostering sustainable and inclusive economic and social development and promoting the socio-economic resilience in partner countries with a particular focus on the eradication of poverty, sustainable and inclusive growth, the creation of decent jobs, economic opportunities, skills and entrepreneurship, socioeconomic sectors, micro, small and medium-sized enterprises as well as addressing specific socioeconomic root causes of irregular migration ***and forced displacement, and strengthening the rule of law and human rights***, in accordance with the relevant indicative programming documents. Special attention should be given to countries identified as experiencing fragility or conflict, Least Developed Countries and heavily indebted poor countries.

Amendment 32

Proposal for a regulation

Recital 35

Text proposed by the Commission

(35) The EFSD+ should maximise additionality of funding, address market failures and sub-optimal investment situations, deliver innovative products and ‘crowd-in’ private sector funds. Involvement of the private sector in the Union’s cooperation with partner countries through the EFSD+ should yield measurable and additional development impact without distorting the market and should be cost-effective based on mutual accountability and risk and cost sharing. The EFSD+ should operate as a ‘one-stop-shop’, receiving financing proposals from financial institutions and public or private investors and delivering a wide range of financial support to eligible investments.

Amendment

(35) The EFSD+ should maximise additionality of funding, address market failures and sub-optimal investment situations, deliver innovative products and ‘crowd-in’ private sector funds ***to optimise the contribution of private finance to local sustainable development.*** Involvement of the private sector in the Union’s cooperation with partner countries through the EFSD+ should yield measurable and additional development impact ***in full respect of the environment and local communities’ rights and livelihoods and unfairly competing with local economic actors.*** It should be cost-effective based on mutual accountability and risk and cost sharing. The EFSD+, ***while based on adequate accountability and transparency criteria,*** should operate as a ‘one-stop-shop’, receiving financing proposals from financial institutions and public or private investors and delivering a wide range of financial support to eligible investments.

Or. en

Amendment 33

Proposal for a regulation Recital 36

Text proposed by the Commission

(36) An External Action Guarantee should be established building on the existing EFSD Guarantee and the Guarantee Fund for external actions. The External Action Guarantee should support the EFSD+ operations covered by budgetary guarantees, macro-financial assistance and loans to third countries on the basis of Council Decision 77/270/Euratom⁷¹. These operations

Amendment

(36) An External Action Guarantee should be established building on the existing EFSD Guarantee and the Guarantee Fund for external actions. The External Action Guarantee should support the EFSD+ operations covered by budgetary guarantees, macro-financial assistance and loans to third countries on the basis of Council Decision 77/270/Euratom⁷¹. These operations

should be supported by appropriations under this Regulation, together with those under Regulation (EU) No .../... (IPA III) and Regulation (EU) No .../... (EINS), which should also cover the provisioning and liabilities arising from macro-financial assistance loans and loans to third countries referred to in Article 10(2) of Regulation EINS, respectively. When funding EFSD+ operations, priority should be given to those which have a high impact on job creation and whose cost-benefit ratio enhances the sustainability of investment. The operations supported with the External Action Guarantee should be accompanied by an in-depth ex ante assessment of environmental, financial and social aspects, *as appropriate and* in line with the better regulation requirements. The External Action Guarantee should not be used to provide essential public services, which remains a government responsibility.

should be supported by appropriations under this Regulation, together with those under Regulation (EU) No .../... (IPA III) and Regulation (EU) No .../... (EINS), which should also cover the provisioning and liabilities arising from macro-financial assistance loans and loans to third countries referred to in Article 10(2) of Regulation EINS, respectively. When funding EFSD+ operations, priority should be given to those which have a high impact on job *and livelihoods* creation and whose cost-benefit ratio enhances the sustainability of investment *and which provide the highest guarantees of sustainability and long-term development impact throughout local ownership*. The operations supported with the External Action Guarantee should be accompanied by an in-depth ex ante assessment of environmental, financial and social aspects, *including the impact on human rights and livelihoods of affected communities and the impact on inequalities and the identification of ways to address those inequalities* in line with the better regulation requirements *and taking due account of the principle of free and prior informed consent (FPIC) of affected communities in land-related investments*. The External Action Guarantee should not be used to provide essential public services, which remains a government responsibility. *Ex-post impact assessments should also happen to measure the development impact of the EFSD+ operations.*

⁷¹ Council decision 77/270/EURATOM of 29 March 1977 empowering the Commission to issue Euratom loans for the purpose of contributing to the financing of nuclear power stations (OJ L 88, 6.4.1977, p. 9).

⁷¹ Council decision 77/270/EURATOM of 29 March 1977 empowering the Commission to issue Euratom loans for the purpose of contributing to the financing of nuclear power stations (OJ L 88, 6.4.1977, p. 9).

Or. en

Amendment 34

Proposal for a regulation Recital 39

Text proposed by the Commission

(39) External actions **are often implemented** in a highly volatile environment requiring continuous and rapid adaptation to the evolving needs of Union partners and to global challenges to human rights, democracy and good governance, security and stability, climate change and environment, oceans, and **the migration crisis and** its root causes. Reconciling the principle of predictability with the need to react rapidly to new needs consequently means adapting the financial **implementation** of the programmes. To increase the ability of the EU to respond to **unforeseen** needs, building on the successful experience of the European Development Fund (EDF), an amount should be left unallocated as an emerging challenges and priorities cushion. It should be mobilised in accordance with the procedures established in this Regulation.

Amendment

(39) External actions **are able to be applied** in a highly volatile environment requiring continuous and rapid adaptation to the evolving needs of Union partners and to global challenges to human rights **and fundamental freedoms**, democracy and good governance, security and stability, climate change and environment, oceans, and migration, **including** its root causes. Reconciling the principle of predictability with the need to react rapidly to new needs consequently means adapting the financial **application** of the programmes. To increase the ability of the EU to respond to needs **not covered by programmes and programming documents**, building on the successful experience of the European Development Fund (EDF), an amount should be left unallocated as an emerging challenges and priorities cushion. It should be mobilised in **duly justified cases in** accordance with the procedures established in this Regulation.

Or. en

Amendment 35

Proposal for a regulation Recital 42

Text proposed by the Commission

(42) In order to enhance partner countries' ownership of their development processes and the sustainability of external aid, the Union should, where relevant, favour the use of partner countries' own institutions and of partner countries' systems and procedures for all aspects of

Amendment

(42) In order to enhance partner countries' **democratic** ownership of their development processes and the sustainability of external aid, the Union should, where relevant, favour the use of partner countries' own institutions, **resources, expertise** and of partner

the project cycle for cooperation.

countries' systems and procedures for all aspects of the project cycle for cooperation ***while ensuring local resources and expertise and the full involvement of local governments and civil society.***

Or. en

Amendment 36

Proposal for a regulation

Recital 46

Text proposed by the Commission

(46) In order to supplement *or* amend non-essential elements of this Regulation, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect ***of the provisioning rates laid down in Article 26(3), the areas of cooperation and intervention listed in Annexes II, III and IV, the priority areas of the EFSD+ operations listed in Annex V, the governance of the EFSD+ in Annex VI, to review or complement the indicators in Annex VII where considered necessary and to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework.***

Amendment

(46) In order to supplement ***non-essential elements of this Regulation, the power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission in respect of setting out the Union's strategy, the priority areas, detailed objectives, the expected results, specific performance indicators and the specific financial allocation and cooperation modalities for each geographic and thematic programme, as well as for action plans and measures not based on programming documents establishing a human rights operational framework, establishing a risk management framework, deciding on the needs not covered by programmes or programming documents, deciding on the suspension of assistance, establishing the performance-based approach framework, establishing the provisioning rates, establishing a monitoring and evaluation framework and extending the scope of actions to countries and territories not covered by this Regulation. In order to*** amend non-essential elements of this Regulation, the power to adopt acts in accordance with Article 290 ***TFEU*** should be delegated to the Commission in respect ***to*** the areas of cooperation and intervention listed in Annexes II, III and IV, the priority areas of the EFSD+ operations ***and the***

investment windows listed in Annex V, *as well as* the indicators *listed* in Annex VII.

Or. en

Amendment 37

Proposal for a regulation Recital 47

Text proposed by the Commission

(47) Pursuant to paragraph 22 and 23 of the Inter-institutional agreement for Better Law-Making of 13 April 2016⁷⁸, there is a need to evaluate this Programme on the basis of information collected through specific monitoring requirements, while avoiding overregulation and administrative burdens, in particular on Member States. These requirements, *where appropriate, can* include measurable indicators, as a basis for evaluating the effects of the Programme on the ground. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including *at expert level*, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.

⁷⁸ Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making of 13 April 2016; OJ L 123, 12.5.2016, p. 1–14.

Amendment

(47) Pursuant to paragraph 22 and 23 of the Inter-institutional agreement for Better Law-Making of 13 April 2016⁷⁸, there is a need to evaluate this Programme on the basis of information collected through specific monitoring requirements, while avoiding overregulation and administrative burdens, in particular on Member States. These requirements *should* include measurable indicators, as a basis for evaluating the effects of the Programme on the ground. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including *with relevant stakeholders such as civil society and experts*, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts .

⁷⁸ Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making of 13 April 2016; OJ L 123, 12.5.2016, p. 1–14.

Amendment 38**Proposal for a regulation****Recital 48**

Text proposed by the Commission

(48) The references to Union instruments in Article 9 of Council Decision 2010/427/EU⁷⁹, which are replaced by this Regulation, should be read as references to this Regulation and the Commission should ensure that this Regulation is implemented in accordance with the role of the EEAS as provided in that Decision.

Amendment

(48) The **High Representative of the Union for Foreign Affairs and Security Policy** ('the High Representative') should ensure overall political coordination of the Union's external action, ensuring the unity, consistency and effectiveness of the Union's external action, in particular through this Regulation. The European External Action Service ('EEAS') should therefore coordinate the programming and contribute to the management cycle for this Regulation, on the basis of the policy objectives set out therein.

⁷⁹ Council Decision 2010/427/EU of 26 July 2010 establishing the organisation and functioning of the European External Action Service (OJ L 201, 3.8.2010, p. 30).

Amendment 39**Proposal for a regulation****Recital 48 a (new)**

Text proposed by the Commission

Amendment

(48 a) The application of this Regulation should, where relevant, be complementary to, and should be consistent with, measures adopted by the Union in pursuit of the Common Foreign and Security Policy objectives within the framework of Chapter Two of Title V TEU and measures adopted within the framework

Amendment 40

**Proposal for a regulation
Recital 49**

Text proposed by the Commission

Amendment

(49) The envisaged actions as provided for hereunder should strictly follow the conditions and procedures set out by the restrictive measures of the Union,

deleted

Amendment 41

**Proposal for a regulation
Recital 49 a (new)**

Text proposed by the Commission

Amendment

(49 a) The European Parliament should be fully involved in the design, programming, monitoring and evaluation phases of the instruments in order to guarantee political control and democratic scrutiny and accountability of Union funding in the field of external action. An enhanced dialogue between the institutions should be established in order to ensure that the European Parliament is in a position to exercise political control during the application of this Regulation in a systematic and smooth manner thereby enhancing both efficiency and legitimacy.

Amendment 42

Proposal for a regulation

Article 2 – paragraph 1 – point 6 a (new)

Text proposed by the Commission

Amendment

(6 a) “civil society” shall mean in the context of the thematic programme on human rights and democracy to span all types of individuals or groups that are independent from the State and whose activities help to promote human rights and democracy, including human rights defenders as defined by the UN Declaration on the Right and Responsibility of Individuals;

Or. en

Amendment 43

Proposal for a regulation

Article 2 – paragraph 1 – point 6 c (new)

Text proposed by the Commission

Amendment

(6 c) “local authorities” shall mean branches of government or public authorities, which operate at sub-national level (e.g. municipal, community, district, county, provincial or regional level).

Or. en

Amendment 44

Proposal for a regulation

Article 2 – paragraph 1 – point 8 a (new)

Text proposed by the Commission

Amendment

(8 a) “industrialised countries” shall mean third countries other than developing countries included in the OECD-Development Assistance

Committee's ('OECD-DAC') list of Official Development Assistance ('ODA') recipients.

Or. en

Amendment 45

Proposal for a regulation Article 2 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

Where reference is made to human rights, this shall be understood as including fundamental freedoms;

Or. en

Amendment 46

Proposal for a regulation Article 3 – paragraph 1

Text proposed by the Commission

Amendment

1. The general objective of this Regulation is to uphold and promote the Union's values and interests worldwide in order to pursue the objectives and principles of the Union's external action, as laid down in Article 3(5), Articles 8 and 21 of the Treaty on European Union.

1. The general objective of this Regulation is to uphold and promote the Union's values, ***principles*** and interests worldwide in order to pursue the objectives and principles of the Union's external action, as laid down in Article 3(5), Articles 8 and 21 of the Treaty on European Union, ***as well as Article 208 TFEU.***

Or. en

Amendment 47

Proposal for a regulation Article 3 – paragraph 2 – subparagraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(a a) to develop a special strengthened relationship with the countries in the eastern and southern neighbourhood of the Union, founded on cooperation, peace and security, mutual accountability and shared commitment to the universal values of democracy, rule of law and respect for human rights and socio-economic integration;

Or. en

Amendment 48

Proposal for a regulation

Article 3 – paragraph 2 – subparagraph 1 – point a b (new)

Text proposed by the Commission

Amendment

(a b) the reduction and, in the long term, the eradication of poverty; the achievement of the international commitments and objectives that the Union has agreed to, in particular the 2030 Agenda and the SDGs and the Paris Agreement;

Or. en

Amendment 49

Proposal for a regulation

Article 3 – paragraph 2 – subparagraph 1 – point b

Text proposed by the Commission

Amendment

(b) at global level, to ***consolidate and support democracy, rule of law and human rights***, support civil society organisations, further stability and peace and address other global challenges including ***migration and mobility***;

(b) at global level, to support civil society organisations ***and local authorities***, further stability and peace, ***prevent conflict and promote just and inclusive societies***, and address other global ***and regional*** challenges ***as well as foreign policy needs***

and challenges, as set out in Annex III, including the promotion of confidence building and good neighbourly relations;

Or. en

Amendment 50

Proposal for a regulation

Article 3 – paragraph 2 – subparagraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(b a) to advance human rights, democracy and the rule of law including in the most difficult circumstances and urgency situations in partnership with civil society including human rights defenders worldwide;

Or. en

Amendment 51

Proposal for a regulation

Article 3 – paragraph 2 – subparagraph 1 – point c

Text proposed by the Commission

Amendment

(c) to respond rapidly to: situations of crisis, instability and conflict; resilience challenges and linking of humanitarian aid and development action; ***and foreign policy needs and priorities.***

(c) to respond rapidly to: situations of crisis, instability and conflict; resilience challenges and linking of humanitarian aid and development action.

Or. en

Amendment 52

Proposal for a regulation

Article 3 – paragraph 3

Text proposed by the Commission

3. At least **92%** of the expenditure under this Regulation shall fulfil the criteria for Official Development Assistance, established by the Development Assistance Committee of the Organisation for Economic Cooperation and Development.

Amendment

3. At least **95%** of the expenditure under this Regulation shall fulfil the criteria for Official Development Assistance, established by the Development Assistance Committee of the Organisation for Economic Cooperation and Development. ***This Regulation shall contribute to reaching the collective target of 0,20% of the Union's Gross National Income to Least Developed Countries within the timeframe of the 2030 Agenda.***

Or. en

Amendment 53

Proposal for a regulation

Article 4 – paragraph 1 – introductory part

Text proposed by the Commission

1. Union funding under this Regulation shall be ***implemented*** through:

Amendment

1. Union funding under this Regulation shall be ***applied*** through:

Or. en

Amendment 54

Proposal for a regulation

Article 4 – paragraph 2 – subparagraph 2

Text proposed by the Commission

Geographic programmes may cover all third countries, except for candidates and potential candidates as defined in Regulation (EU) No .../....⁸⁰ (IPA) and overseas countries and territories as defined in Council Decision .../... (EU).

Amendment

Geographic programmes may cover all third countries, except for candidates and potential candidates as defined in Regulation (EU) No .../....⁸⁰ (IPA) and overseas countries and territories as defined in Council Decision .../... (EU). ***Geographic programmes of a continental or trans-regional scope may be established, in particular a pan-African***

programme covering African countries under points (a) and (b) and a programme covering African, Caribbean and Pacific countries under points (b), (c) and (d).

⁸⁰ Regulation of the European Parliament and of the Council establishing the Instrument for Pre-accession Assistance (OJ L).

⁸⁰ Regulation of the European Parliament and of the Council establishing the Instrument for Pre-accession Assistance (OJ L).

Or. en

Amendment 55

Proposal for a regulation

Article 4 – paragraph 3 – subparagraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(d a) Foreign Policy Needs and Priorities

Or. en

Amendment 56

Proposal for a regulation

Article 4 – paragraph 4 – subparagraph 1 – point c

Text proposed by the Commission

Amendment

(c) address foreign policy needs and priorities.

deleted

Or. en

Amendment 57

Proposal for a regulation

Article 4 – paragraph 5 – subparagraph 1

Text proposed by the Commission

Actions under this Regulation shall be primarily **implemented** through geographic programmes.

Amendment

Actions under this Regulation shall be primarily **applied** through geographic programmes.

Or. en

Amendment 58

Proposal for a regulation

Article 4 – paragraph 5 – subparagraph 2

Text proposed by the Commission

Actions **implemented** through thematic programmes shall be complementary to actions funded under geographic programmes **and shall support global and trans-regional initiatives for achieving internationally agreed goals, in particular the Sustainable Development Goals, protecting global public goods or addressing global challenges**. Actions through thematic programmes may also be undertaken where there is no geographic programme, or where it has been suspended, or where there is no agreement on the action with the partner country concerned, or where the action cannot be adequately addressed by geographic programmes.

Amendment

Actions **applied** through thematic programmes shall be complementary to actions funded under geographic programmes. Actions through thematic programmes may also be undertaken where there is no geographic programme, or where it has been suspended, or where there is no agreement on the action with the partner country concerned, or where the action cannot be adequately addressed by geographic programmes.

Or. en

Amendment 59

Proposal for a regulation

Article 4 – paragraph 5 – subparagraph 3

Text proposed by the Commission

Rapid response actions shall be complementary to geographic and thematic

Amendment

Rapid response actions shall be complementary to geographic and thematic

programmes. These actions shall be designed and **implemented** to enable, where relevant, their continuity under geographic or thematic programmes.

programmes. These actions shall be designed and **applied** to enable, where relevant, their continuity under geographic or thematic programmes.

Or. en

Amendment 60

Proposal for a regulation Article 5 – paragraph 1

Text proposed by the Commission

1. In **implementing** this Regulation, consistency, synergies and complementarity with other areas of Union external action, with other relevant Union policies and Programmes, as well as policy coherence for development shall be ensured.

Amendment

1. In **applying** this Regulation, consistency, synergies and complementarity with other areas of Union external action, **in particular measures adopted under Chapter Two of Title V TEU and Part Five TFEU**, with other relevant Union policies and Programmes, as well as policy coherence for development shall be ensured. **The Union shall take account of the objectives of development cooperation in the policies that it applies which are likely to affect developing countries.**

Or. en

Amendment 61

Proposal for a regulation Article 5 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1 a. The application of this Regulation shall duly take into consideration the positions of the European Parliament.

Or. en

Amendment 62

Proposal for a regulation

Article 6 – paragraph 1

Text proposed by the Commission

1. The financial envelope for the **implementation** of this Regulation for the period 2021 – 2027 shall be EUR **89 200** million in current prices.

Amendment

1. The financial envelope for the **application** of this Regulation for the period 2021 – 2027 shall be EUR **93 154** million in current prices (**82 451 million in 2018 prices**) [100%].

Or. en

Amendment 63

Proposal for a regulation

Article 6 – paragraph 2 – point a – introductory part

Text proposed by the Commission

(a) **EUR 68 000** million for geographic programmes:

Amendment

(a) **EUR 71 954** million (**63 687 million in 2018 prices**) [77,24 %] for geographic programmes:

Or. en

Amendment 64

Proposal for a regulation

Article 6 – paragraph 2 – point a – indent 1

Text proposed by the Commission

– Neighbourhood at least EUR **22 000** million,

Amendment

– Neighbourhood at least EUR **23 243** million (**20 572 million in 2018 prices**) [24,95 %],

Or. en

Amendment 65

Proposal for a regulation

Article 6 – paragraph 2 – point a – indent 2

Text proposed by the Commission

– Sub-Saharan Africa at least EUR 32 000 million,

Amendment

– Sub-Saharan Africa at least EUR 34 711 million (*30 723 million in 2018 prices*) [37,26 %],

Or. en

Amendment 66

Proposal for a regulation

Article 6 – paragraph 2 – point a – indent 3

Text proposed by the Commission

– Asia and the Pacific EUR 10 000 million,

Amendment

– Asia and the Pacific EUR 10 000 million (*8 851 million in 2018 prices*) [10,73%],

Or. en

Amendment 67

Proposal for a regulation

Article 6 – paragraph 2 – point a – indent 4

Text proposed by the Commission

– Americas and the Caribbean EUR 4 000 million,

Amendment

– Americas and the Caribbean EUR 4 000 million (*3 540 million in 2018 prices*) [4,29 %],

Or. en

Amendment 68

Proposal for a regulation

Article 6 – paragraph 2 – point b – introductory part

Text proposed by the Commission

(b) EUR 7 000 million for thematic programmes:

Amendment

(b) EUR 10 700 million (**9 471 million in 2018 prices**) [11,49 %] for thematic programmes:

Or. en

Amendment 69

Proposal for a regulation

Article 6 – paragraph 2 – point b – indent 1

Text proposed by the Commission

– Human Rights and Democracy
EUR 1 500 million,

Amendment

– Human Rights and Democracy
EUR 2 000 million (**1 770 million in 2018 prices**) [2,15 %], with up to 25 % of the programme to be devoted to the funding of EU Election Observation Missions,

Or. en

Amendment 70

Proposal for a regulation

Article 6 – paragraph 2 – point b – indent 2

Text proposed by the Commission

– Civil Society Organisations **EUR 1 500** million,

Amendment

– Civil Society Organisations (**CSOs**) and Local Authorities (**LAs**) **EUR 2 700** million (**2 390 million in 2018 prices**) [2,90 %], of which **2 200 million (1 947 million in 2018 prices)** [2,36 %] for CSOs and **500 million (443 million in 2018 prices)** [0,54 %] for LAs,

Or. en

Amendment 71

Proposal for a regulation

Article 6 – paragraph 2 – point b – indent 3

Text proposed by the Commission

– Stability and Peace EUR 1 000 million,

Amendment

– Stability and Peace EUR 1 000 million (*885 million in 2018 prices*) [1,07 %],

Or. en

Amendment 72

Proposal for a regulation

Article 6 – paragraph 2 – point b – indent 4

Text proposed by the Commission

– Global Challenges EUR **3 000** million,

Amendment

– Global Challenges EUR **4 500** million (*3 983 million in 2018 prices*) [4,83 %],

Or. en

Amendment 73

Proposal for a regulation

Article 6 – paragraph 2 – point b – indent 4 a (new)

Text proposed by the Commission

Amendment

- *Foreign Policy Needs and Priorities EUR 500 million (443 million in 2018 prices) [0,54 %],*

Or. en

Amendment 74

Proposal for a regulation

Article 6 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) EUR 4 000 million for rapid response actions.

(c) EUR 3 500 million (*3 098 million in 2018 prices*) [3,76 %] for rapid response actions:

Or. en

Amendment 75

Proposal for a regulation

Article 6 – paragraph 2 – point c – indent 1 (new)

Text proposed by the Commission

Amendment

- *Stability and conflict prevention in situations of urgency, emerging crisis, crisis and post-crisis EUR 2 000 million (1 770 million in 2018 prices) [2,15 %],*

Or. en

Amendment 76

Proposal for a regulation

Article 6 – paragraph 2 – point c – indent 2 (new)

Text proposed by the Commission

Amendment

- *Strengthening resilience of states, societies, communities and individuals and linking humanitarian aid and development action EUR 1 500 million (1 328 million in 2018 prices) [1,61 %].*

Or. en

Amendment 77

Proposal for a regulation

Article 6 – paragraph 3

Text proposed by the Commission

3. The emerging challenges and priorities cushion of an amount of EUR **10 200** million shall increase the amounts referred to in paragraph 2 in accordance with Article 15.

Amendment

3. The emerging challenges and priorities cushion of an amount of EUR **7 000 million (6 196 million in 2018 prices) [7,51 %]**, shall increase the amounts referred to in paragraph 2 in accordance with Article 15.

Or. en

Amendment 78

**Proposal for a regulation
Article 6 – paragraph 4 a (new)**

Text proposed by the Commission

Amendment

4 a. The annual appropriations shall be authorised by the European Parliament and by the Council within the limits of the multiannual financial framework.

Or. en

Amendment 79

**Proposal for a regulation
Article 7 – paragraph 1**

Text proposed by the Commission

Amendment

The association agreements, partnership and cooperation agreements, **multilateral agreements**, and other agreements that establish a legally binding relationship with partner countries, as well as, European Council conclusions **and** Council conclusions, summit declarations **or** conclusions of high-level meetings with partner countries, **relevant** European Parliament resolutions, **communications of the Commission or Joint** communications

The association agreements, partnership and cooperation agreements and other agreements that establish a legally binding relationship with partner countries, **recommendations and acts adopted in the bodies set up by those agreements**, as well as **relevant multilateral agreements**, European Council conclusions, Council conclusions, summit declarations **and other international declarations and** conclusions of high-level meetings with

of the Commission and the High Representative of the Union for Foreign Affairs and Security Policy, shall constitute the overall policy framework for the **implementation** of this Regulation.

partner countries, European Parliament resolutions **and positions**, communications of the Commission and the High Representative of the Union for Foreign Affairs and Security Policy **and United Nations resolutions** shall constitute the overall policy framework for the **application** of this Regulation.

Or. en

Amendment 80

Proposal for a regulation Article 8 – paragraph 1

Text proposed by the Commission

1. The Union shall seek to promote, develop and consolidate ***the principles of democracy, the rule of law and respect for human rights and fundamental freedoms on which it is founded***, through dialogue and cooperation with partner countries and regions.

Amendment

1. The Union shall seek to promote, develop and consolidate through dialogue and cooperation with partner countries and regions ***the principles on which it is founded, namely democracy, the rule of law, the universality and indivisibility of human rights and fundamental freedoms, respect for human dignity, the principles of equality and solidarity, and respect for the principles of the United Nations Charter and international law.***

Or. en

Amendment 81

Proposal for a regulation Article 8 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1 a. Consistent with Articles 2 and 21 TEU, the Union's contribution to democracy and the rule of law and to the promotion and protection of human rights and fundamental freedoms is rooted in the Universal Declaration Human Rights,

Amendment 82

Proposal for a regulation Article 8 – paragraph 2

Text proposed by the Commission

2. A rights-based approach encompassing all human rights, whether civil and political or economic, social and cultural shall be applied in order to integrate human rights principles, to support the right holders in claiming their rights with a focus on poorer and more vulnerable groups and to assist partner countries in implementing their international human rights obligations. This Regulation shall promote gender equality and women's empowerment.

Amendment

2. A rights-based approach encompassing all human rights, whether civil and political or economic, social and cultural shall be applied in order to integrate human rights principles, to support the right holders in claiming their rights with a focus on poorer and more vulnerable groups, ***on essential labour rights and social inclusion***, and to assist partner countries in implementing their international human rights obligations. This Regulation shall promote gender equality and women's empowerment.

Amendment 83

Proposal for a regulation Article 8 – paragraph 3 – subparagraph 2

Text proposed by the Commission

The Union shall promote a multilateral and rules-based approach to global goods and challenges and shall cooperate with Member States, partner countries, international organisations and other donors in that respect.

Amendment

The Union shall promote a multilateral and rules-based approach to global goods and challenges and shall cooperate with Member States, partner countries, international organisations, ***including international financial institutions and UN agencies, funds and programmes***, and other donors in that respect.

Amendment 84

Proposal for a regulation

Article 8 – paragraph 3 – subparagraph 3

Text proposed by the Commission

The Union shall foster cooperation with international organisations and other donors.

Amendment

The Union shall foster cooperation with international **or regional** organisations and other donors.

Or. en

Amendment 85

Proposal for a regulation

Article 8 – paragraph 3 – subparagraph 4

Text proposed by the Commission

In relations with partner countries, their track record in implementing commitments, international agreements, and contractual relations with the Union shall be taken into account.

Amendment

In relations with partner countries, their track record in implementing commitments, international agreements, **in particular the Paris Agreement**, and contractual relations with the Union shall be taken into account.

Or. en

Amendment 86

Proposal for a regulation

Article 8 – paragraph 4 – subparagraph 1

Text proposed by the Commission

Cooperation between the Union and the Member States, on the one hand, and partner countries, on the other hand, shall be based on and shall promote the development effectiveness principles, **where applicable**, namely: ownership of development priorities by partner countries, a focus on results, inclusive

Amendment

Cooperation between the Union and the Member States, on the one hand, and partner countries, on the other hand, shall be based on and shall promote the development effectiveness principles, namely: ownership of development priorities by partner countries, a focus on results, inclusive development

development partnerships, transparency and mutual accountability. The Union shall promote effective and efficient resource mobilisation and use.

partnerships, transparency and mutual accountability. The Union shall promote effective and efficient resource mobilisation and use.

Or. en

Amendment 87

Proposal for a regulation Article 8 – paragraph 4 – subparagraph 2

Text proposed by the Commission

In line with the principle of inclusive partnership, *where appropriate*, the Commission shall ensure that relevant stakeholders of partner countries, including civil society organisations and local authorities, are duly consulted and have timely access to relevant information allowing them to play a meaningful role during the design, *implementation* and associated monitoring processes of programmes.

Amendment

In line with the principle of inclusive partnership the Commission shall ensure that relevant stakeholders of partner countries, including civil society organisations and local authorities, are duly consulted and have timely access to relevant information allowing them to play a meaningful role during the design, *application* and associated monitoring processes of programmes.

Or. en

Amendment 88

Proposal for a regulation Article 8 – paragraph 4 – subparagraph 3

Text proposed by the Commission

In line with the principle of ownership the Commission, where appropriate, shall favour the use of partner countries' systems for the *implementation* of programmes.

Amendment

In line with the principle of ownership the Commission, where appropriate, shall favour the use of partner countries' systems for the *application* of programmes.

Or. en

Amendment 89

Proposal for a regulation Article 8 – paragraph 7 a (new)

Text proposed by the Commission

Amendment

7 a. The Commission shall ensure that actions adopted under this Regulation in relation to security, stability and peace, in particular with regard to capacity building of military actors in support of development and security for development, fight against terrorism and organised crime, and cyber-security, are applied in accordance with international law, including international human rights and humanitarian law. The Commission shall carefully monitor and report on the application of such actions pursuant to Article 31 in order to ensure compliance with human rights obligations. For such actions, the Commission shall pursue a conflict sensitive approach, including conflict analysis, in addition to the provisions on risk management under Article 8(8)b. The Commission shall adopt a delegated act in accordance with Article 34 supplementing this Regulation by establishing an operational framework to ensure that human rights are taken into consideration in the design and application of the measures referred to in this Article, in particular as regards the prevention of torture and other cruel, inhuman or degrading treatment and respect for due process, including the presumption of innocence, the right to a fair trial and rights of defence.

Or. en

Amendment 90

Proposal for a regulation Article 8 – paragraph 8 a (new)

Text proposed by the Commission

Amendment

8 a. *The Commission shall have regular exchanges of information with civil society and local authorities.*

Or. en

Amendment 91

Proposal for a regulation

Article 8 – paragraph 8 b (new)

Text proposed by the Commission

Amendment

8 b. *The Commission shall adopt a delegated act in accordance with Article 34 supplementing this Regulation by establishing an appropriate risk management framework, including assessment and mitigations measures.*

Or. en

Amendment 92

Proposal for a regulation

Article 9 – paragraph 1

Text proposed by the Commission

Amendment

1. *In accordance with Article 41(2) of the Treaty on European Union*, Union funding under this Regulation shall not be used to finance the procurement of arms or ammunition, or operations having military or defence implications.

1. Union funding under this Regulation shall not be used to finance the procurement of arms or ammunition, or operations having military or defence implications.

Or. en

Amendment 93

Proposal for a regulation Article 9 – paragraph 2

Text proposed by the Commission

2. In order to contribute to sustainable development, which requires the achievement of stable, peaceful and inclusive societies, Union assistance under this Regulation may be used in the context of a wider security sector reform or to build the capacity of military actors in partner countries, under the exceptional circumstances set out in paragraph 4, to deliver development activities and security for development activities.

Amendment

2. In order to contribute to sustainable development, which requires the achievement of stable, peaceful and inclusive societies, Union assistance under this Regulation may be used in the context of a wider security sector reform or to build the capacity of military actors in partner countries, under the exceptional circumstances set out in paragraph 4, to deliver development activities and security for development activities, ***in line with the overarching objective of achieving sustainable development.***

Or. en

Amendment 94

Proposal for a regulation Article 9 – paragraph 6

Text proposed by the Commission

6. When designing and ***implementing*** measures pursuant to this Article, the Commission shall promote ownership by the partner country. It shall also develop the necessary elements and the good practices required to ensure sustainability in the medium and long term and shall promote the rule of law and established international law principles.

Amendment

6. When designing and ***applying*** measures pursuant to this Article, the Commission shall promote ownership by the partner country. It shall also develop the necessary elements and the good practices required to ensure sustainability in the medium and long term and shall promote the rule of law and established international law principles.

Or. en

Amendment 95

Proposal for a regulation Article 9 – paragraph 7

Text proposed by the Commission

7. The Commission shall **establish appropriate risk assessment, monitoring and evaluation procedures for measures** pursuant to *this* Article.

Amendment

7. The Commission shall **undertake, within the** evaluation pursuant to Article 32, **and in particular with regard to a mid-term evaluation, joint evaluations with Member States. The results shall inform programme design and resource allocation, and further enhance the consistency and complementarity of the Union's external action.**

Or. en

Amendment 96

Proposal for a regulation Article 9 – paragraph 7 a (new)

Text proposed by the Commission

Amendment

7 a. The actions under Article 9 shall be financed to up to the amount of EUR 270 million.

Or. en

Amendment 97

Proposal for a regulation Article 9 a (new)

Text proposed by the Commission

Amendment

Article 9 a

Scope of the Geographic programmes

1. Union cooperation activities under this Article shall be applied for activities of a local, national, regional, trans-regional

and continental nature.

2. In order to attain the objectives laid down in Article 3, geographic programmes shall be drawn up from the following areas of cooperation:

(a) good governance, democracy, rule of law, human rights, fundamental freedoms and civil society;

(b) poverty eradication, fight against inequalities and human development;

(c) migration and mobility;

(d) environment and climate change;

(e) inclusive and sustainable economic growth and decent employment;

(f) security, stability and peace;

(g) partnership;

3. Further details of the areas of cooperation referred to in paragraph 2 are set out in Annex II.

Or. en

Amendment 98

Proposal for a regulation Article 9 b (new)

Text proposed by the Commission

Amendment

Article 9 b

Scope of the thematic programmes

1. Thematic programmes shall cover the following areas of intervention:

(a) Human Rights, Fundamental Freedoms and Democracy:

- protecting and promoting human rights and human rights defenders in countries and urgency situations where human rights and fundamental freedoms are most at risk, including through addressing urgent protection needs of

human rights defenders in a flexible and comprehensive manner.

- upholding human rights and fundamental freedoms for all, contributing to forging societies in which participation, non-discrimination, equality, social justice and accountability prevails.

- consolidating and supporting democracy addressing all aspects of democratic governance, and supporting credible, inclusive and transparent electoral processes, in particular by means of EU Election Observation Missions (EU EOMs).

- promoting effective multilateralism and strategic partnerships contributing to reinforcing capacities of international, regional and national frameworks and empowering local actors in promoting and protecting human rights, democracy and the rule of law.

- fostering new cross-regional synergies and networking among local civil societies and between civil society and other relevant human rights bodies and mechanisms so as to maximise the sharing of best practices on human rights and democracy, and create positive dynamics.

(b) Civil Society Organisations and Local Authorities:

- supporting inclusive, participatory, empowered and independent civil society in partner countries;

- promoting dialogue with and between civil society organisations;

- supporting capacity building of local authorities and mobilising their expertise to promote a territorial approach to development;

- increasing awareness, knowledge and engagement of Union citizens about objectives specified in Article 3 of this

Regulation.

(c) Stability and Peace

- assistance for conflict prevention, peace-building and crisis preparedness;

- assistance in addressing global and trans-regional threats and emerging threats;

(d) global challenges

- health,

- education,

- women,

- children and youth,

- migration and forced displacement,

- decent work, social protection and inequality,

- culture,

- ensuring a healthy environment and tackling climate change,

- sustainable energy,

- sustainable and inclusive growth, decent jobs and private sector engagement,

- food and nutrition,

- promoting inclusive societies, good economic governance, and transparent public finance management.

(e) Foreign Policy Needs and Priorities:

- providing support for the Union's bilateral, regional and inter-regional cooperation strategies, promoting policy dialogue and developing collective approaches and responses to challenges of global concern;

- providing support for Union trade policy;

- contributing to the implementation of the international dimension of internal Union policies and promoting the widespread understanding and visibility of the Union and of its role on the world scene;

2. Further details of the areas of cooperation referred to in paragraph 3 are set out in Annex III.

Or. en

Amendment 99

Proposal for a regulation Title 2

Text proposed by the Commission

**IMPLEMENTATION OF THIS
REGULATION**

Amendment

APPLICATION OF THIS REGULATION

Or. en

Amendment 100

Proposal for a regulation Article 10 – paragraph 2 – point a

Text proposed by the Commission

(a) programming documents shall provide a coherent framework for cooperation between the Union and partner countries or regions, consistent with the overall purpose and scope, objectives and principles set out in this Regulation;

Amendment

(a) programming documents shall provide a coherent framework for cooperation between the Union and partner countries or regions, consistent with the overall purpose and scope, objectives and principles set out in this Regulation, ***and based on Union strategy towards a partner country or region or based on Union thematic strategies;***

Or. en

Amendment 101

Proposal for a regulation Article 10 – paragraph 2 – point c

Text proposed by the Commission

(c) the Union shall **also consult** other donors and actors, including representatives of civil society and local authorities, **where relevant**;

Amendment

(c) the Union shall **regularly encourage a multi-stakeholder and inclusive dialogue with** other donors and actors, including representatives of civil society and local authorities. **The European Parliament shall be informed about the outcome of those consultations.**

Or. en

Amendment 102

Proposal for a regulation

Article 10 – paragraph 2 – point d

Text proposed by the Commission

(d) the Human Rights and Democracy and Civil Society thematic programmes referred to in Article 4(3)(a) and (b) shall provide assistance independently of the consent of governments and other public authorities of the third countries concerned. These thematic programmes shall mainly support civil society **organisations**.

Amendment

(d) the Human Rights, **Fundamental Freedoms** and Democracy and Civil Society thematic programmes referred to in Article 4(3)(a) and (b) shall provide assistance independently of the consent of governments and other public authorities of the third countries concerned. These thematic programmes shall mainly support civil society.

Or. en

Amendment 103

Proposal for a regulation

Article 11 – title

Text proposed by the Commission

Programming principles **for geographic programmes**

Amendment

Programming principles

Or. en

Amendment 104

Proposal for a regulation Article 11 – paragraph -1 (new)

Text proposed by the Commission

Amendment

-1. Programming under this Regulation shall have due regard to human rights, fundamental freedoms and democracy in partner countries.

Or. en

Amendment 105

Proposal for a regulation Article 11 – paragraph -1 a (new)

Text proposed by the Commission

Amendment

-1 a. The preparation, application and review of all programming documents under this Article shall comply with the principles of policy coherence and those of aid effectiveness, where applicable.

Or. en

Amendment 106

Proposal for a regulation Article 11 – paragraph -1 b (new)

Text proposed by the Commission

Amendment

-1 b. Geographic and thematic programmes shall be complementary and coherent with each other, and create added value.

Or. en

Amendment 107

Proposal for a regulation

Article 11 – paragraph 1 – point a

Text proposed by the Commission

(a) without prejudice to paragraph 4, actions shall be based, ***to the extent possible, on a*** dialogue between the Union, the Member States and the partner countries concerned, including national and local authorities, involving civil society, national and local parliaments and other stakeholders, in order to enhance ownership of the process and to encourage support for national and regional strategies;

Amendment

(a) without prejudice to paragraph 4, actions shall be based ***on an inclusive*** dialogue between the ***institutions of the*** Union, the Member States, and the partner countries concerned, including national and local authorities, involving civil society ***organisations, regional,*** national and local parliaments and other stakeholders in order to enhance ***democratic*** ownership of the process and to encourage support for national and regional strategies;

Or. en

Amendment 108

Proposal for a regulation

Article 11 – paragraph 1 – point b

Text proposed by the Commission

(b) ***where appropriate,*** the programming period shall be synchronised with the strategy cycles of partner countries;

Amendment

(b) ***whenever possible,*** the programming period shall be synchronised with the strategy cycles of partner countries;

Or. en

Amendment 109

Proposal for a regulation

Article 11 – paragraph 2 – introductory part

Text proposed by the Commission

2. Programming of geographic programmes shall provide a specific, tailor-made framework for cooperation based on:

Amendment

2. ***Without prejudice to paragraph 1,*** programming of geographic programmes shall provide a specific, tailor-made

framework for cooperation based on:

Or. en

Amendment 110

Proposal for a regulation

Article 11 – paragraph 2 – point a

Text proposed by the Commission

(a) the partners' needs, established on the basis of specific criteria, taking into account the population, poverty, inequality, human development, economic and environmental vulnerability, and state and societal resilience;

Amendment

(a) the partners' needs, established on the basis of specific criteria, taking into account the population, poverty, inequality, human development, ***the state of human rights and fundamental freedoms***, economic and environmental vulnerability, and state and societal resilience;

Or. en

Amendment 111

Proposal for a regulation

Article 11 – paragraph 2 – point b

Text proposed by the Commission

(b) the partners' capacities ***to generate and access financial*** resources and on their absorption capacities;

Amendment

(b) the partners' capacities ***of mobilisation and effective use of domestic resources to support national development priorities*** and on their absorption capacities;

Or. en

Amendment 112

Proposal for a regulation

Article 11 – paragraph 2 – point c

Text proposed by the Commission

(c) the partners' commitments **and performance**, established on the basis of criteria such as political reform **and** economic and social development;

Amendment

(c) the partners' commitments, **including those jointly agreed with the Union, and efforts**, established on the basis of criteria such as political reform, **progress in good governance and human rights**, economic and social development, **and the effective use of aid**;

Or. en

Amendment 113

Proposal for a regulation Article 11 – paragraph 3

Text proposed by the Commission

3. The countries most in need, in particular the Least Developed Countries, low income countries, countries in crisis, post-crisis, fragile and vulnerable situations, including small islands developing states, shall be given priority in the resource allocation process.

Amendment

3. The countries most in need, in particular the Least Developed Countries, low income countries, **countries with high inequality level**, countries in crisis, post-crisis, fragile and vulnerable situations, including small islands developing states, shall be given priority in the resource allocation process.

Or. en

Amendment 114

Proposal for a regulation Article 11 – paragraph 4

Text proposed by the Commission

4. Cooperation with industrialised countries shall focus on the promotion of Union and mutual interests.

Amendment

4. Cooperation with industrialised countries shall focus on the promotion of Union and mutual interests, **as well as shared interests and values, and common goals and multilateralism. Such cooperation shall be, where relevant, based on a dialogue between the Union,**

including the European Parliament, and the Member States, involving civil society.

Or. en

Amendment 115

Proposal for a regulation Article 11 – paragraph 5

Text proposed by the Commission

5. Programming documents *for geographic programmes* shall be ***results-based and shall take into account***, where appropriate, internationally agreed ***targets and indicators***, in particular those set out for the Sustainable Development Goals, as well as country-level result frameworks, ***to assess and communicate the Union contribution to results, at the level of outputs, outcomes and impact.***

Amendment

5. Programming documents shall be ***results-oriented and include clear targets and indicators to measure progress and impact of Union assistance. Indicators may be based***, where appropriate, ***on*** internationally agreed ***standards*** in particular those set out for the Sustainable Development Goals, as well as country-level result frameworks.

Or. en

Amendment 116

Proposal for a regulation Article 11 – paragraph 6 – subparagraph 1

Text proposed by the Commission

When drawing up the programming documents for countries and regions in crisis, or post-crisis, fragile and vulnerable situations, due account shall be taken of the special needs and circumstances of the countries or regions concerned.

Amendment

When drawing up the programming documents for countries and regions in crisis, or post-crisis, fragile and vulnerable situations, due account shall be taken of the special needs and circumstances of the countries or regions concerned. ***Attention shall also be paid to conflict prevention, State and peace-building, post-conflict reconciliation and reconstruction, disaster preparedness as well as to the role of women and the rights of children in those processes.***

Amendment 117**Proposal for a regulation
Article 11 – paragraph 7***Text proposed by the Commission*

7. This Regulation shall contribute to actions established under Regulation (EU) No. .../... (Erasmus). A single programming document shall be drawn up from this Regulation for seven years, including funds from Regulation (EU) No .../... (IPA III). Regulation (EU) No. .../... (Erasmus) shall apply to the use of these funds.

Amendment

7. This Regulation shall contribute ***from the programmes established under Article 4(2) of this Regulation*** to actions established under Regulation (EU) No. .../... (Erasmus). A single programming document shall be drawn up from this Regulation for seven years, including funds from Regulation (EU) No .../... (IPA III). Regulation (EU) No. .../... (Erasmus) shall apply to the use of these funds, ***while ensuring conformity with Regulation (EU) No .../... (IPA III).***

Or. en

Amendment 118**Proposal for a regulation
Article 12 – paragraph -1 (new)***Text proposed by the Commission**Amendment*

-1. The Commission is empowered to adopt delegated acts in accordance with Article 34 to supplement non-essential elements of this Regulation with provisions establishing frameworks for each specific country and multi-country multiannual programme. Those framework provisions shall:

- (a) specify the priority areas among the ones defined in Articles 9a and 16a;***
- (b) lay down the specific detailed objectives of each programme;***
- (c) set expected results with measurable***

targets, and clear and specific performance indicators;

(d) set out the indicative financial allocation both overall and per priority area;

(e) establish cooperation modalities, including contributions to the External Action Guarantee.

Or. en

Amendment 119

Proposal for a regulation Article 12 – paragraph 1

Text proposed by the Commission

Amendment

1. The implementation of this Regulation shall be carried out for geographic programmes through multiannual country and multi-country indicative programmes.

deleted

Or. en

Amendment 120

Proposal for a regulation Article 12 – paragraph 2

Text proposed by the Commission

Amendment

2. Multiannual indicative programmes shall set out the priority areas selected for Union financing, the specific objectives, the expected results, clear and specific performance indicators, and the indicative financial allocations, both overall and per priority area.

deleted

Or. en

Amendment 121

Proposal for a regulation

Article 12 – paragraph 3 – introductory part

Text proposed by the Commission

3. The multiannual *indicative* programmes shall be built on:

Amendment

3. The multiannual programmes shall be built on:

Or. en

Amendment 122

Proposal for a regulation

Article 12 – paragraph 3 – point -a (new)

Text proposed by the Commission

Amendment

(-a) a report containing an analysis in accordance with Article 11(2) of the needs, capacities, commitments and performance of partner country or countries concerned and the potential impact of Union funding, as well as one or more of the following:

Or. en

Amendment 123

Proposal for a regulation

Article 12 – paragraph 3 – point a

Text proposed by the Commission

(a) a national or regional strategy in the form of a development plan or a similar document accepted by the Commission as a basis for the corresponding multiannual *indicative* programme, at the time of adoption of the latter document;

Amendment

(a) a national or regional strategy in the form of a development plan or a similar document accepted by the Commission as a basis for the corresponding multiannual programme, at the time of adoption of the latter document;

Or. en

Amendment 124

Proposal for a regulation

Article 12 – paragraph 3 – point b

Text proposed by the Commission

(b) a **framework** document laying down the Union policy towards the concerned partner or partners, including a joint document between the Union and Member States;

Amendment

(b) a document laying down the Union policy towards the concerned partner or partners, including a joint document between the Union and Member States;

Or. en

Amendment 125

Proposal for a regulation

Article 12 – paragraph 4

Text proposed by the Commission

4. To increase the impact of collective cooperation of the Union, where possible, a joint programming document shall replace the Union's and Member States programming documents. A joint programming document may replace the Union's multiannual **indicative** programme, provided it complies with Articles 10 and 11, contains the elements listed in paragraph 2 of this Article and sets out the division of labour between the Union and Member States.

Amendment

4. To increase the impact of collective cooperation of the Union, where possible, a joint programming document shall replace the Union's and Member States programming documents. A joint programming document may replace the Union's multiannual programme, provided it **is approved in an act adopted in accordance with Article 14 and** complies with Articles 10 and 11, contains the elements listed in paragraph 2 of this Article and sets out the division of labour between the Union and Member States.

Or. en

Amendment 126

Proposal for a regulation

Article 12 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4 a. Multiannual programmes may provide for an amount of funds, not exceeding 5 % of the total amount, that is not allocated to a priority area or partner country or group of countries. Those funds shall be committed in accordance with Article 21.

Or. en

Amendment 127

Proposal for a regulation Article 13 – paragraph -1 (new)

Text proposed by the Commission

Amendment

-1. The Commission is empowered to adopt delegated acts in accordance with Article 34 to supplement non-essential elements of this Regulation with provisions establishing frameworks for each specific thematic multiannual programme . Those framework provisions shall:

(a) specify the priority areas among the ones defined in Article 9b;

(b) lay down the specific detailed objectives of each programme;

(c) set expected results with measurable targets, and clear and specific performance indicators;

(d) set out the indicative financial allocation both overall and per priority area;

(e) establish cooperation modalities.

Or. en

Amendment 128

Proposal for a regulation Article 13 – paragraph 1

Text proposed by the Commission

Amendment

1. The implementation of this Regulation shall be carried out for thematic programmes through multiannual indicative programmes. *deleted*

Or. en

Amendment 129

Proposal for a regulation Article 13 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Amendment

Multiannual indicative programmes for thematic programmes shall set out the Union's strategy, the priorities selected for financing by the Union, the specific objectives, the expected results, clear and specific performance indicators, and the international situation and the activities of the main partners for the theme concerned. *deleted*

Or. en

Amendment 130

Proposal for a regulation Article 13 – paragraph 2 – subparagraph 3

Text proposed by the Commission

Amendment

Multiannual indicative programmes for thematic programmes shall set out the indicative financial allocation, overall, by area of cooperation and by priority. The indicative financial allocation may be *deleted*

given in the form of a range.

Or. en

Amendment 131

Proposal for a regulation

Article 13 – paragraph 2 – subparagraph 3 a (new)

Text proposed by the Commission

Amendment

The framework provisions referred to in Articles 12 and 13 shall be built on a report containing an analysis of the international situation and of the activities of the main partners for the theme concerned and indicating the results expected from the programme.

Or. en

Amendment 132

Proposal for a regulation

Article 14 – title

Text proposed by the Commission

Amendment

Adoption and amendment of multiannual ***indicative*** programmes

Adoption and amendment of multiannual programmes

Or. en

Amendment 133

Proposal for a regulation

Article 14 – paragraph 1

Text proposed by the Commission

Amendment

1. The Commission shall adopt multiannual ***indicative*** programmes referred to in Articles 12 and 13 by means

1. ***The Commission is empowered to adopt delegated acts in accordance with Article 34 to supplement non-essential***

of **implementing** acts. Those **implementing** acts shall be adopted in accordance with the **examination** procedure referred to in Article 35(2). This procedure shall also apply to reviews referred to in paragraphs 3, 4 and 5 of this Article, **which have the effect of significantly modifying the content of the multiannual indicative programme**.

elements of this Regulation with provisions establishing frameworks for multiannual programmes referred to in Articles 12 and 13 by means of **delegated** acts. Those **delegated** acts shall be adopted in accordance with the procedure referred to in Article 34. This procedure shall also apply to reviews referred to in paragraphs 3, 4 and 5 of this Article.

Or. en

Amendment 134

Proposal for a regulation Article 14 – paragraph 2

Text proposed by the Commission

2. When adopting joint multi-annual programming documents referred to in Article 12, the **Commission decision** shall only apply to the Union's contribution to the joint multiannual programming document.

Amendment

2. When adopting joint multi-annual programming documents referred to in Article 12, the **delegated act** shall only apply to the Union's contribution to the joint multiannual programming document.

Or. en

Amendment 135

Proposal for a regulation Article 14 – paragraph 3

Text proposed by the Commission

3. Multiannual **indicative programmes for** geographic programmes **may be reviewed where necessary for effective implementation, in particular where there are substantive changes in the policy framework** referred to in Article 7 **or following a crisis or post-crisis situation**.

Amendment

3. Multiannual geographic **and thematic** programmes **shall expire on 30 June 2025 at the latest. The Commission shall adopt new multiannual programmes by 30 June 2025, based on the results, findings and conclusions of the mid-term evaluation** referred to in Article 32.

Or. en

Amendment 136

Proposal for a regulation Article 14 – paragraph 4

Text proposed by the Commission

Amendment

4. **Multiannual indicative programmes for thematic programmes may be reviewed where necessary for effective implementation, in particular where there are substantive changes in the policy framework referred to in Article 7.**

deleted

Or. en

Amendment 137

Proposal for a regulation Article 14 – paragraph 5

Text proposed by the Commission

Amendment

5. On duly justified imperative grounds of urgency, such as crises or immediate threats to democracy, the rule of law, human rights or fundamental freedoms, the Commission may amend multiannual **indicative** programmes referred to in Articles 12 and 13 **of this Regulation** by **implementing** acts adopted in accordance with the urgency procedure referred to in Article 35(4).

5. On duly justified imperative grounds of urgency, such as crises or immediate threats to democracy, the rule of law, human rights or fundamental freedoms, the Commission may amend multiannual programmes referred to in Articles 12 and 13 by **delegated** acts adopted in accordance with the urgency procedure referred to in Article 34 a.

Or. en

Amendment 138

Proposal for a regulation Article 15 – paragraph 1 – introductory part

Text proposed by the Commission

1. The amount referred to in Article 6(3) shall be used *inter alia*:

Amendment

1. The amount referred to in Article 6(3) shall be used ***in duly justified cases and in full complementarity and consistency with acts adopted under this Regulation***:

Or. en

Amendment 139

**Proposal for a regulation
Article 15 – paragraph 1 – point a**

Text proposed by the Commission

(a) to ensure an appropriate response of the Union in the event of unforeseen *circumstances*;

Amendment

(a) to ensure an appropriate response of the Union in the event of unforeseen ***needs not covered by programmes and programming documents***;

Or. en

Amendment 140

**Proposal for a regulation
Article 15 – paragraph 1 – point b**

Text proposed by the Commission

(b) to address new needs or emerging challenges, such as those at the Union's or its neighbours' borders linked to crisis and post-crisis situations or *migratory pressure*;

Amendment

(b) to address new needs or emerging challenges, such as those at the Union's or its neighbours' borders ***or those in third countries*** linked to crisis and post-crisis situations or ***to migration phenomena, in particular forced displacement***;

Or. en

Amendment 141

Proposal for a regulation

Article 15 – paragraph 1 – point c

Text proposed by the Commission

(c) to promote new ***Union led or*** international initiatives or priorities.

Amendment

(c) to promote ***or respond to*** new international initiatives or priorities.

Or. en

Amendment 142

Proposal for a regulation

Article 15 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1 a. Prior to the decision on the use of funds for the needs not covered by programmes and programming documents, the Commission shall adopt delegated acts in accordance with Article 34 to lay down framework provisions. Those framework provisions shall:

(a) specify the priority areas among the ones defined in Articles 9a and 16a;

(b) lay down the specific detailed objectives of each programme;

(c) set expected results with measurable targets, and clear and specific performance indicators;

(d) set out the indicative financial allocation both overall and per priority area;

(e) establish cooperation modalities, including contributions to the External Action Guarantee..

Or. en

Amendment 143

Proposal for a regulation Article 15 – paragraph 2

Text proposed by the Commission

2. The use of these funds shall be decided in accordance with the procedures established in *Articles 14 and 21*.

Amendment

2. The use of these funds shall be decided in accordance with the procedures established in *Article 21*.

Or. en

Amendment 144

Proposal for a regulation Article 15 a (new)

Text proposed by the Commission

Amendment

Article 15 a

Suspension of assistance

Without prejudice to the provisions on the suspension of aid in agreements with partner countries and regions, where a partner country persistently fails to observe the principles of democracy, the rule of law and respect for human rights and fundamental freedoms, the Commission shall be empowered, in accordance with Article 34, to adopt delegated acts amending Annex VII a by adding a partner country to the list of partner countries for which Union assistance is suspended or partly suspended. In the case of a partial suspension, the programmes for which the suspension applies shall be indicated.

Where the Commission finds that the reasons justifying the suspension of assistance no longer apply, it shall be empowered to adopt delegated acts, in accordance with Article 34 to amend Annex VII a in order to reinstate Union assistance.

Amendment 145

Proposal for a regulation Article 16 – paragraph 2 – point c

Text proposed by the Commission

(c) commitment to and progress in building deep and sustainable democracy;

Amendment

(c) commitment to and progress in building deep and sustainable democracy, ***including the promotion of human rights and the upholding of the rule of law;***

Or. en

Amendment 146

Proposal for a regulation Article 16 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3 a. Union support to partner countries listed in Annex I shall be applied in compliance with the co-financing principle set out in Article 190 of the Financial Regulation.

Or. en

Amendment 147

Proposal for a regulation Article 16 a (new)

Text proposed by the Commission

Amendment

Article 16 a

Specific objectives for the neighbourhood
1. In accordance with Articles 3 and 4, Union support under this Regulation in the Neighbourhood area shall have as

objectives:

(a) enhancing political cooperation and ownership of the European Neighbourhood Policy by the Union and its partner countries;

(b) supporting the implementation of association agreements, or other existing and future agreements, and jointly agreed association agendas and partnership priorities or equivalent documents;

(c) strengthening and consolidating democracy, state-building, good governance, rule of law and human rights as well as promoting a more effective way of implementing reforms agreed in mutual formats;

(d) stabilising the neighbourhood in political, economic and security terms;

(e) enhancing regional cooperation, in particular in the framework of the Eastern Partnership, the Union for the Mediterranean, and European Neighbourhood-wide collaboration as well as cross-border cooperation;

(f) promoting confidence-building, good neighbourly relations and other measures contributing to security in all its forms and the prevention and settlement of conflicts, including protracted conflicts, and support to affected populations and reconstruction;

(g) promoting a strengthened partnership with societies between the Union and the partner countries, including through people-to-people contacts and enhanced mobility;

(h) intensifying cooperation on both regular and irregular migration;

(i) achieving progressive integration into the Union internal market and enhanced sectoral and cross-sectoral cooperation, including through legislative approximation and regulatory convergence towards Union and other relevant international standards, and

improved market access including through deep and comprehensive free trade areas, related institution building and investment.

Or. en

(based on Annex II (B) of the Commission proposal)

Amendment 148

Proposal for a regulation Article 17 – paragraph 1

Text proposed by the Commission

1. ***Indicatively*** 10 % of the financial envelope set out in Article 4(2)(a) to supplement the country financial allocations referred to in Article 12 shall be allocated to partner countries listed in Annex I in order to ***implement*** the performance-based approach. The performance-based allocations shall be decided on the basis of their progress towards democracy, human rights, rule of law, cooperation on migration, economic governance and reforms. The progress of partner countries shall be assessed annually.

Amendment

1. ***At least*** 10 % of the financial envelope set out in Article 4(2)(a), to supplement the country financial allocations referred to in Article 12, shall be allocated to partner countries listed in Annex I in order to ***apply*** the performance-based approach. The performance-based allocations shall be decided on the basis of their progress towards democracy, human rights, rule of law, cooperation on migration, economic governance and ***implementing agreed*** reforms. The progress of partner countries shall be assessed annually, ***in particular by means of country progress reports which include trends as compared to previous years.***

Or. en

Amendment 149

Proposal for a regulation Article 17 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1 a. The performance-based approach under this Regulation shall be the subject of a regular exchange of views in the European Parliament and in the Council.

Amendment 150

Proposal for a regulation Article 17 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2 a. The Commission shall adopt a delegated act in accordance with Article 34 to supplement this Regulation establishing a performance-based approach framework.

Or. en

Amendment 151

Proposal for a regulation Article 18 – paragraph 1

Text proposed by the Commission

Amendment

1. Cross-border cooperation, as defined in Article 2(3), shall cover cooperation on adjacent land borders, transnational cooperation over larger transnational territories, maritime cooperation around sea-basins, as well as interregional cooperation.

1. Cross-border cooperation, as defined in Article 2(3), shall cover cooperation on adjacent land borders, transnational cooperation over larger transnational territories, maritime cooperation around sea-basins, as well as interregional cooperation. ***Cross-border cooperation shall aim to be coherent with the objectives of existing and future macro-regional strategies and regional integration processes.***

Or. en

Amendment 152

Proposal for a regulation Title 2 – chapter 3 – title

Text proposed by the Commission

Amendment

Action plans, measures and implementing methods

Execution

Or. en

Amendment 153

Proposal for a regulation Article 19 – paragraph 1

Text proposed by the Commission

Amendment

1. The Commission shall adopt annual or multiannual action plans or measures. The measures may take the form of individual measures, special measures, support measures or exceptional assistance measures. ***Action plans and measures shall specify for each action the objectives pursued, the expected results and main activities, the methods of implementation, the budget and any associated support expenditures.***

1. The Commission shall adopt annual or multiannual action plans or measures. The measures may take the form of individual measures, special measures, support measures or exceptional assistance measures.

Or. en

Amendment 154

Proposal for a regulation Article 19 – paragraph 2 – subparagraph 3

Text proposed by the Commission

Amendment

In the event of unforeseen needs or circumstances, and when funding is not possible from more appropriate sources, the Commission may adopt special measures not ***provided for in*** the programming documents.

In the event of unforeseen needs or circumstances, and when funding is not possible from more appropriate sources, the Commission is empowered to adopt delegated acts in accordance with Article 34 laying down special measures not ***based on*** the programming documents.

Or. en

Amendment 155

Proposal for a regulation Article 19 – paragraph 3

Text proposed by the Commission

3. Annual or multiannual action plans and individual measures may be used to **implement** rapid response actions referred to in Article 4(4)(b) **and (c)**.

Amendment

3. Annual or multiannual action plans and individual measures may be used to **execute** rapid response actions referred to in Article 4(4)(b).

Or. en

Amendment 156

Proposal for a regulation Article 19 – paragraph 4 – subparagraph 2

Text proposed by the Commission

An exceptional assistance measure may have a duration of up to 18 months, which may be extended twice by a further period of up to six months, up to a total maximum duration of 30 months, in the event of objective and unforeseen obstacles to its implementation, provided that there is no increase in the financial amount of the measure.

Amendment

deleted

Or. en

Amendment 157

Proposal for a regulation Article 19 – paragraph 4 – subparagraph 3

Text proposed by the Commission

In cases of protracted crisis and conflict, the Commission may adopt a second exceptional assistance measure of a duration of up to 18 months. In duly

Amendment

deleted

justified cases further measures may be adopted where the continuity of the Union's action is essential and cannot be ensured by other means.

Or. en

Amendment 158

Proposal for a regulation Article 19 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4 a. Measures taken under Article 19 (3) and (4) may have a duration of up to 18 months, which may be extended twice by a further period of up to six months, up to a total maximum duration of 30 months, in the event of objective and unforeseen obstacles to execution, provided that there is no increase in the financial amount of the measure.

In cases of protracted crisis and conflict, the Commission may adopt a second exceptional assistance measure of a duration of up to 18 months. In duly justified cases, further measures may be adopted where the continuity of the Union's action under this paragraph is essential and cannot be ensured by other means.

Or. en

Amendment 159

Proposal for a regulation Article 20 – paragraph 1

Text proposed by the Commission

Amendment

1. Union financing may cover support expenditure for the **implementation** of the Instrument and for the achievement of its

1. Union financing may cover support expenditure for the **execution** of the Instrument and for the achievement of its

objectives, including administrative support associated with the preparation, follow-up, monitoring, control, audit and evaluation activities necessary for such **implementation**, as well as expenditure at headquarters and Union delegations for the administrative support needed for the programme, and to manage operations financed under this Regulation, including information and communication actions, and corporate information technology systems.

objectives, including administrative support associated with the preparation, follow-up, monitoring, control, audit and evaluation activities necessary for such **execution**, as well as expenditure at headquarters and Union delegations for the administrative support needed for the programme, and to manage operations financed under this Regulation, including information and communication actions, and corporate information technology systems.

Or. en

Amendment 160

Proposal for a regulation Article 21 – paragraph 1

Text proposed by the Commission

1. Action plans and measures shall be adopted by ***means of implementing acts adopted*** in accordance with the ***examination procedure referred to in Article 35(2)***.

Amendment

1. Action plans and measures shall be adopted by ***a Commission decision*** in accordance with the ***Financial Regulation***.

Or. en

Amendment 161

Proposal for a regulation Article 21 – paragraph 2

Text proposed by the Commission

2. ***The procedure referred to in paragraph 1 shall not be required for:***
(a) action plans, individual measures and support measures, for which the Union's funding does not exceed EUR 10 million;
(b) special measures as well as action

Amendment

deleted

plans and measures adopted in order to implement rapid response actions for which the Union's funding does not exceed EUR 20 million;

(c) technical amendments, provided such amendments do not substantially affect the objectives of the action plan or measure concerned, such as:

(i) change of method of implementation;

(ii) reassignments of funds between actions contained in an action plan;

(iii) increases or reductions of the budget of action plans and measures by not more than 20 % of the initial budget and not exceeding EUR 10 million;

In case of multiannual action plans and measures, the thresholds referred to in paragraph (2)(a), (b) and (c) (iii) shall be applicable on a yearly basis.

When adopted in accordance with this paragraph, action plans and measures, except exceptional assistance measures, and technical amendments shall be communicated to the European Parliament and to the Member States through the relevant committee referred to in Article 35 within one month of their adoption.

Or. en

Amendment 162

Proposal for a regulation

Article 21 – paragraph 3 – subparagraph 1

Text proposed by the Commission

Before the adoption or extension of exceptional assistance measures not exceeding EUR 20 million, the Commission shall inform the Council of their nature and objectives and of the

Amendment

The Commission shall take account of the relevant policy approach of the Council *and the European Parliament* for the planning and subsequent *application* of such measures, in the interests of

financial amounts envisaged. The Commission shall inform the Council before making significant substantive changes to exceptional assistance measures already adopted. The Commission shall take account of the relevant policy approach of the Council for the planning and subsequent **implementation** of such measures, in the interests of consistency of the Union's external action.

consistency of the Union's external action.

Or. en

Amendment 163

Proposal for a regulation Article 21 – paragraph 3 – subparagraph 2

Text proposed by the Commission

The Commission shall **keep** the European Parliament **duly informed, in a timely manner**, about the planning **and the implementation of exceptional assistance** measures pursuant to this Article, including the financial amounts envisaged, and shall also inform the European Parliament when making substantial changes or extensions to that assistance.

Amendment

The Commission shall **immediately inform** the European Parliament about the planning **of** measures pursuant to this Article, including the financial amounts envisaged, and shall also inform the European Parliament when making substantial changes or extensions to that assistance. **As soon as possible following the adoption of a measure, and in any case within two months thereof, the Commission shall report to the European Parliament and to the Council and give an overview of the nature, context and rationale of the measure adopted, including the complementarity of that measure with the ongoing and planned Union response.**

Or. en

Amendment 164

Proposal for a regulation Article 21 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3 a. *Before adopting action plans and measures not based on programming documents pursuant to Article 19(2), the Commission shall adopt a delegated act in accordance with Article 34 supplementing this Regulation by setting out the specific objectives to be pursued, the results expected, the instruments to be used, the main activities and the indicative financial allocations of these action plans and measures.*

Or. en

Amendment 165

Proposal for a regulation Article 21 – paragraph 4

Text proposed by the Commission

Amendment

4. *In the event of duly justified imperative grounds of urgency, such as crises including natural or man-made disasters, immediate threats to democracy, the rule of law, human rights or fundamental freedoms, the Commission may adopt action plans and measures or amendments to existing action plans and measures, as immediately applicable implementing acts, in accordance with the procedure referred to in Article 35(4).*

deleted

Or. en

Amendment 166

Proposal for a regulation Article 21 – paragraph 5 – subparagraph 1

Text proposed by the Commission

Appropriate environmental screening, including for climate change and biodiversity impacts, shall be undertaken at the level of actions, in accordance with the applicable legislative acts of the Union, including Directive 2011/92/EU⁸² of the European Parliament and of the Council and Council Directive 85/337/EEC⁸³, comprising, where applicable, an environmental impact assessment for environmentally sensitive actions, in particular for major new infrastructure.

⁸² Directive 2011/92/EU of the European Parliament and of the Council of 13 December 2011 on the assessment of the effects of certain public and private projects on the environment (codification) (OJ L 26 28.1.2012. p.1).

⁸³ Council Directive of 27 June 1985 on the assessment of the effects of certain public and private projects on the environment (OJ L 175, 05.07.1985. p. 0040 – 0048).

Amendment

Appropriate **human rights, social and** environmental screening, including for climate change and biodiversity impacts, shall be undertaken at the level of actions, in accordance with the applicable legislative acts of the Union, including Directive 2011/92/EU⁸² of the European Parliament and of the Council and Council Directive 85/337/EEC⁸³, comprising, where applicable, an environmental impact assessment for environmentally sensitive actions, in particular for major new infrastructure.

⁸² Directive 2011/92/EU of the European Parliament and of the Council of 13 December 2011 on the assessment of the effects of certain public and private projects on the environment (codification) (OJ L 26 28.1.2012. p.1).

⁸³ Council Directive of 27 June 1985 on the assessment of the effects of certain public and private projects on the environment (OJ L 175, 05.07.1985. p. 0040 – 0048).

Or. en

Amendment 167

Proposal for a regulation

Article 21 – paragraph 5 – subparagraph 2

Text proposed by the Commission

Where relevant, strategic environmental assessments shall be used in the **implementation** of sectoral programmes. The involvement of interested stakeholders in **environmental** assessments and public access to the results of such assessments shall be ensured.

Amendment

Where relevant, **human rights, social and** strategic environmental assessments shall be used in the **execution** of sectoral programmes. The involvement of interested stakeholders in **these** assessments and public access to the results of such assessments shall be ensured.

Or. en

Amendment 168

**Proposal for a regulation
Article 21 a (new)**

Text proposed by the Commission

Amendment

Article 21 a

**European Parliament's assistance
programmes**

The Commission shall hold a dialogue with the European Parliament, and take into account the European Parliament's views on areas in which the latter is running its own assistance programmes (such as capacity-building and election observation).

Or. en

Amendment 169

**Proposal for a regulation
Article 23 – title**

Text proposed by the Commission

Amendment

Forms of **EU** funding and methods of **implementation**

Forms of **Union** funding and methods of **application**

Or. en

Amendment 170

**Proposal for a regulation
Article 23 – paragraph 2**

Text proposed by the Commission

Amendment

2. When working with stakeholders of partner countries, the Commission shall take into account their specificities, including their needs and the relevant

2. When working with stakeholders of partner countries, the Commission shall take into account their specificities, including their needs and the relevant

context, when defining the financing modalities, the type of contribution, the award modalities and the administrative provisions for the management of grants, with a view to reaching and best responding to the widest possible range of such stakeholders. Specific modalities shall be encouraged in accordance with the Financial Regulation, such as partnership agreements, authorisations of financial support to third parties, direct award or eligibility-restricted calls for proposals, or lump sums, unit costs and flat-rate financing as well as financing not linked to costs as envisaged in Article 125(1) of the Financial Regulation.

context, when defining the financing modalities, the type of contribution, the award modalities and the administrative provisions for the management of grants, with a view to reaching and best responding to the widest possible range of such stakeholders. ***That assessment shall take into account the conditions for a meaningful participation and involvement of all stakeholders, in particular local civil society.***

Specific modalities shall be encouraged in accordance with the Financial Regulation, such as partnership agreements, authorisations of financial support to third parties, direct award or eligibility-restricted calls for proposals, or lump sums, unit costs and flat-rate financing as well as financing not linked to costs as envisaged in Article 125(1) of the Financial Regulation. ***Those different modalities shall ensure transparency, traceability and innovation.***

Or. en

Amendment 171

Proposal for a regulation

Article 23 – paragraph 3 – subparagraph 1 – point b

Text proposed by the Commission

(b) grants, where appropriate without the need for co-financing, to finance actions in the most difficult conditions where the publication of a call for proposals would be inappropriate including situations where there is a serious lack of fundamental freedoms, where human security is most at risk or where human rights organisations and defenders operate

Amendment

(b) grants, where appropriate without the need for co-financing, to finance actions in the most difficult conditions where the publication of a call for proposals would be inappropriate including situations where there is a serious lack of fundamental freedoms, where human security is most at risk or where human rights organisations and defenders operate

under the most difficult conditions. Such grants shall not exceed EUR 1 000 000 and shall have a duration of up to 18 months, which may be extended by a further 12 months in the event of objective and unforeseen obstacles to their **implementation**;

under the most difficult conditions. Such grants shall not exceed EUR 1 000 000 and shall have a duration of up to 18 months, which may be extended by a further 12 months in the event of objective and unforeseen obstacles to their **application**;

Or. en

Amendment 172

Proposal for a regulation

Article 23 – paragraph 3 – subparagraph 2

Text proposed by the Commission

Budget support as referred to in point (c) of paragraph 1, including through sector reform performance contracts, shall be based on country ownership, mutual accountability and shared commitments to universal values, democracy, human rights, the rule of law, and aims at strengthening partnerships between the Union and partner countries. It shall include reinforced policy dialogue, capacity development, and improved governance, complementing partners' efforts to collect more and spend better in order to support sustainable and inclusive economic growth and jobs and poverty eradication.

Amendment

Budget support as referred to in point (c) of paragraph 1, including through sector reform performance contracts, shall be based on country ownership, mutual accountability and shared commitments to universal values, democracy, human rights, **gender equality, social inclusion and human development**, the rule of law, and aims at strengthening partnerships between the Union and partner countries. It shall include reinforced policy dialogue, capacity development, and improved governance, complementing partners' efforts to collect more and spend better in order to support sustainable and inclusive economic growth and jobs **the reduction of inequalities** and poverty eradication.

Or. en

Amendment 173

Proposal for a regulation

Article 23 – paragraph 3 – subparagraph 3

Text proposed by the Commission

Any decision to provide budget support

Amendment

Any decision to provide budget support

shall be based on budget support policies agreed by the Union, a clear set of eligibility criteria and a careful assessment of the risks and benefits.

shall be based on budget support policies agreed by the Union, a clear set of eligibility criteria and a careful assessment of the risks and benefits. ***One of the key determinants of that decision shall be an assessment of the commitment, record and progress of partner countries with regard to democracy, human rights and the rule of law.***

Or. en

Amendment 174

Proposal for a regulation Article 23 – paragraph 7

Text proposed by the Commission

Amendment

7. Those financial instruments may be grouped into facilities for ***implementation*** and reporting purposes

7. Those financial instruments may be grouped into facilities for ***application*** and reporting purposes

Or. en

Amendment 175

Proposal for a regulation Article 24 – paragraph 1 – point f

Text proposed by the Commission

Amendment

(f) member countries of the Organisation for Economic Cooperation and Development, in the case of contracts ***implemented*** in a Least Developed Country or a Highly Indebted Poor Country, as included in the list of Official Development Assistance recipients.

(f) member countries of the Organisation for Economic Cooperation and Development, in the case of contracts ***applied*** in a Least Developed Country or a Highly Indebted Poor Country, as included in the list of Official Development Assistance recipients.

Or. en

Amendment 176

Proposal for a regulation Article 24 – paragraph 5

Text proposed by the Commission

5. For actions jointly co-financed by an entity, or **implemented** in direct or indirect management with entities as referred to point (c) (ii) to (viii) of Article 62(1) of the Financial Regulation, the eligibility rules of those entities shall also apply.

Amendment

5. For actions jointly co-financed by an entity, or **applied** in direct or indirect management with entities as referred to point (c) (ii) to (viii) of Article 62(1) of the Financial Regulation, the eligibility rules of those entities shall also apply.

Or. en

Amendment 177

Proposal for a regulation Article 24 – paragraph 9

Text proposed by the Commission

9. The eligibility rules of this Article may be restricted with regard to the nationality, geographical location or nature of applicants, where such restrictions are required on account of the specific nature and the objectives of the action and where they are necessary for its effective **implementation**.

Amendment

9. The eligibility rules of this Article may be restricted with regard to the nationality, geographical location or nature of applicants, where such restrictions are required on account of the specific nature and the objectives of the action and where they are necessary for its effective **application. Nationality restrictions shall not apply to international organisations.**

Or. en

Amendment 178

Proposal for a regulation Article 26 – paragraph 1 – subparagraph 2

Text proposed by the Commission

The purpose of the EFSD+ as an integrated financial package supplying financial capacity drawing on the methods of

Amendment

The purpose of the EFSD+ as an integrated financial package supplying financial capacity drawing on the methods of

implementation set up in Article 23(1)(a), (e), (f) and (g), shall be to support investments and increase access to financing, in order to foster sustainable and inclusive economic and social development and promote the socio-economic resilience in partner countries with a particular focus on the, eradication of poverty, sustainable and inclusive growth, the creation of decent jobs, economic opportunities, skills and entrepreneurship, socioeconomic sectors, micro, small and medium-sized enterprises as well as addressing specific socioeconomic root causes of irregular migration, in accordance with the relevant indicative programming documents. Special attention shall be given to countries identified as experiencing fragility or conflict, Least Developed Countries and heavily indebted poor countries.

application set up in **points (a), (e), (f) and (g) of Article 23(1)**, shall be to support investments and increase access to financing, **while maximising additionality, delivering innovative products and crowding in private sector**, in order to foster sustainable and inclusive economic and social development and promote the socio-economic resilience in partner countries with a particular focus on the, eradication of poverty, sustainable and inclusive growth, the creation of decent jobs, **in particular for women and young people** economic opportunities, skills and entrepreneurship, socioeconomic sectors, **with a focus on social enterprises and cooperatives in view of their potential to reduce poverty, inequalities, human rights and livelihoods, supporting** micro, small and medium-sized enterprises as well as addressing specific socioeconomic root causes of irregular migration, **forced displacement** in accordance with the relevant indicative programming documents. Special attention shall be given to countries identified as experiencing fragility or conflict, Least Developed Countries and heavily indebted poor countries.

Or. en

Amendment 179

Proposal for a regulation Article 26 – paragraph 3

Text proposed by the Commission

3. Under the External Action Guarantee, the Union may guarantee operations, signed between 1 January 2021 and 31 December 2027, up to EUR 60 000 000 000.

Amendment

3. Under the External Action Guarantee, the Union may guarantee operations, signed between 1 January 2021 and 31 December 2027, up to EUR 60 000 000 000. ***That ceiling shall be reviewed in the context of the mid-term evaluation report pursuant to Article 32..***

Amendment 180**Proposal for a regulation
Article 26 – paragraph 6***Text proposed by the Commission*

6. The EFSD+ and the External Action Guarantee may support financing and investment operations in partner countries in the geographical areas referred to in Article 4(2). The provisioning of the External Action Guarantee shall be financed from the budget of the relevant geographic programmes established by Article 6(2)(a) and shall be transferred into the common provisioning fund. The EFSD+ and the External Action Guarantee may also support operations in beneficiaries listed in Annex I of Regulation IPA III. The funding for these operations under the EFSD+ and for the provisioning of the External Action Guarantee shall be financed from the Regulation IPA. The provisioning of the External Action Guarantee for loans to third countries referred to in Article 10 (2) of Regulation EINS shall be financed from Regulation EINS.

Amendment

6. The EFSD+ and the External Action Guarantee may support financing and investment operations in partner countries in the geographical areas referred to in Article 4(2). The provisioning of the External Action Guarantee shall be financed from the budget of the relevant geographic programmes established by Article 6(2)(a) and shall be transferred into the common provisioning fund. ***The geographic distribution of EFSD+ operations shall, to the maximum extent possible, also reflect the relative weight of the financial allocations for the different regions as outlined in point (a) of Article 6(2).*** The EFSD+ and the External Action Guarantee may also support operations in beneficiaries listed in Annex I of Regulation IPA III. The funding for these operations under the EFSD+ and for the provisioning of the External Action Guarantee shall be financed from the Regulation IPA. The provisioning of the External Action Guarantee for loans to third countries referred to in Article 10 (2) of Regulation EINS shall be financed from Regulation EINS.

Or. en

Amendment 181**Proposal for a regulation
Article 26 a (new)**

Text proposed by the Commission

Amendment

Article 26 a

Objectives for the EFSD+

1. The EFSD+ operations eligible for support through the External Action Guarantee shall contribute to the following priority areas:

(a) providing finance and support to private and cooperative sector development to contribute to sustainable development and, where appropriate, the European Neighbourhood Policy and the objectives set out in Article 3 of the of Regulation EU.../... [IPA III];

(b) addressing bottlenecks to private investments;

(c) leveraging private sector financing, with a particular focus on micro, small and medium-sized enterprises;

(d) strengthening socio-economic sectors and areas and related public and private infrastructure and sustainable connectivity;

(e) contributing to climate action and environmental protection and management;

(f) contributing, by promoting sustainable development, to addressing specific root causes of migration, including irregular migration, and contribute to safe, orderly and regular migration and mobility.

Or. en

Amendment 182

**Proposal for a regulation
Article 27 – paragraph 1**

Text proposed by the Commission

Amendment

1. The financing and investment

1. The financing and investment

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operations eligible for support through the External Action Guarantee shall be consistent and aligned with Union policies, as well as with the partner countries' strategies and policies. They shall in particular support the objectives, general principles and policy framework of this Regulation and the relevant indicative programming documents, with due regard to the priority areas laid down in Annex V.

operations eligible for support through the External Action Guarantee shall be consistent and aligned with Union policies, as well as with the partner countries' strategies and policies ***and address local market failures or sub-optimal investment operations and without unfairly competing with local economic actors.*** They shall in particular support the objectives, general principles and policy framework of this Regulation and the relevant indicative programming documents, with due regard to the priority areas laid down in ***Article 26 a and further described in*** Annex V.

Or. en

Amendment 183

Proposal for a regulation

Article 27 – paragraph 2 – introductory part

Text proposed by the Commission

2. The External Action Guarantee shall support financing and investment operations compliant with the conditions set out in points (a) to **(c)** of Article 209(2) of the Financial Regulation and that:

Amendment

2. The External Action Guarantee shall support financing and investment operations compliant with the conditions set out in points (a) to **(d)** of Article 209(2) of the Financial Regulation and that:

Or. en

Amendment 184

Proposal for a regulation

Article 27 – paragraph 2 – point c a (new)

Text proposed by the Commission

Amendment

(c a) target sectors and issues where there are clear market or institutional failures inhibiting private sector financing;

Amendment 185

Proposal for a regulation
Article 27 – paragraph 2 – point c b (new)

Text proposed by the Commission

Amendment

(c b) are structured in a manner which contributes to catalysing market development and to mobilising private sector resources towards investment gaps;

Or. en

Amendment 186

Proposal for a regulation
Article 27 – paragraph 2 – point c c (new)

Text proposed by the Commission

Amendment

(c c) focus on projects involving greater risks than private lenders are prepared to undertake on a commercial basis alone;

Or. en

Amendment 187

Proposal for a regulation
Article 27 – paragraph 2 – point c d (new)

Text proposed by the Commission

Amendment

(c d) do not distort markets in partner countries and regions.

Or. en

Amendment 188

Proposal for a regulation

Article 27 – paragraph 2 – point c e (new)

Text proposed by the Commission

Amendment

(c e) maximise, where possible, the mobilisation of local private sector capital;

Or. en

Amendment 189

Proposal for a regulation

Article 27 – paragraph 2 – point c f (new)

Text proposed by the Commission

Amendment

(c f) respect the development effectiveness principles as set out in the Busan Partnership for Effective Development Cooperation and reaffirmed in Nairobi in 2016, including ownership, alignment, focus on results, transparency and mutual accountability, as well as the objective of untying aid;

Or. en

Amendment 190

Proposal for a regulation

Article 27 – paragraph 2 – point c g (new)

Text proposed by the Commission

Amendment

(c g) are designed to fulfil the criteria for ODA established by the OECD-DAC, taking into account the specificities of private sector development, except for operations in industrialised countries non eligible for ODA; and

Amendment 191**Proposal for a regulation****Article 27 – paragraph 2 – point c h (new)***Text proposed by the Commission**Amendment*

(c h) are applied with full respect for international human rights law as well as internationally agreed guidelines, principles and conventions, including the Principles for Responsible Investment, UN Guiding Principles on Business and Human Rights, OECD Guidelines for Multinational Enterprises, the UN Food and Agriculture Organization’s Principles for Responsible Investment in Agriculture and Food Systems, and International Labour Organization conventions.

Or. en

Amendment 192**Proposal for a regulation****Article 27 – paragraph 4***Text proposed by the Commission**Amendment*

4. The eligible counterparts for the purposes of the External Action Guarantee shall be the ones identified in Article 208(4) of the Financial Regulation, including those from third countries contributing to the External Action Guarantee, subject to approval by the Commission in accordance with Article 28 of this Regulation. In addition, and by derogation to Article 62(2)(c) of the Financial Regulation, bodies governed by the private law of a Member State or a third country which has contributed to the External Action Guarantee in accordance with Article 28, and which provide

4. The eligible counterparts for the purposes of the External Action Guarantee shall be the ones identified in Article 208(4) of the Financial Regulation, including those from third countries contributing to the External Action Guarantee, subject to approval by the Commission in accordance with Article 28 of this Regulation, ***and the opinion of the strategic board.*** In addition, and by derogation to Article 62(2)(c) of the Financial Regulation, bodies governed by the private law of a Member State or a third country which has contributed to the External Action Guarantee in accordance

adequate assurance of their financial capacity shall be eligible for the purpose of the Guarantee.

with Article 28, and which provide adequate assurance of their financial capacity shall be eligible for the purpose of the Guarantee.

Or. en

Amendment 193

Proposal for a regulation

Article 27 – paragraph 5 – subparagraph 3

Text proposed by the Commission

The Commission shall ensure fair treatment for all eligible counterparts and shall ensure that conflicts of interest are avoided throughout the **implementation** period of the EFSD+. In order to ensure complementarity, the Commission may request any relevant information from eligible counterparts about their non-EFSD+ operations.

Amendment

The Commission shall ensure fair treatment for all eligible counterparts and shall ensure that conflicts of interest are avoided throughout the **application** period of the EFSD+. In order to ensure complementarity, the Commission may request any relevant information from eligible counterparts about their non-EFSD+ operations.

Or. en

Amendment 194

Proposal for a regulation

Article 27 – paragraph 5 a (new)

Text proposed by the Commission

Amendment

5 a. The European Parliament or the Council may invite eligible counterparts to an exchange of views concerning financing and investment operations covered by this Regulation.

Or. en

Amendment 195

Proposal for a regulation Article 27 – paragraph 7

Text proposed by the Commission

Amendment

7. The Commission shall set up investment windows for regions, specific partner countries or both, for specific sectors, or for specific projects, specific categories of final beneficiaries or both, which are to be funded by this Regulation, to be covered by the External action Guarantee up to a fixed amount. The Commission shall inform the European Parliament and the Council on how the investment windows comply with this Article and their detailed funding priorities. All requests for financial support within investment windows shall be made to the Commission.

deleted

The choice of investment windows shall be duly justified by an analysis of the market failure or sub-optimal investment situations. That analysis shall be carried out by the Commission in cooperation with potentially eligible counterparts and stakeholders.

Eligible counterparts may provide the instruments referred to in paragraph 3 under an investment window or individual project administered by an eligible counterpart. The instruments may be provided for the benefit of partner countries, including countries experiencing fragility or conflict or countries facing challenges in reconstruction and post-conflict recovery, for the benefit of those partner countries' institutions, including their public national and private local banks and finance institutions, as well as for the benefit of private sector entities of those partner countries.

Or. en

Amendment 196

Proposal for a regulation Article 27 – paragraph 9

Text proposed by the Commission

9. The Commission shall be empowered to adopt delegated acts in accordance with Article 34 to supplement or amend the priority areas in Annex V and the ***governance*** of the ***EFSD+ in Annex VI***.

Amendment

9. The Commission shall be empowered to adopt delegated acts in accordance with Article 34 to supplement or amend the priority areas ***and investment windows indicated*** in Annex V.

The Commission shall inform the European Parliament and the Council on how the investment windows comply with the requirements set out in Article 26 a and this Article and their detailed funding priorities. All requests for financial support within investment windows shall be made to the Commission.

The choice of investment windows shall be duly justified by an analysis of the market failure or sub-optimal investment situations. That analysis shall be carried out by the Commission in cooperation with potentially eligible counterparts and stakeholders.

Eligible counterparts may provide the instruments referred to in paragraph 3 under an investment window or individual project administered by an eligible counterpart. The instruments may be provided for the benefit of partner countries, including countries experiencing fragility or conflict or countries facing challenges in reconstruction and post-conflict recovery, for the benefit of those partner countries' institutions, including their public national and private local banks and finance institutions, as well as for the benefit of private sector entities of those partner countries.

Or. en

Amendment 197

Proposal for a regulation Article 27 a (new)

Text proposed by the Commission

Amendment

Article 27 a

Governance of the EFSD +

- 1. The EFSD+ shall be composed of regional investment platforms established on the basis of the working methods, procedures and structures of the existing external blending facilities of the Union, which may combine their blending operations and External Action Guarantee operations under the EFSD+.*
- 2. The management of the EFSD+ shall be ensured by the Commission.*
- 3. In the management of the EFSD+ the Commission shall be advised by a strategic board, except in the case of the operations covering the Union's Enlargement policy and financed by [IPA III], where the Commission shall be advised by a strategic board of the Western Balkans Investment Framework (WBIF).*
- 4. The strategic board shall advise the Commission on the strategic orientation and priorities of External Action Guarantee investments under the EFSD+ and contribute to their alignment with the guiding principles and objectives of the Union's external action, development policy, European Neighbourhood policy, as well as with the objectives set out in Article 3 and the purpose of the EFSD+ as set out in Article 26. It shall also support the Commission in setting overall investment goals as regards the use of the External Action Guarantee to support EFSD+ operations and monitor an appropriate and diversified geographical and thematic coverage for investment*

windows, while giving special attention to countries identified as experiencing fragility or conflict, Least Developed Countries ('LDCs') and heavily indebted poor countries.

5. The strategic board shall also support overall coordination, complementarity and coherence between the regional investment platforms, between the three pillars of the European Investment Plan, between the European Investment Plan and the Union's other efforts on migration and on the implementation of the 2030 Agenda, as well as with other programmes set out in this Regulation, other Union funding instruments and Trust Funds.

6. The strategic board shall be composed of representatives of the Commission and of the High Representative, of all Member States and of the European Investment Bank. The European Parliament shall have observer status. Contributors, eligible counterparts, partner countries, relevant regional organisations and other stakeholders may be given observer status, where appropriate. The strategic board shall be consulted prior to the inclusion of any new observer. The strategic board shall be co-chaired by the Commission and the High Representative.

7. The strategic board shall meet at least twice a year and, when possible, adopt opinions by consensus. Additional meetings may be organised at any time by the chair or at the request of one third of its members. Where consensus cannot be reached, the voting rights as agreed during the first meeting of the strategic board and laid down in its rules of procedure shall apply. Those voting rights shall take due account of the source of financing. The rules of procedure shall set out the framework regarding the role of observers. The minutes and agendas of the meetings of the strategic board shall, following their adoption, be made public.

8. The Commission shall report annually to the strategic board about the progress made in respect of the application of the EFSD+. The strategic board of the WBIF shall provide progress made on the application of the guarantee instrument for the Enlargement region to complement that reporting. The strategic board shall regularly organise a consultation of relevant stakeholders on the strategic orientation and application of the EFSD+.

9. The existence of the two strategic boards does not bear influence on the need to have a single, unified EFSD+ risk management framework.

10. During the application period of the EFSD+, the strategic board shall, as soon as possible, adopt and publish guidelines setting out how conformity of EFSD+ operations with the objectives and eligibility criteria set out in Articles 26 a and 27 is to be ensured.

11. In its strategic guidance, the strategic board shall take due account of relevant European Parliament resolutions and Council decisions and conclusions.

12. The operational boards of regional investment platforms shall support the Commission at the application level in defining regional and sectoral investment goals and regional, sectoral and thematic investment windows and shall formulate opinions on blending operations and on the use of the External Action Guarantee covering EFSD+ operations.

Or. en

(based on the Annex VI of the Commission proposal)

Amendment 198

Proposal for a regulation

Article 28 – paragraph 1 – subparagraph 3

Text proposed by the Commission

Contribution from third countries other than the contracting parties to the Agreement on the European Economic Area and from other third parties shall be in the form of cash and subject to approval by the Commission.

Amendment

Contribution from third countries other than the contracting parties to the Agreement on the European Economic Area and from other third parties shall be in the form of cash and subject to ***the opinion of the Strategic Board and*** approval by the Commission.

Or. en

Amendment 199

Proposal for a regulation

Article 28 – paragraph 1 – subparagraph 5

Text proposed by the Commission

At the request of the Member States, their contributions may be earmarked for the initiation of actions in specific regions, countries, sectors or existing investment windows.

Amendment

deleted

Or. en

Amendment 200

Proposal for a regulation

Article 28 – paragraph 2 – subparagraph 3

Text proposed by the Commission

Any contribution may be used to cover guarantee calls ***regardless of earmarking.***

Amendment

Any contribution may be used to cover guarantee calls.

Or. en

Amendment 201

Proposal for a regulation Article 29 – title

Text proposed by the Commission

Implementation of External Action
Guarantee agreements

Amendment

Application of External Action Guarantee
agreements

Or. en

Amendment 202

Proposal for a regulation Article 29 – paragraph 1

Text proposed by the Commission

1. The Commission, on behalf of the Union, shall conclude External Action Guarantee agreements with the eligible counterparts selected pursuant to Article 27. Agreements may be concluded with a consortium of two or more eligible counterparts.

Amendment

1. The Commission, on behalf of the Union, shall conclude External Action Guarantee agreements with the eligible counterparts selected pursuant to Article 27. ***Those agreements shall be unconditional, irrevocable, at first demand, and in favour of selected counterparts.*** Agreements may be concluded with a consortium of two or more eligible counterparts.

Or. en

Amendment 203

Proposal for a regulation Article 29 – paragraph 3 – point c

Text proposed by the Commission

(c) a mention of the objectives and purpose of this Regulation, a needs assessment and an indication of the expected results, taking into account the promotion of corporate social responsibility and responsible business

Amendment

(c) a mention of the objectives and purpose of this Regulation, a needs assessment and an indication of the expected results, taking into account the promotion of corporate social responsibility and responsible business conduct, ***including, in particular, by***

conduct;

respect for the internationally agreed guidelines, principles and legal instruments referred to in point (ch) of Article 27(2);

Or. en

Amendment 204

Proposal for a regulation Article 29 – paragraph 3 – point d

Text proposed by the Commission

(d) the remuneration of the guarantee, which is to reflect the risk level, and the possibility for the remuneration to be partly subsidised in order to give concessional terms in duly justified cases;

Amendment

(d) the remuneration of the guarantee, which is to reflect the risk level, and the possibility for the remuneration to be partly subsidised in order to give concessional terms in duly justified cases, **and in particular countries experiencing fragility or conflict, LDCs and heavily indebted countries;**

Or. en

Amendment 205

Proposal for a regulation Article 29 – paragraph 3 – point g

Text proposed by the Commission

(g) monitoring, reporting and evaluation obligations;

Amendment

(g) **transparent** monitoring, reporting and evaluation obligations;

Or. en

Amendment 206

Proposal for a regulation Article 29 – paragraph 3 – point h

Text proposed by the Commission

(h) clear and accessible complaints procedures for third parties that could be affected by the **implementation** of projects supported by the External Action Guarantee.

Amendment

(h) clear and accessible complaints procedures for third parties that could be affected by the **application** of projects supported by the External Action Guarantee.

Or. en

Amendment 207

**Proposal for a regulation
Article 29 – paragraph 8**

Text proposed by the Commission

8. The Commission shall report on financial instruments, budgetary guarantees, financial assistance in accordance with Article 241 and 250 of the Financial Regulation. To this purpose, the eligible counterparts shall provide annually the information necessary to allow the Commission to comply with the reporting obligations.

Amendment

8. The Commission shall report on financial instruments, budgetary guarantees, financial assistance in accordance with Article 241 and 250 of the Financial Regulation. To this purpose, the eligible counterparts shall provide annually the information necessary to allow the Commission to comply with the reporting obligations. ***In addition, the Commission shall submit an annual report to the European Parliament and to the Council as detailed in Article 31(6 a).***

Or. en

Amendment 208

**Proposal for a regulation
Article 30 a (new)**

Text proposed by the Commission

Amendment

Article 30 a

Grievance and redress mechanism

In view of possible grievances of third parties in partner countries, including communities and individuals affected by

projects supported by the EFSD+ and the External Action Guarantee, the Commission and European Union delegations shall publish on their websites direct references to the complaints mechanisms of the relevant counterparts that have concluded agreements with the Commission. The Commission shall also provide the possibility of directly receiving complaints related to the treatment of grievances by eligible counterparts. The Commission shall take that information into account in view of future cooperation with those counterparts.

Or. en

Amendment 209

Proposal for a regulation Article 30 b (new)

Text proposed by the Commission

Amendment

Article 30 b

Excluded activities and non-cooperative jurisdictions

1. The External Action Guarantee shall not support financing and investment operations which:

(a) are linked to the military or state security sector.

(b) support the development of nuclear energy, except for loans provided in accordance with Regulation EINS, and fossil fuels and promote further carbon lock-in of economies and societies.

(c) have significant environmental external costs, such as those that involve degradation of protected areas, Critical Habitats and Heritage sites for which no sustainable development and management plan is carried out.

(d) result in violation of human rights in

partner countries, such as depriving communities from their right to access and control natural resources such as land, contribute to forced displacement of populations, or involve forced labour or child labour.

2. In their financing and investment operations, the eligible counterparts shall comply with applicable Union law and agreed international and Union standards and, therefore, shall not support projects under this Regulation that contribute to money laundering, terrorism financing, tax avoidance, tax fraud and tax evasion, or promotion of fossil fuels. In addition, the eligible counterparts shall not enter into new or renewed operations with entities incorporated or established in jurisdictions listed under the relevant Union policy on non-cooperative jurisdictions, or that are identified as high risk third countries pursuant to Article 9(2) of Directive (EU) 2015/849 of the European Parliament and of the Council, or that do not effectively comply with Union or internationally agreed tax standards on transparency and exchange of information.

Or. en

Amendment 210

Proposal for a regulation Article 31 – paragraph -1 (new)

Text proposed by the Commission

Amendment

-1. The achievement of the objectives of this Regulation shall be measured through an adequate, transparent and accountable monitoring, reporting and evaluation system, ensuring the proper involvement of the European Parliament and the Council, as well as enhancing the participation of all Union partners, including civil society, in the application

of the programmes.

Or. en

Amendment 211

Proposal for a regulation

Article 31 – paragraph 1

Text proposed by the Commission

1. Indicators to report on progress under this Regulation towards the achievement of the specific objectives set out in Article 3 are set in Annex VII, in line with the Sustainable Development Goals indicators. The values of the indicators on 1 January 2021 shall be used as a basis for assessing the extent to which the objectives have been achieved.

Amendment

1. Indicators to report on progress under this Regulation towards the achievement of the specific objectives set out in Article 3 **(2)** are set in Annex VII, in line with the Sustainable Development Goals indicators. The values of the indicators on 1 January 2021 shall be used as a basis for assessing the extent to which the objectives have been achieved.

Or. en

Amendment 212

Proposal for a regulation

Article 31 – paragraph 2 – subparagraph 1

Text proposed by the Commission

The Commission shall regularly monitor its actions and review progress made towards delivering expected results, covering outputs and outcomes.

Amendment

The Commission shall regularly monitor its actions and review progress made towards delivering expected **targets and** results, covering outputs and outcomes.

Or. en

Amendment 213

Proposal for a regulation

Article 31 – paragraph 2 – subparagraph 2

Text proposed by the Commission

Progress with respect to expected results should be monitored on the basis of clear, transparent and, where appropriate, measurable indicators. Indicators shall be kept at a limited number to facilitate timely reporting.

Amendment

Progress with respect to expected results should be monitored on the basis of clear, transparent and, where appropriate, measurable indicators, ***including, but not limited to, those set in Annex VII, as well as Union budgetary execution.*** Indicators shall be kept at a limited number to facilitate timely reporting ***and, as a minimum, shall be disaggregated by sex and age.***

Or. en

Amendment 214

Proposal for a regulation

Article 31 – paragraph 3 – subparagraph 1

Text proposed by the Commission

Joint results frameworks included within joint programming documents that fulfil the criteria set out in Article 12(4) shall provide the basis for the joint monitoring by the Union and the Member States of the ***implementation*** of their collective support to a partner country.

Amendment

Joint results frameworks included within joint programming documents that fulfil the criteria set out in Article 12(4) shall provide the basis for the joint monitoring by the Union and the Member States of the ***application*** of their collective support to a partner country.

Or. en

Amendment 215

Proposal for a regulation

Article 31 – paragraph 3 – subparagraph 2

Text proposed by the Commission

The performance reporting system shall ensure that data for monitoring programme ***implementation*** and results are collected efficiently, effectively, and in a timely manner. To that end, proportionate

Amendment

The performance reporting system shall ensure that data for monitoring programme ***application*** and results are collected efficiently, effectively, and in a timely manner. To that end, proportionate

reporting requirements shall be imposed on recipients of Union funds.

reporting requirements shall be imposed on recipients of Union funds.

Or. en

Amendment 216

Proposal for a regulation Article 31 – paragraph 4

Text proposed by the Commission

4. The Commission shall examine the progress made in **implementing** this Regulation. From 2022 onwards, the Commission shall submit to the European Parliament and to the Council an annual report on the achievement of the objectives of this Regulation by means of indicators, measuring the results delivered and the efficiency of the Regulation. That report shall also be submitted to the European Economic and Social Committee and to the Committee of the Regions.

Amendment

4. The Commission shall examine the progress made in **applying** this Regulation. From 2022 onwards, the Commission shall submit to the European Parliament and to the Council an annual report on the achievement of the objectives of this Regulation by means of indicators, **including, but not limited to, those set in Annex VII as well as Union budgetary execution**, measuring the results delivered and the efficiency of the Regulation. That report shall also be submitted to the European Economic and Social Committee and to the Committee of the Regions.

Or. en

Amendment 217

Proposal for a regulation Article 31 – paragraph 5

Text proposed by the Commission

5. The annual report shall contain information relating to the previous year on the measures financed, the results of monitoring and evaluation exercises, the involvement of the relevant partners, and the **implementation** of budgetary commitments and of payment appropriations broken down by country, region and cooperation sector. It shall

Amendment

5. The annual report shall contain information relating to the previous year on the measures financed, the results of monitoring and evaluation exercises, the involvement of the relevant partners, and the **application** of budgetary commitments and of payment appropriations broken down by country, region and cooperation sector. It shall **also include an annual**

assess the results of the Union funding using, *as far as possible*, specific and measurable indicators of its role in meeting the objectives of this Regulation. In the case of development cooperation, the report shall also assess, *where possible and relevant*, the adherence to development effectiveness principles, including for innovative financial instruments.

estimate of the overall spending for the different targets set by this regulation. It shall assess the results of the Union funding *using specific* and measurable indicators of its role in meeting the objectives of this Regulation. In the case of development cooperation, the report shall also assess, the adherence to development effectiveness principles, including for innovative financial instruments.

Or. en

Amendment 218

Proposal for a regulation

Article 31 – paragraph 6 a (new)

Text proposed by the Commission

Amendment

6 a. *The Commission shall submit an annual report to the European Parliament and to the Council on the financing and investment operations covered by the External Action Guarantee, and the functioning of the EFSD+, its management and its effective contribution to its objectives. That report shall be made public and be accompanied by an opinion of the Court of Auditors. It shall include the following elements:*

(a) an assessment of the results contributing to the purpose and objectives of the EFSD+ as set out in Article 26(1);

(b) an assessment of current financing and investment operations and covered by the External Action Guarantee at sector, country and regional levels and their compliance with this Regulation, including the risk measures and their impact on the financial and economic stability of the partners;

(c) an assessment of the additionality and added value, the mobilisation of private sector resources, the estimated and actual outputs and the outcomes and impact of

the financing and investment operations covered by the External Action Guarantee on an aggregated basis, including the impact on decent job creation, the eradication of poverty and the reduction of inequality, are addressed; that assessment shall include a gender analysis of the operations covered based on evidence and data broken down by gender, where possible;

(d) an assessment of the compliance with the requirements concerning the use of the External Action Guarantee and of the achievement of key performance indicators established for each proposal submitted;

(e) an assessment of the leverage effect achieved by the operations covered by the External Action Guarantee;

(f) the financial amount transferred to beneficiaries and an assessment of financing and investment operations by each eligible counterpart on an aggregated basis;

(g) an assessment of the additionality and added value of financing and investment operations of the eligible counterparts, and of the aggregate risk associated with those operations;

(h) detailed information on calls on the External Action Guarantee, losses, returns, amounts recovered and any other payments received, as well as overall risk exposure;

(i) the financial reports on financing and investment operations of the eligible counterparts covered by this Regulation, audited by an independent external auditor;

(j) an assessment of the synergies and complementarity between operations covered by the External Action Guarantee and the second and third pillars of the EIP based on relevant existing reports, with particular regard to progress made on good governance, including in the

fight against corruption and illicit financial flows, respect for human rights, the rule of law and gender-responsive policies, as well as the boosting of local entrepreneurship and local financial markets;

(k) an assessment of the compliance of External Action Guarantee operations with the internationally agreed development effectiveness principles;

(l) an assessment of the remuneration of the guarantees and of the application of the provisions related to excluded activities and non-cooperative jurisdictions.

Or. en

Amendment 219

Proposal for a regulation Article 31 – paragraph 7

Text proposed by the Commission

7. An annual estimate of the overall spending related to climate action and biodiversity shall be made on the basis of the indicative programming documents adopted. The funding allocated under this Regulation shall be subject to an annual tracking system based on the methodology of the Organisation for Economic Cooperation and Development ('Rio markers'), without excluding the use of more precise methodologies where these are available, integrated into the existing methodology for performance management of Union programmes, to quantify the expenditure related to climate action and biodiversity at the level of the action plans and measures referred to in Article 19 and recorded within evaluations and the annual report.

Amendment

7. An annual estimate of the overall spending related to climate action and biodiversity shall be made on the basis of the indicative programming documents adopted. The funding allocated under this Regulation shall be subject to an annual tracking system based on the methodology of the Organisation for Economic Cooperation and Development ('Rio markers'), without excluding the use of more precise methodologies where these are available, integrated into the existing methodology for performance management of Union programmes, to quantify the expenditure related to climate action and biodiversity at the level of the action plans and measures referred to in Article 19 and recorded within evaluations and the annual report. ***The Commission shall transmit the estimate to the European Parliament.***

Amendment 220

Proposal for a regulation Article 31 – paragraph 8

Text proposed by the Commission

8. The Commission shall make available information on development co-operation through recognised international standards.

Amendment

8. The Commission shall make available information on development co-operation through recognised international standards, ***including those of the International Labour Organisation.***

Or. en

Amendment 221

Proposal for a regulation Article 31 – paragraph 9

Text proposed by the Commission

9. To ensure effective assessment of progress of this Regulation towards the achievement of its objectives, the Commission shall ***be empowered to*** adopt delegated acts in accordance with Article 34 to amend Annex VII to review or complement the indicators where considered necessary and to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework.

Amendment

9. To ensure effective assessment of progress of this Regulation towards the achievement of its objectives, the Commission shall adopt delegated acts in accordance with Article 34 to amend Annex VII to review or complement the indicators where considered necessary and to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework.

Or. en

Amendment 222

Proposal for a regulation Article 32 – paragraph 1 – subparagraph 1

Text proposed by the Commission

An interim evaluation of this Regulation shall be performed once there is sufficient information available about its implementation, but no later than four years after the start of the implementation of the instrument.

Amendment

No later than 30 June 2024, the Commission shall submit a mid-term evaluation report on the application of this Regulation. The mid-term evaluation report shall cover the period from 1 January 2021 to 31 December 2023 and shall examine the Union contribution to the achievement of the objectives of this Regulation, by means of indicators measuring the results delivered and any findings and conclusions concerning the impact of this Regulation.

Or. en

Amendment 223

Proposal for a regulation

Article 32 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Where *appropriate* evaluations shall make use of the good *practise* principles of the Development Assistance Committee of the Organisation for Economic Cooperation and Development, seeking to ascertain whether the objectives have been met and to formulate recommendations with a view to improving future actions.

Amendment

The Commission shall also evaluate the impact and effectiveness of its actions per area of intervention and the effectiveness of programming, by means of external evaluations. Proposals and views of the European Parliament and the Council on independent external evaluations shall be duly taken into account by the Commission. Where *applicable*, Evaluations shall make use of the good *practice* principles of the Development Assistance Committee of the Organisation for Economic Cooperation and Development, seeking to ascertain whether the objectives have been met and to formulate recommendations with a view to improving future actions.

Or. en

Amendment 224

Proposal for a regulation

Article 32 – paragraph 2 – subparagraph 1

Text proposed by the Commission

At the end of the implementation of the Regulation, but no later than four years after the end of the period specified in Article 1, a final evaluation of the Regulation shall be carried out by the Commission. This evaluation shall look at the Union contribution to the achievement of the objectives of this Regulation, taking into account indicators measuring the results delivered and any findings and conclusions concerning the impact of this Regulation.

Amendment

The mid-term evaluation report shall also address efficiency, the added value, the scope for simplification, internal and external coherence, and the continued relevance of the objectives of this Regulation.

Or. en

Amendment 225

Proposal for a regulation

Article 32 – paragraph 2 – subparagraph 2

Text proposed by the Commission

The final evaluation report shall also address efficiency, the added value, the scope for simplification, internal and external coherence, and the continued relevance of the objectives of this Regulation.

Amendment

deleted

Or. en

Amendment 226

Proposal for a regulation

Article 32 – paragraph 2 – subparagraph 3

Text proposed by the Commission

The *final* evaluation report shall be

Amendment

The *mid-term* evaluation report shall be

undertaken for the specific purpose of improving the **implementation** of the Union funding. It shall inform decisions on the renewal, modification or suspension of the types of actions implemented under the Regulation.

undertaken for the specific purpose of improving the **application** of the Union funding. It shall inform decisions on the renewal, modification or suspension of the types of actions implemented under the Regulation.

Or. en

Amendment 227

Proposal for a regulation

Article 32 – paragraph 2 – subparagraph 4

Text proposed by the Commission

The **final** evaluation report shall also contain consolidated information from relevant annual reports on all funding governed by this Regulation, including external assigned revenues and contributions to trust funds offering a breakdown of spending by beneficiary country, use of financial instruments, commitments and payments

Amendment

The **mid-term** evaluation report shall also contain consolidated information from relevant annual reports on all funding governed by this Regulation, including external assigned revenues and contributions to trust funds offering a breakdown of spending by beneficiary country, use of financial instruments, commitments and payments

Or. en

Amendment 228

Proposal for a regulation

Article 32 – paragraph 2 – subparagraph 5

Text proposed by the Commission

The Commission shall communicate the conclusions of the evaluations accompanied by its observations, to the European Parliament, to the Council and to the Member States **through the relevant committee referred to in Article 35. Specific evaluations may be discussed in that committee at the request of Member States.** The results shall feed into programme design and resource allocation.

Amendment

The Commission shall communicate the conclusions of the evaluations accompanied by its observations, to the European Parliament, to the Council and to the Member States. The results shall feed into programme design and resource allocation.

Amendment 229

Proposal for a regulation

Article 32 – paragraph 2 – subparagraph 6

Text proposed by the Commission

The Commission shall, ***to an appropriate extent***, associate all relevant stakeholders in the evaluation process of the Union's funding provided under this Regulation, and may, where appropriate, seek to undertake joint evaluations with the Member States and development partners with close involvement of the partner countries.

Amendment

The Commission shall associate all relevant stakeholders in the evaluation process of the Union's funding provided under this Regulation, and may, where appropriate, seek to undertake joint evaluations with the Member States and development partners with close involvement of the partner countries.

Or. en

Amendment 230

Proposal for a regulation

Article 32 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2 a. The Commission shall submit the mid-term evaluation report referred to in paragraph 2 to the European Parliament and to the Council, accompanied, if appropriate, by legislative proposals setting out necessary amendments to this Regulation.

Or. en

Amendment 231

Proposal for a regulation

Article 32 – paragraph 2 b (new)

Text proposed by the Commission

Amendment

2 b. *At the end of the period of application of this Regulation, but no later than four years after the end of the period specified in Article 1, the Commission shall carry out a final evaluation of the Regulation on the same terms as the mid-term evaluation referred to in paragraph 2 of this Article.*

Or. en

Amendment 232

Proposal for a regulation Article 33 – paragraph 1

Text proposed by the Commission

Amendment

1. In duly justified cases and where the action to be **implemented** is of a global, trans-regional or regional nature, the Commission **may decide, within the relevant multiannual indicative programmes or within the relevant action plans or measures to extend the scope of actions to** countries and territories **not** covered by this Regulation pursuant to Article 4 **in order to ensure the coherence and effectiveness of Union financing or to foster regional or trans-regional cooperation.**

1. In duly justified cases and where the action to be **applied** is of a global, trans-regional or regional nature, the Commission **shall be empowered to adopt a delegated act in accordance with Article 34 to supplement this Regulation by adding the** countries and territories **to those** covered by this Regulation pursuant to Article 4 **for the purpose of those actions.**

Or. en

Amendment 233

Proposal for a regulation Article 33 – paragraph 2

Text proposed by the Commission

Amendment

2. The Commission may include a

2. The Commission may include a

specific financial allocation to assist partner countries and regions in strengthening their cooperation with neighbouring Union outermost regions and with overseas countries and territories covered by Council Decision OCT Decision. To this end, this Regulation, may contribute, where appropriate and on the basis of reciprocity and proportionality as regards the level of funding from the OCT Decision and/or the ETC Regulation, to actions **implemented** by a partner country or region or any other entity under this Regulation, by a country, territory or any other entity under the OCT Decision or by a Union outermost region in the frame of joint operational programmes or to interregional cooperation programmes or measures established and **implemented** under the ETC Regulation.

specific financial allocation to assist partner countries and regions in strengthening their cooperation with neighbouring Union outermost regions and with overseas countries and territories covered by Council Decision OCT Decision. To this end, this Regulation, may contribute, where appropriate and on the basis of reciprocity and proportionality as regards the level of funding from the OCT Decision and/or the ETC Regulation, to actions **applied** by a partner country or region or any other entity under this Regulation, by a country, territory or any other entity under the OCT Decision or by a Union outermost region in the frame of joint operational programmes or to interregional cooperation programmes or measures established and **applied** under the ETC Regulation.

Or. en

Amendment 234

Proposal for a regulation Article 34 – paragraph 2

Text proposed by the Commission

2. The power to adopt delegated acts referred to in Article 4(6), Article **26(3)**, Article 27(9) **and** Article 31(9) shall be conferred on the Commission for the period of validity of this Regulation.

Amendment

2. The power to adopt delegated acts referred to in Article 4(6), Article **8(7a)**, **Article 8(8b)**, **Article 14(1)**, **Article 15(a)**, **Article 17(4)**, **Article 21(3a)**, **Article 26(4)**, Article 27(9), Article 31(9) **and Article 33(1)** shall be conferred on the Commission for the period of validity of this Regulation. ***The Commission shall adopt those delegated acts as soon as possible, however delegated acts referred to in Article 8(7a), Article 8(8b), Article 17(4), and Article 31(9) shall be adopted by ...[6 months after the date of entry into force of this Regulation].***

Or. en

Amendment 235

Proposal for a regulation Article 34 – paragraph 3

Text proposed by the Commission

3. The delegation of power referred to in Article 4(6), **Article 26(3)**, Article 27(9) and Article 31(9) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.

Amendment

3. The delegation of power referred to in Article 4(6), Article **8(7a)**, **Article 8(8b)**, **Article 14(1)**, **Article 15(a)**, **Article 17(4)**, **Article 21(3a)**, **Article 26(4)**, Article 27(9), Article 31(9) and **Article 33(1)** may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.

Or. en

Amendment 236

Proposal for a regulation Article 34 – paragraph 6

Text proposed by the Commission

6. A delegated act adopted pursuant to Article 4(6), **Article 26(3)**, Article 27(9) and Article 31(9) shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the

Amendment

6. A delegated act adopted pursuant to Article 4(6), Article **8(7a)**, **Article 8(8b)**, **Article 14(1)**, **Article 15(a)**, **Article 17(4)**, **Article 21(3a)**, **Article 26(4)**, Article 27(9), Article 31(9) and **Article 33(1)** shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they

European Parliament or of the Council.

will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.

Or. en

Amendment 237

Proposal for a regulation Article 34 a (new)

Text proposed by the Commission

Amendment

Article 34 a

Urgency procedure

- 1. Where, in the case of natural or man-made disasters, or immediate threats to democracy, the rule of law, human rights or fundamental freedoms, imperative grounds of urgency so require, the Commission is empowered to adopt delegated acts and the procedure provided for in paragraphs 2 and 3 of this Article shall apply.***
- 2. Delegated acts adopted under this Article shall enter into force without delay and shall apply as long as no objection is expressed in accordance with paragraph 3.***
- 3. The notification of a delegated act to the European Parliament and to the Council shall state the reasons for the use of the urgency procedure.***
- 3. Either the European Parliament or the Council may object to a delegated act in accordance with the procedure referred to in Article 34(6). In such a case, the Commission shall repeal the act immediately following the notification of the decision to object by the European Parliament or by the Council.***

Or. en

Amendment 238

Proposal for a regulation Article 34 b (new)

Text proposed by the Commission

Amendment

Article 34 b

Democratic accountability

1. In order to enhance dialogue between the institutions of the Union, in particular the European Parliament and the Commission, and to ensure greater transparency and accountability, as well as the expediency in the adoption of acts and measures by the Commission, the European Parliament may invite the Commission and the EEAS to appear before it to discuss the strategic orientations and guidelines for the programming under this Regulation. That dialogue shall also foster the overall coherence of all External Financing Instruments in line with Article 5. That dialogue may take place prior to the adoption of delegated acts and of the draft annual budget by the Commission. That dialogue may also take place on an ad hoc basis in view of major political developments, at the request of the European Parliament or the European Commission.

2. The Commission shall present to the European Parliament all relevant documents in that regard at least one month prior to the dialogue, or, in duly justified cases, later, as soon as these become available. For the dialogue related to the annual budget, consolidated information on all action plans and measures adopted or planned in line with Article 21, information on cooperation per country, region and thematic area, and the use of rapid response actions, the emerging challenges and priorities cushion, and the External Action Guarantee.

3. The Commission and the EEAS shall take utmost account of the position expressed by the European Parliament. In the event that the Commission does not take European Parliament's positions into account, it shall provide due justification.

Or. en

Amendment 239

Proposal for a regulation Article 35

Text proposed by the Commission

Amendment

Article 35

deleted

Committee

- 1. The Commission shall be assisted by the Neighbourhood, Development and International Cooperation committee. This committee shall be a committee within the meaning of Regulation (EU) No 182/2011.***
- 2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.***
- 3. Where the opinion of the committee is to be obtained by a written procedure, the procedure shall be terminated without result when, within the time limit for delivery of the opinion, the chair of the committee so decides or a simple majority of committee members so requests.***
- 4. Where reference is made to this paragraph, Article 8 of Regulation (EU) No 182/2011, in conjunction with Article 5 thereof, shall apply.***
- 5. The adopted decision shall remain in force for the duration of the adopted or modified document, action programme or measure.***
- 6. An observer from the European***

Investment Bank shall take part in the Committee's proceedings with regard to questions concerning the European Investment Bank.

Or. en

Amendment 240

Proposal for a regulation Article 36 – paragraph 1

Text proposed by the Commission

1. The recipients of Union funding shall acknowledge the origin and ensure the visibility of the Union funding in particular when promoting the actions and their results by providing coherent, effective and proportionate targeted information to multiple audiences, including the media and the public.

Amendment

1. The recipients of Union funding shall acknowledge the origin and ensure the visibility of the Union funding in particular when promoting the actions and their results by providing coherent, effective and proportionate targeted information to multiple audiences, including the media and the public. ***The Commission shall be responsible for monitoring recipients' compliance with those requirements.***

Or. en

Amendment 241

Proposal for a regulation Article 36 – paragraph 2

Text proposed by the Commission

2. The Commission shall ***implement*** information and communication actions relating to this Regulation, and its actions and results. Financial resources allocated to this Regulation shall also contribute to the corporate communication of the political priorities of the Union, as far as those priorities are directly related to the objectives referred to in Article 3.

Amendment

2. The Commission shall ***apply*** information and communication actions relating to this Regulation, and its actions and results. Financial resources allocated to this Regulation shall also contribute to the corporate communication of the political priorities of the Union, as far as those priorities are directly related to the objectives referred to in Article 3.

Amendment 242

**Proposal for a regulation
Article 36 – paragraph 2 a (new)**

Text proposed by the Commission

Amendment

2 a. The Commission shall take measures to strengthen strategic communication and public diplomacy for communicating the values of the Union and the Union's added value.

Or. en

Amendment 243

**Proposal for a regulation
Article 36 – paragraph 2 b (new)**

Text proposed by the Commission

Amendment

2 b. The Commission shall establish a single comprehensive public central electronic repository of all actions financed under this Regulation, including the criteria used to establish partners' needs in the resource allocation process, and ensure its regular update, with the exception of those actions deemed to give rise to security issues or local political sensitivities pursuant to Article 37.

Or. en

Amendment 244

**Proposal for a regulation
Article 38 – paragraph 1**

Text proposed by the Commission

Amendment

This Regulation shall ***apply in accordance with Decision 2010/427/EU.***

The High Representative shall ensure overall political coordination of the Union's external action, ensuring the unity, consistency and effectiveness of the Union's external action, in particular through this Regulation. The EEAS shall therefore coordinate programming and contribute to the management cycle for this Regulation, on the basis of the policy objectives set out in Article 3.

Or. en

Amendment 245

Proposal for a regulation Article 40 – paragraph 2

Text proposed by the Commission

Amendment

It shall apply from 1 January 2021.

It shall apply from 1 January 2021 ***until 31 December 2027.***

Or. en

Amendment 246

Proposal for a regulation Annex I – paragraph 17

Text proposed by the Commission

Amendment

Union support under this area may also be used for the purpose of enabling the Russian Federation to participate in cross-border cooperation programmes and in other relevant multi-country programmes.

Union support under this area may also be used for the purpose of enabling the Russian Federation to participate in cross-border cooperation programmes and in other relevant multi-country programmes, ***including cooperation on education, in particular student exchanges.***

Or. en

Amendment 247

Proposal for a regulation Annex II – part A – point 1 – point b

Text proposed by the Commission

(b) Strengthening the protection of human rights and fundamental freedoms;

Amendment

(b) Strengthening the ***promotion and the protection of human rights as proclaimed in the Universal Declaration*** of Human Rights and fundamental freedoms, ***contributing to the implementation of global and regional pacts and frameworks, increasing the capacities of civil society in their implementation and monitoring, and laying the foundations for the creation of a legal framework for the protection of persons displaced due to climate change;***

Or. en

Amendment 248

Proposal for a regulation Annex II – part A – point 1 – point c

Text proposed by the Commission

(c) Promoting the fight against discrimination in all its forms, and the principle of equality, in particular gender equality and the rights of persons belonging to minorities;

Amendment

(c) Promoting the fight against discrimination in all its forms, and the principle of equality, in particular gender equality and the rights of ***children and young people, people with disabilities, the rights of*** persons belonging to minorities, ***LGBTI people and indigenous populations;***

Or. en

Amendment 249

Proposal for a regulation Annex II – part A – point 1 – point f

Text proposed by the Commission

(f) Building resilience of states, societies, communities and individuals to **political, economic**, environmental, **food, demographic and societal pressures and** shocks;

Amendment

(f) Building resilience of states, societies, communities and individuals to **prepare them to resist, adapt and recover quickly from** environmental **and economic** shocks, **natural and man-made disasters and, conflicts, health crises and food security**;

Or. en

Amendment 250

Proposal for a regulation
Annex II – part A – point 1 – point h

Text proposed by the Commission

(h) Supporting public administration reform processes, including through using citizen centred eGovernment approaches, strengthening legal frameworks and institutional set up, national statistical systems, capacities, sound public finance management, and contributing to the fight against corruption;

Amendment

(h) Supporting public administration reform processes, including through using citizen centred eGovernment approaches, strengthening legal frameworks and institutional set up, national statistical systems, capacities, sound public finance management, and contributing to the fight against corruption **and tax avoidance**;

Or. en

Amendment 251

Proposal for a regulation
Annex II – part A – point 2 – point c

Text proposed by the Commission

(c) Promoting the protection and fulfilment of women's and girls' rights, including economic, labour and social rights, and sexual and reproductive health and rights, and preventing sexual and gender-based violence in all forms;

Amendment

(c) Promoting the protection and fulfilment of women's and girls' rights, including economic, labour and social rights, and sexual and reproductive health and rights, and preventing **and protecting them from** sexual and gender-based violence in all forms;

Amendment 252

Proposal for a regulation Annex II – part A – point 2 – point e

Text proposed by the Commission

(e) Promoting an integrated approach to supporting communities, particularly the poorest, **in** improving access to basic needs and services;

Amendment

(e) Promoting an integrated approach to supporting communities, particularly the poorest **and hardest to reach, by** improving **universal** access to basic needs and services, **in particular health, education, nutrition and social protection;**

Or. en

Amendment 253

Proposal for a regulation Annex II – part A – point 2 – point h

Text proposed by the Commission

(h) Supporting universal access to safe and sufficient drinking water sanitation, **and** hygiene, and sustainable and integrated water management;

Amendment

(h) Supporting universal access to safe and sufficient drinking water sanitation, hygiene, and sustainable and integrated water management;

Or. en

Amendment 254

Proposal for a regulation Annex II – part A – point 2 – point i

Text proposed by the Commission

(i) Achieving universal health coverage, with equitable access to quality and affordable health services, including through supporting the building of strong, quality and resilient health systems, and

Amendment

(i) Achieving universal health coverage, with equitable access to quality and affordable health services, including through supporting the building of strong, quality and resilient health systems, and

enhancing capacity for early warning, risk reduction, management and recovery;

enhancing capacity for early warning, risk reduction, management and recovery;
complementing action through the Union's framework programme for research and innovation to tackle global health threats, develop safe, efficient and affordable vaccines and treatments against poverty-related and neglected diseases, and to improve responses to health challenges including communicable diseases, antimicrobial resistance and emerging diseases and epidemics;

Or. en

Amendment 255

Proposal for a regulation

Annex II – part A – point 2 – point j a (new)

Text proposed by the Commission

Amendment

(j a) Strengthening resilience of people and communities, including through increased investment in community-led disaster risk reduction (DRR) and preparedness projects;

Or. en

Amendment 256

Proposal for a regulation

Annex II – part A – point 2 – point l

Text proposed by the Commission

Amendment

(l) Supporting local authorities to improve at city level the delivery of basic services and equitable access to food security, accessible, decent and affordable housing and the quality of life, in particular for those living in informal settlements and slums.

deleted

(moved to Annex III - point 2 - point 3 a (new))

Amendment 257

Proposal for a regulation

Annex II – part A – point 2 – point m

Text proposed by the Commission

(m) Promoting inclusive and equitable quality formal, informal and non-formal education for all, at all levels and including technical and vocational training, including in emergency and crisis situations, and including through the use of digital technologies to improve education teaching and learning;

Amendment

(m) Promoting ***the achievement of internationally agreed goals in education with particular focus on free public education systems, through*** inclusive and equitable quality formal, informal and non-formal education for all, at all levels and including technical and vocational training, including in emergency and crisis situations, and including through the use of digital technologies to improve education teaching and learning;

Or. en

Amendment 258

Proposal for a regulation

Annex II – part A – point 2 – point o

Text proposed by the Commission

(o) Promoting cooperation in the areas of science, technology and research, and open data and innovation;

Amendment

(o) Promoting ***capacity building and*** cooperation in the areas of science, technology and research, and open data and innovation, ***in coordination with the Union's framework programme for research and innovation;***

Or. en

Amendment 259

Proposal for a regulation

Annex II – part A – point 3 – introductory part

Text proposed by the Commission

Amendment

3. Migration *and* mobility

3. Migration, mobility *and forced displacement*

Or. en

Amendment 260

Proposal for a regulation

Annex II – part A – point 3 – point -a (new)

Text proposed by the Commission

Amendment

(-a) Supporting effective and human rights-based migration policies, at all levels, including protection programmes, to facilitate safe, orderly and regular migration;

Or. en

Amendment 261

Proposal for a regulation

Annex II – part A – point 3 – point a

Text proposed by the Commission

Amendment

(a) Strengthening partnerships on migration and mobility based on an integrated and balanced approach, covering all aspects of migration ***including assistance in implementing Union bilateral or regional agreements and arrangements, including, mobility partnerships;***

(a) ***Contributing to*** strengthening ***bilateral, regional, including South-South, and international*** partnerships on migration and mobility based on an integrated and balanced approach, covering all aspects of migration, ***and in compliance with international law and human rights obligations;***

Or. en

Amendment 262

Proposal for a regulation

Annex II – part A – point 3 – point a a (new)

Text proposed by the Commission

Amendment

(a a) Providing assistance in implementing Union bilateral or regional agreements and arrangements with third countries, including mobility partnerships, on the basis of mutual accountability and full respect of humanitarian and human rights obligations;

Or. en

Amendment 263

Proposal for a regulation

Annex II – part A – point 3 – point b

Text proposed by the Commission

Amendment

(b) Supporting sustainable reintegration of returning migrants;

(b) Supporting sustainable ***and successful socio-economic*** reintegration of returning migrants;

Or. en

Amendment 264

Proposal for a regulation

Annex II – part A – point 3 – point d

Text proposed by the Commission

Amendment

(d) Tackling irregular migration, trafficking in human beings, smuggling of migrants, stepping up cooperation on integrated border management;

(d) ***Addressing and reducing the vulnerabilities in migration, including through*** tackling irregular migration, trafficking in human beings, smuggling of migrants, stepping up cooperation on integrated border management;

Amendment 265

Proposal for a regulation Annex II – part A – point 3 – point e

Text proposed by the Commission

(e) Strengthening scientific, technical, human and institutional capacity for the management of migration;

Amendment

(e) Strengthening scientific, technical, human and institutional capacity for the management of migration, ***and the collection and use of accurate and disaggregated data as a basis for evidence-based policies;***

Or. en

Amendment 266

Proposal for a regulation Annex II – part A – point 3 – point f

Text proposed by the Commission

(f) Supporting effective and human rights based migration policies including protection programmes;

Amendment

deleted

Or. en

Amendment 267

Proposal for a regulation Annex II – part A – point 3 – point g

Text proposed by the Commission

(g) Promoting conditions for facilitating legal migration and well-managed mobility, people-to-people contacts, ***maximising the development impact*** of migration;

Amendment

(g) Promoting conditions for facilitating legal migration and well-managed mobility, ***and*** people-to-people contacts, ***including by providing accurate and timely information at all stages*** of

migration;

Or. en

Amendment 268

Proposal for a regulation

Annex II – part A – point 3 – point g a (new)

Text proposed by the Commission

Amendment

(g a) Maximising the development impact of migration and improving a common understanding of the migration-development nexus;

Or. en

Amendment 269

Proposal for a regulation

Annex II – part A – point 3 – point h

Text proposed by the Commission

Amendment

(h) Ensuring protection of migrants and forcibly displaced persons;

(h) Ensuring protection of migrants and forcibly displaced persons, ***paying special attention to vulnerable groups and applying a rights-based approach;***

Or. en

Amendment 270

Proposal for a regulation

Annex II – part A – point 3 – point i

Text proposed by the Commission

Amendment

(i) Supporting development-based solutions for forcibly displaced persons and their host communities;

(i) Supporting development-based solutions for forcibly displaced persons and their host communities, ***including through access to education and decent jobs, to***

promote the dignity, resilience and self-reliance of displaced persons, and their inclusion in the economic and social life of host countries;

Or. en

Amendment 271

Proposal for a regulation Annex II – part A – point 3 – point j

Text proposed by the Commission

(j) Supporting diaspora engagement in countries of origin;

Amendment

(j) Supporting diaspora engagement in countries of origin, *to fully contribute to sustainable development;*

Or. en

Amendment 272

Proposal for a regulation Annex II – part A – point 3 – point k a (new)

Text proposed by the Commission

Amendment

(k a) Contributing to empowering migrants and societies to realise their full inclusion and social cohesion.

Or. en

Amendment 273

Proposal for a regulation Annex II – part A – point 3 – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

Cooperation in this area will be managed in coherence with the [Asylum and Migration Fund], with full respect for the

Amendment 274

Proposal for a regulation Annex II – part A – point 4 – point b

Text proposed by the Commission

(b) Contributing to partners' efforts to pursue their commitments on climate change in line with the Paris Agreement on Climate Change, including the implementation of Nationally Determined Contribution (NDCs) and mitigation and adaptation plans of action including synergies between adaptation and mitigation;

Amendment

(b) ***Supporting adaptation to climate change, with special emphasis on particularly vulnerable states and populations lacking resources for taking necessary measures.*** Contributing to partners' efforts to pursue their commitments on climate change in line with the Paris Agreement on Climate Change, including the implementation of Nationally Determined Contribution (NDCs) and mitigation and adaptation plans of action including synergies between adaptation and mitigation;

Amendment 275

Proposal for a regulation Annex II – part A – point 4 – point d

Text proposed by the Commission

(d) Strengthening sustainable energy cooperation. Promoting and increasing cooperation on energy efficiency and the use of renewable energy sources;

Amendment

(d) ***Promoting access to sustainable energy in developing countries, with a view to honouring the Union's 2012 pledge to provide such access for an additional 500 million people by 2030, giving priority to small-scale, mini-grid and off-grid solutions of high environmental and development value.*** Strengthening sustainable energy cooperation. Promoting and increasing

cooperation on energy efficiency and the use of renewable energy sources;

Or. en

Amendment 276

Proposal for a regulation

Annex II – part A – point 4 – point d a (new)

Text proposed by the Commission

Amendment

(d a) Promoting corporate social responsibility and the systematic application of the “precautionary approach” and the “polluter pays” principle;

Or. en

Amendment 277

Proposal for a regulation

Annex II – part A – point 4 – point d b (new)

Text proposed by the Commission

Amendment

(d b) Building capacity to mainstream environmental sustainability and climate change objectives, and pursuing green growth into national and local development strategies;

Or. en

Amendment 278

Proposal for a regulation

Annex II – part A – point 4 – point i

Text proposed by the Commission

Amendment

(i) Promoting conservation and

(i) Promoting conservation and

enhancement of carbon stocks through sustainable management of land use, land-use change, and forestry and combatting environmental degradation, desertification and land degradation;

enhancement of carbon stocks through sustainable management of land use, land-use change, and forestry and combatting environmental degradation, desertification and land *and forest* degradation, *and drought*;

Or. en

Amendment 279

Proposal for a regulation Annex II – part A – point 4 – point j

Text proposed by the Commission

(j) Limiting deforestation and promoting forest law enforcement, governance and trade (FLEGT), and combating illegal logging, trade of illegal timber and wood products;

Amendment

(j) Limiting deforestation and promoting forest law enforcement, governance and trade (FLEGT), and combating illegal logging, trade of illegal timber and wood products. ***Supporting better governance and capacity building for the sustainable management of natural resources***;

Or. en

Amendment 280

Proposal for a regulation Annex II – part A – point 4 – point l

Text proposed by the Commission

(l) Strengthening regional disaster risk reduction (DRR) and resilience, in synergy with climate change adaption policies and actions;

Amendment

(l) Strengthening regional disaster risk reduction (DRR), ***preparedness*** and resilience ***by means of a community-based and people-centred approach***, in synergy with climate change adaption policies and actions;

Or. en

Amendment 281

Proposal for a regulation Annex II – part A – point 5 – point a

Text proposed by the Commission

(a) Supporting entrepreneurship, decent employment and employability through the development of skills and competences, including education, the improvement of labour standards *and* working conditions, and the creation of opportunities particularly for the youth;

Amendment

(a) Supporting entrepreneurship, ***including through microfinance***, decent employment and employability through the development of skills and competences, including education, the improvement of ***the full application of ILO*** labour standards ***including social dialogue and the fight against child labour***, working conditions ***in a healthy environment***, and the creation of opportunities particularly for the youth;

Or. en

Amendment 282

Proposal for a regulation Annex II – part A – point 5 – point b

Text proposed by the Commission

(b) Supporting national development paths that maximise positive social outcomes and impacts *and* promoting ***progressive*** taxation and redistributive public policies;

Amendment

(b) Supporting national development paths that maximise positive social outcomes and impacts, promoting ***effective and sustainable*** taxation and redistributive public policies, ***and the setting-up and strengthening of sustainable social protection systems and social insurance schemes***;

Or. en

Amendment 283

Proposal for a regulation Annex II – part A – point 5 – point c

Text proposed by the Commission

(c) Improving the business and investment climate, creating an enabling regulatory environment for economic development and supporting companies, in particular MSMEs, in expanding their business and creating jobs;

Amendment

(c) Improving the **responsible** business and investment climate, creating an enabling regulatory environment for economic development and supporting companies, in particular MSMEs, in expanding their business and creating jobs, **and boosting private sector accountability**;

Or. en

Amendment 284

**Proposal for a regulation
Annex II – part A – point 5 – point h**

Text proposed by the Commission

(h) Boosting and diversifying agricultural and food value chains, promoting economic diversification, value addition, regional integration competitiveness and trade, and strengthening sustainable, low-carbon and climate-change-resilient innovations;

Amendment

(h) Boosting and diversifying agricultural and **inclusive** food value chains, promoting **food security and** economic diversification, value addition, regional integration competitiveness and trade, and strengthening sustainable, low-carbon and climate-change-resilient innovations;

Or. en

Amendment 285

**Proposal for a regulation
Annex II – part A – point 5 – point j**

Text proposed by the Commission

(j) Fostering universal access to sustainable energy, promoting a low-carbon, climate resilient resource efficient and circular economy in line with the Paris Agreement on Climate Change;

Amendment

(j) Fostering universal access to **safe, affordable and** sustainable energy, promoting a low-carbon, climate resilient resource efficient and circular economy in line with the Paris Agreement on Climate Change;

Amendment 286

Proposal for a regulation Annex II – part A – point 5 – point m

Text proposed by the Commission

(m) Developing and strengthening markets and sectors in a way that would bolster inclusive and sustainable growth;

Amendment

(m) Developing and strengthening markets and sectors in a way that would bolster inclusive and sustainable growth, ***and fair trade;***

Or. en

Amendment 287

Proposal for a regulation Annex II – part A – point 5 – point n

Text proposed by the Commission

(n) Supporting the regional integration agenda and optimal trade policies, and supporting the consolidation and implementation of trade agreements between the *EU* and its partners;

Amendment

(n) Supporting the regional integration agenda and optimal trade policies, and supporting the consolidation and implementation of ***fair*** trade agreements between the ***Union*** and its partners, ***including holistic and asymmetrical agreements with developing country partners;***

Or. en

Amendment 288

Proposal for a regulation Annex II – part A – point 5 – point p

Text proposed by the Commission

(p) Promoting intercultural dialogue and cultural diversity in all its forms, and

Amendment

(p) Promoting intercultural dialogue and cultural diversity in all its forms, ***developing local crafts*** and preserve and

preserve and promote cultural heritage;

promote cultural heritage;

Or. en

Amendment 289

Proposal for a regulation

Annex II – part A – point 5 – point r

Text proposed by the Commission

(r) Improving access to decent work and creating more inclusive and well-functioning labour markets and employment policies directed towards decent work for all, especially the youth;

Amendment

(r) Improving access to decent work ***for all within a healthy environment***, and creating more inclusive and well-functioning labour markets and employment policies directed towards decent work for all, especially the youth;

Or. en

Amendment 290

Proposal for a regulation

Annex II – part A – point 5 – point s

Text proposed by the Commission

(s) Promoting fair, sustainable and undistorted access to extractive sectors.

Amendment

(s) Promoting fair, sustainable and undistorted access to extractive sectors; ***ensuring increased transparency, due diligence and investor responsibility while promoting private sector accountability.***

Or. en

Amendment 291

Proposal for a regulation

Annex II – part A – point 6 – point a a (new)

Text proposed by the Commission

Amendment

(a a) Promoting a culture of non-

violence, including by supporting peace education;

Or. en

Amendment 292

Proposal for a regulation Annex II – part A – point 6 – point b

Text proposed by the Commission

(b) Supporting conflict prevention, early warning and peacebuilding through mediation, crisis management, and stabilisation;

Amendment

(b) Supporting conflict prevention, early warning and peacebuilding through mediation, crisis management, and stabilisation *and post-conflict reconstruction, including an enhanced role for women at all of these stages;*

Or. en

Amendment 293

Proposal for a regulation Annex II – part A – point 6 – point d

Text proposed by the Commission

(d) Supporting capacity-building of military actors in support of development and security for development (*CBSD*);

Amendment

(d) Supporting capacity-building of military actors in support of development and security for development;

Or. en

Amendment 294

Proposal for a regulation Annex II – part A – point 6 – point i

Text proposed by the Commission

(i) Cooperating with third countries in the peaceful use of nuclear energy, notably

Amendment

(i) Cooperating with third countries in the peaceful use of nuclear energy, notably

through capacity building and infrastructure development in third countries in the areas of health, agriculture and food safety; as well as supporting social actions addressing the consequences on the most vulnerable population exposed to any radiological accident and aiming at improving their living conditions; promoting knowledge-management, training and education in nuclear-related fields;

through capacity building and infrastructure development in third countries in the areas of health, agriculture and food safety; as well as supporting social actions addressing the consequences on the most vulnerable population exposed to any radiological accident and aiming at improving their living conditions; promoting knowledge-management, training and education in nuclear-related fields. ***Such activities shall be developed in conjunction with those under the European Instrument for Nuclear Safety established by Regulation EU .../... [Regulation EINS];***

Or. en

Amendment 295

Proposal for a regulation Annex II – part A – point 7 – point d

Text proposed by the Commission

(d) Promoting an enabling environment for civil society organisations, including foundations, enhancing their ***meaningful and structured*** participation in domestic policies and their capacity to perform their roles as independent development and governance actors; and strengthening new ways of partnering with civil society organisations, promoting a substantive and structured dialogue with the Union and the effective use of country roadmaps for ***EU*** engagement with civil society;

Amendment

(d) Promoting an enabling environment for civil society organisations, including foundations, enhancing their participation in domestic policies and their capacity to perform their roles as independent development and governance actors; and strengthening new ways of partnering with civil society organisations, promoting a substantive and structured dialogue with the Union and the effective use ***and implementation*** of country roadmaps for ***the Union's*** engagement with civil society;

Or. en

Amendment 296

Proposal for a regulation Annex II – part A – point 7 – point f

Text proposed by the Commission

Amendment

(f) Engaging more effectively with citizens in third countries, including by making full use of economic, cultural and public diplomacy;

(f) Engaging more effectively with citizens ***and human rights defenders*** in third countries, including by making full use of economic, cultural and public diplomacy;

Or. en

Amendment 297

**Proposal for a regulation
Annex II – part B**

Text proposed by the Commission

Amendment

B Specific for the Neighbourhood area

deleted

(a) Promoting enhanced political cooperation;

(b) Supporting the implementation of association agreements, or other existing and future agreements, and jointly agreed association agendas and partnership priorities or equivalent documents;

(c) Promoting a strengthened partnership with societies between the Union and the partner countries, including through people-to-people contacts;

(d) Enhancing regional cooperation, in particular in the framework of the Eastern Partnership, the Union for the Mediterranean, and European Neighbourhood-wide collaboration as well as cross-border cooperation;

(e) Achieving progressive integration into the Union internal market and enhanced sectoral and cross-sectoral cooperation, including through legislative approximation and regulatory convergence towards Union and other relevant international standards, and

improved market access including through deep and comprehensive free trade areas, related institution building and investment.

Or. en

(moved to Article 16 a (new))

Amendment 298

Proposal for a regulation Annex III – point 1 – introductory part (new)

Text proposed by the Commission

Amendment

Under this programme, the Union shall provide assistance to address global, regional, national and local human rights and democratisation issues in partnership with civil society within the following strategic areas of intervention:

Or. en

Amendment 299

Proposal for a regulation Annex III – point 1 – indent 1

Text proposed by the Commission

Amendment

— *Contributing to advancing the fundamental values of democracy, the rule of law, the universality and indivisibility of human rights, respect for human dignity, the principles of non-discrimination, equality and solidarity, and respect for the principles of the United Nations Charter and international law.*

deleted

Or. en

Amendment 300

Proposal for a regulation Annex III – point 1 – indent 2

Text proposed by the Commission

Amendment

— *Allowing for cooperation and partnership with civil society on human rights and democracy issues, including in sensitive and pressing situations. A coherent and holistic strategy at all levels shall be developed to achieve the below objectives.* **deleted**

Or. en

Amendment 301

Proposal for a regulation Annex III – point 1 – indent 3

Text proposed by the Commission

Amendment

— *Upholding human rights and fundamental freedoms for all, contributing to forging societies in which participation, non-discrimination, tolerance, justice and accountability, solidarity and equality prevail. Respect for and observance of human rights and fundamental freedoms for all shall be monitored, promoted and strengthened in accordance with the principles of universality, indivisibility and interdependence of human rights. The scope of the programme includes civil, political, economic, social and cultural rights. Human rights challenges shall be addressed while invigorating civil society and protecting and empowering human rights defenders, also in relation to shrinking space for their actions.* **deleted**

Or. en

(Moved to Annex III - point 1 b (new))

Amendment 302

Proposal for a regulation Annex III – point 1 – indent 4

Text proposed by the Commission

Amendment

— *Developing, enhancing and protecting democracy, comprehensively addressing all aspects of democratic governance, including reinforcing democratic pluralism, enhancing citizen participation, and supporting credible, inclusive and transparent electoral processes. Democracy shall be strengthened by upholding the main pillars of democratic systems, including the rule of law, democratic norms and values, independent media, accountable and inclusive institutions including political parties and parliaments, and the fight against corruption. Election observation plays a full part in the wider support for the democratic processes. Within this context, EU election observation shall continue to be a major component of the programme as well as the follow-up to recommendations of EU election observation missions.* *deleted*

Or. en

(Moved to Annex III - point 1 c (new))

Amendment 303

Proposal for a regulation Annex III – point 1 – indent 5

Text proposed by the Commission

Amendment

— *Promoting effective multilateralism and strategic partnership, contributing to reinforcing capacities of international, regional and national frameworks in promoting and protecting* *deleted*

human rights, democracy and the rule of law. Strategic Partnerships shall be boosted, with a particular attention to the Office of the High Commissioner for Human Rights (OHCHR), the International Criminal Court (ICC) and relevant regional and national human rights mechanisms. Furthermore, the programme shall promote education and research on human rights and democracy, including through the Global Campus for Human Rights and Democracy.

Or. en

(Moved to Annex III - point 1 d (new))

Amendment 304

Proposal for a regulation Annex III – point 1 a (new)

Text proposed by the Commission

Amendment

1 a. Protecting and promoting human rights and human rights defenders in countries and urgency situations where human rights and fundamental freedoms are most at risk, including by addressing urgent protection needs of human rights defenders in a flexible and comprehensive manner.

The focus is on human rights and democracy issues which cannot be addressed by geographic or other thematic programmes due to their sensitive character or emergency nature. In such cases, the priority shall be to promote respect for the relevant international law and to provide tangible support and means of action to local civil society carried out in very difficult circumstances. Special attention shall also be paid to strengthening a specific human rights defenders protection mechanism.

Or. en

Amendment 305

Proposal for a regulation Annex III – point 1 b (new)

Text proposed by the Commission

Amendment

1 b. Upholding human rights and fundamental freedoms for all, contributing to forging societies in which participation, non-discrimination, equality, social justice and accountability prevail.

· the Union's assistance shall have the ability to address the most sensitive political issues such as the death penalty, torture, freedom of expression in restrictive contexts, discriminations against vulnerable groups, and shall respond to emerging and complex challenges such as the protection of persons displaced due to climate change, due to its independence of action and its high flexibility in terms of cooperation modalities.

Or. en

Amendment 306

Proposal for a regulation Annex III – point 1 c (new)

Text proposed by the Commission

Amendment

1 c. Consolidating and supporting democracy, addressing all aspects of democratic governance, and supporting credible, inclusive and transparent electoral processes, in particular by means of EU EOMs.

· democracy shall be strengthened by upholding the main pillars of democratic systems, including the rule of law, democratic norms and values,

independent media, accountable and inclusive institutions including political parties and parliaments, and the fight against corruption. Election observation plays a full part in the wider support of the democratic processes. Within that context, EU election observation shall continue to be a major component of the programme as well as the follow-up to recommendations of EU EOMs.

Or. en

Amendment 307

Proposal for a regulation Annex III – point 1 d (new)

Text proposed by the Commission

Amendment

1 d. Promoting effective multilateralism and strategic partnerships contributing to reinforcing capacities of international, regional and national frameworks and empowering local actors in promoting and protecting human rights, democracy and the rule of law.

· partnerships for human rights shall focus on strengthening the national and international human rights architecture, including support to multilateralism, as the independence and effectiveness of the Office of the High Commissioner for Human Rights (OHCHR), the International Criminal Court (ICC) and relevant regional human rights mechanisms are essential. Support to education and research on human rights and democracy shall continue, including through support to the Global Campus for Human Rights and Democracy.

Or. en

Amendment 308

Proposal for a regulation Annex III – point 1 e (new)

Text proposed by the Commission

Amendment

1 e. Fostering new cross-regional synergies and networking among local civil society and between civil society and other relevant human rights bodies and mechanisms so as to maximise the sharing of best practises on human rights and democracy, and create positive dynamics.

Or. en

Amendment 309

Proposal for a regulation Annex III – point 2 – introductory part

Text proposed by the Commission

Amendment

2. AREAS OF INTERVENTION
FOR CIVIL SOCIETY
ORGANISATIONS

2. AREAS OF INTERVENTION
FOR CIVIL SOCIETY
ORGANISATIONS ***AND LOCAL
AUTHORITIES***

Or. en

Amendment 310

Proposal for a regulation Annex III – point 2 – point 1 – point a

Text proposed by the Commission

Amendment

(a) Creating an enabling environment for citizen participation and civil society action, including through foundations;

(a) Creating an enabling environment for citizen participation and civil society action, including ***by supporting active civil society participation in policy dialogue*** through foundations;

Amendment 311

Proposal for a regulation Annex III – point 2 – point 1 – point b

Text proposed by the Commission

(b) Building the capacity of civil society organisations, including foundations, to act as both actors of development and governance;

Amendment

(b) **Supporting and** building the capacity of civil society organisations, including foundations, to act as both actors of development and governance;

Or. en

Amendment 312

Proposal for a regulation Annex III – point 2 – point 2 – introductory part

Text proposed by the Commission

2. Dialogue with and between civil society organisations **on development policy**

Amendment

2. Dialogue with and between civil society organisations

Or. en

Amendment 313

Proposal for a regulation Annex III – point 2 – point 2 – point a

Text proposed by the Commission

(a) Promoting **other** inclusive multi-stakeholder dialogue fora, including interaction between citizens, civil society organisations, local authorities, member states, partner countries and other key development stakeholders;

Amendment

(a) Promoting inclusive multi-stakeholder dialogue fora **and institutional strengthening of civil society and local authority networks**, including interaction **and coordination** between citizens, civil society organisations, local authorities, member states, partner countries and other

key development stakeholders;

Or. en

Amendment 314

Proposal for a regulation

Annex III – point 2 – point 3 – point b

Text proposed by the Commission

(b) Mobilising public support in the Union, candidate countries and potential candidates for sustainable and inclusive development strategies in partner countries.

Amendment

(b) Mobilising public support in the Union, candidate countries and potential candidates for ***poverty reduction and*** sustainable and inclusive development strategies in partner countries.

Or. en

Amendment 315

Proposal for a regulation

Annex III – point 2 – point 3 a (new)

Text proposed by the Commission

Amendment

3 a. Provision of basic social services delivered to populations in need

Interventions in partner countries which support vulnerable and marginalised groups by providing basic social services such as health - including nutrition, education and social protection delivered through civil society organisations and local authorities.

Or. en

Amendment 316

Proposal for a regulation

Annex III – point 2 – point 3 b (new)

Text proposed by the Commission

Amendment

3 b. Strengthen the role of local authorities as actors of development by:

(a) increasing the capacity of Union and developing countries' local authority networks, platforms and alliances to ensure a substantive and continued policy dialogue and effective participation in the field of development and to promote democratic governance, notably through the Territorial Approach to Local Development;

(b) increasing interactions with Union citizens on development issues (awareness raising, knowledge sharing, engagement), notably in relation to the related to the Sustainable Development Goals, including in the Union and candidate countries and potential candidate countries.

Or. en

Amendment 317

Proposal for a regulation

Annex III – point 3 – point 1 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) early warning and conflict-sensitive risk analysis; ***confidence-building, mediation, dialogue and reconciliation measures;***

(a) early warning and conflict-sensitive risk analysis;

Or. en

Amendment 318

Proposal for a regulation

Annex III – point 3 – point 1 – paragraph 1 – point a (new)

Text proposed by the Commission

Amendment

(a a) confidence-building, mediation, dialogue and reconciliation measures, with particular regard to emerging inter-community tensions, especially prevention of genocide;

Or. en

Amendment 319

Proposal for a regulation

Annex III – point 3 – point 1 – paragraph 1 – point a b (new)

Text proposed by the Commission

Amendment

(a b) strengthening capacities for participation and deployment in civilian stabilisation missions;

Or. en

Amendment 320

Proposal for a regulation

Annex III – point 3 – point 1 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) post-conflict recovery as well as post-disaster recovery;

(b) post-conflict recovery, including addressing the issue of missing persons in post-conflict situations, as well as post-disaster recovery with relevance to the political and security situation;

Or. en

Amendment 321

Proposal for a regulation

Annex III – point 3 – point 1 – paragraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(d a) curbing the use of natural resources to finance conflicts, and supporting compliance by stakeholders with initiatives such as the Kimberley Process Certification Scheme, and including those related to Regulation EU.../... [EU Regulation on Conflict Minerals], especially as regards the implementation of efficient domestic controls over the production of, and trade in, natural resources;

Or. en

Amendment 322

Proposal for a regulation

Annex III – point 3 – point 1 – paragraph 1 – point e

Text proposed by the Commission

Amendment

(e) Capacity Building *for Security and Development (CBSD)*.

(e) Capacity Building *of military actors in support of development and security for development*.

Or. en

Amendment 323

Proposal for a regulation

Annex III – point 3 – point 1 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

Measures in this area:

(a) shall include know-how transfer, the exchange of information and best practices, risk or threat assessment, research and analysis, early warning systems, training and service delivery;

(b) shall contribute to the further development of a structural dialogue on

peace-building issues;

(c) may include technical and financial assistance for the application of peace-building and state-building support actions.

Or. en

Amendment 324

Proposal for a regulation

Annex III – point 3 – point 2 – paragraph 1 – introductory part

Text proposed by the Commission

The Union shall provide technical and financial assistance to support partners' efforts and Union actions addressing global and trans-regional threats and emerging threats *mainly* in the following areas:

Amendment

The Union shall provide technical and financial assistance to support partners' efforts and Union actions addressing global and trans-regional threats and emerging threats in the following areas:

Or. en

Amendment 325

Proposal for a regulation

Annex III – point 3 – point 2 – paragraph 1 – point a

Text proposed by the Commission

(a) threats to law and order, and to the security and safety of individuals including terrorism, violent extremism, organised crime, cyber-crime, hybrid threats, illicit trafficking, trade and transit;

Amendment

(a) threats to law and order, and to the security and safety of individuals including terrorism, violent extremism, organised crime, cyber-crime, hybrid threats, illicit trafficking, trade and transit, ***including strengthening the capacity of law enforcement and judicial and civil authorities involved in the fight against terrorism, organised crime, including cyber-crime, and all forms of illicit trafficking and in the effective control of illegal trade and transit.***

As regards these measures, priority shall be given to trans-regional cooperation

involving two or more third countries which have demonstrated a clear political will to address the arising problems.

They shall place particular emphasis on good governance and shall be in accordance with international law. Cooperation in the fight against terrorism may also be conducted with individual countries, regions or international, regional and sub-regional organisations.

With regard to assistance to authorities involved in the fight against terrorism, priority shall be given to supporting measures concerning the development and strengthening of counter-terrorism laws, the implementation and practice of financial law, of customs law and of immigration law, the development of law-enforcement procedures which are aligned with the highest international standards and which comply with international law, the strengthening of democratic control and institutional oversight mechanisms, and the prevention of violent radicalism.

With regard to assistance relating to the problem of drugs, due attention shall be given to international cooperation aimed at promoting best practices relating to the reduction of demand, production and harm.

Or. en

Amendment 326

Proposal for a regulation

Annex III – point 3 – point 2 – paragraph 1 – point b

Text proposed by the Commission

(b) threats to public spaces, critical infrastructure, cybersecurity, to public health or to environmental stability, maritime security threats, threats deriving

Amendment

(b) threats to public spaces, critical infrastructure, ***including international transport, including passenger and freight traffic, energy operations and energy distribution***, cybersecurity, to public

from climate change impacts;

health, ***including sudden epidemics with a potential trans-national impact***, or to environmental stability, maritime security threats, ***global and trans-regional*** threats deriving from climate change impacts ***having a potentially destabilising impact on peace and security***;

Or. en

Amendment 327

Proposal for a regulation

Annex III – point 3 – point 2 – paragraph 1 – point c

Text proposed by the Commission

(c) mitigation against risks, whether of an intentional, accidental or natural origin, related to chemical, biological, radiological and nuclear materials or agents and risks to related installations or sites;

Amendment

(c) mitigation against risks, whether of an intentional, accidental or natural origin, related to chemical, biological, radiological and nuclear materials or agents and risks to related installations or sites, ***in particular in the following areas***:

- promoting civilian and dual-use research activities as an alternative to defence-related research;

- enhancing safety practices related to civilian facilities where sensitive chemical, biological, radiological and nuclear materials or agents are stored or are handled in the context of civilian research programmes;

- supporting, within the framework of Union cooperation policies and their objectives, the establishment of civil infrastructure and relevant civilian studies necessary for the dismantlement, remediation or conversion of weapons-related facilities and sites where these are declared to be no longer part of a defence programme;

- strengthening the capacity of the competent civilian authorities involved in the development and enforcement of effective control of illicit trafficking in

chemical, biological, radiological and nuclear materials or agents (including the equipment for their production or delivery);

- developing the legal framework and institutional capacities for the establishment and enforcement of effective export controls on dual-use goods, including regional cooperation measures;

- developing effective civilian disaster-preparedness, emergency planning, crisis response, and capabilities for clean-up measures.

Such activities shall be developed in conjunction with those under the European Instrument for Nuclear Safety established by regulation EU .../... [Regulation EINS].

Or. en

Amendment 328

Proposal for a regulation

Annex III – point 3 – point 2 – paragraph 1 – point d

Text proposed by the Commission

(d) Capacity Building *for Security and Development (CBSD)*.

Amendment

(d) Capacity Building *of military actors in support of development and security for development*.

Or. en

Amendment 329

Proposal for a regulation

Annex III – point 4 – part A – point 1 – point a

Text proposed by the Commission

(a) Developing crucial elements of an effective and comprehensive health system

Amendment

(a) Developing crucial elements of an effective and comprehensive health system

that are best addressed at a supra-national level to secure equitable access to health services and sexual and reproductive health and rights;

that are best addressed at a supra-national level to secure equitable, **affordable, inclusive and universal** access to **public** health services and sexual and reproductive health and rights;

Or. en

Amendment 330

Proposal for a regulation

Annex III – point 4 – part A – point 1 – point c

Text proposed by the Commission

(c) Addressing global health security through communicable diseases research and control, translate knowledge into products and policies that tackle the changing disease burden (non-communicable diseases, all forms of malnutrition and environmental risk factors), and shape global markets to improve access to essential health commodities and healthcare services, especially for sexual and reproductive health.

Amendment

(c) Addressing global health security through communicable diseases research, **including on poverty-related and neglected diseases** - and control, translate knowledge into products and policies that tackle **immunisation, the wide spectrum of** the changing disease burden **and antimicrobial resistance** (non-communicable diseases, all forms of malnutrition and environmental risk factors), and shape global markets to improve access to essential health commodities and healthcare services, especially for sexual and reproductive health.

Or. en

Amendment 331

Proposal for a regulation

Annex III – point 4 – part A – point 1 – point c a (new)

Text proposed by the Commission

Amendment

(c a) Supporting initiatives for access to safe and affordable medicines (including generic medicines), diagnostics and related health technologies.

Amendment 332

Proposal for a regulation

Annex III – point 4 – part A – point 1 – point c b (new)

Text proposed by the Commission

Amendment

(c b) Fostering good health and combatting communicable diseases by strengthening health systems and attaining the Sustainable Developments Goals, including by enhancing focus on prevention and tackling vaccine-preventable diseases;

Or. en

Amendment 333

Proposal for a regulation

Annex III – point 4 – part A – point 1 – point c c (new)

Text proposed by the Commission

Amendment

(c c) Promoting, providing and expanding essential services and psychological support for victims of violence, especially women and children.

Or. en

Amendment 334

Proposal for a regulation

Annex III – point 4 – part A – point 2 – point a

Text proposed by the Commission

Amendment

(a) Promoting joint global efforts for inclusive and equitable quality education and training at all levels, including in

(a) Promoting ***the achievement of internationally agreed goals in education through*** joint global efforts for inclusive and equitable quality education and

emergency and crisis situations;

training at all levels, including in emergency and crisis situations **and strengthening free public education systems**;

Or. en

Amendment 335

Proposal for a regulation

Annex III – point 4 – part A – point 2 – point c

Text proposed by the Commission

(c) Supporting global action on reducing all dimensions of inequalities, such as the gaps between girls/women and boys/men, to ensure that everyone has equal opportunity to take part in economic and social life.

Amendment

(c) Supporting global action on reducing all dimensions of **discrimination and** inequalities, such as the gaps between girls/women and boys/men, to ensure that everyone has equal opportunity to take part in economic, **political** and social life.

Or. en

Amendment 336

Proposal for a regulation

Annex III – point 4 – part A – point 3 – introductory part

Text proposed by the Commission

3. Women **and children**

Amendment

3. Women

Or. en

Amendment 337

Proposal for a regulation

Annex III – point 4 – part A – point 3 – point a

Text proposed by the Commission

(a) Leading and supporting global efforts, partnerships and alliances to

Amendment

(a) Leading and supporting global efforts, partnerships and alliances to

eliminate all forms of violence against women and girls; this includes physical, psychological, sexual, economic and other types of violence and discrimination, including exclusion that women suffer in the different areas of their private and public lives;

eliminate all forms of violence **and discrimination** against women and girls; this includes physical, psychological, sexual, economic, **political** and other types of violence and discrimination, including exclusion that women suffer in the different areas of their private and public lives;

Or. en

Amendment 338

Proposal for a regulation

Annex III – point 4 – part A – point 3 – point a a (new)

Text proposed by the Commission

Amendment

(a a) Promoting the protection and fulfilment of women’s and girls’ rights, including economic, labour, social and political rights, and sexual and reproductive health and rights, including sexual and reproductive health services, education and supplies.

Or. en

Amendment 339

Proposal for a regulation

Annex III – point 4 – part A – point 3 – point b

Text proposed by the Commission

Amendment

(b) Promoting new initiatives to build stronger child protection systems in third countries, ensuring that children are protected in all areas from violence, abuses and neglect, including by promoting the transition from institutional to community-based care for children.

deleted

Or. en

Amendment 340

Proposal for a regulation

Annex III – point 4 – part A – point 3 a (new)

Text proposed by the Commission

Amendment

3 a. Children and youth

(a) Promoting new initiatives to build stronger child protection systems in third countries, ensuring that children are protected in all areas from violence, abuses and neglect, including by promoting the transition from institutional to community-based care for children.

(b) Promoting youth access to skills, decent and quality jobs through education, vocational and technical training, and access to digital technologies;

Or. en

Amendment 341

Proposal for a regulation

Annex III – point 4 – part A – point 4 – introductory part

Text proposed by the Commission

Amendment

4. Migration and forced displacement

4. Migration, ***mobility*** and forced displacement

Or. en

Amendment 342

Proposal for a regulation

Annex III – point 4 – part A – point 4 – point a

Text proposed by the Commission

Amendment

(a) Ensure continued EU leadership in shaping the global agenda on migration and forced displacement governance in all its dimensions;

(a) Ensure continued EU leadership in shaping the global agenda on migration and forced displacement governance in all its dimensions, ***to facilitate safe, orderly and regular migration;***

Or. en

Amendment 343

Proposal for a regulation

Annex III – point 4 – part A – point 4 – point b

Text proposed by the Commission

Amendment

(b) Steering and supporting global and cross-regional policy dialogues, including exchange and cooperation on migration and forced displacement;

(b) Steering and supporting global and cross-regional policy dialogues, including ***on South-South migration and*** exchange and cooperation on migration and forced displacement;

Or. en

Amendment 344

Proposal for a regulation

Annex III – point 4 – part A – point 4 – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

Cooperation in this area shall be managed in coherence with the [Asylum and Migration Fund], with full respect for the principle of policy coherence for development.

Or. en

Amendment 345

Proposal for a regulation

Annex III – point 4 – part A – point 5 – point b

Text proposed by the Commission

(b) Contributing to the global agenda on decent work, in particular in global value chains, and enhancing knowledge on effective employment policies that respond to labour market needs, including VET and life-long learning;

Amendment

(b) Contributing to the global agenda on decent work ***for all within a healthy environment, on the basis of the basic ILO labour standards, including social dialogue and the fight against child labour***, in particular in global value chains, and enhancing knowledge on effective employment policies that respond to labour market needs, including VET and life-long learning;

Or. en

Amendment 346

Proposal for a regulation

Annex III – point 4 – part A – point 5 – point c

Text proposed by the Commission

(c) Supporting global initiatives on universal social protection that follow the principles of efficiency, sustainability and equity; including support to address inequality and ensure social cohesion;

Amendment

(c) Supporting global initiatives on universal social protection that follow the principles of efficiency, sustainability and equity, including support to address inequality and ensure social cohesion ***in particular with the setting-up and strengthening of sustainable social protection systems, social insurance schemes, and with fiscal reform, reinforcing the capacity of tax systems and the fight against fraud and tax evasion***;

Or. en

Amendment 347

Proposal for a regulation

Annex III – point 4 – part A – point 6 – point b

Text proposed by the Commission

(b) Supporting culture as an engine for sustainable social and economic development and reinforcing cooperation on cultural heritage.

Amendment

(b) Supporting culture as an engine for sustainable social and economic development and reinforcing cooperation on, ***and preservation of*** cultural heritage;

Or. en

Amendment 348

Proposal for a regulation

Annex III – point 4 – part A – point 6 – point b a (new)

Text proposed by the Commission

Amendment

(b a) Developing local crafts, as a means to preserve local cultural heritage.

Or. en

Amendment 349

Proposal for a regulation

Annex III – point 4 – part B – point 1 – point b

Text proposed by the Commission

(b) Contributing to the external projection of the Union's environment and climate change policies;

Amendment

(b) Contributing to the external projection of the Union's environment and climate change policies ***with full respect for the principle of policy coherence for development;***

Or. en

Amendment 350

Proposal for a regulation

Annex III – point 4 – part B – point 1 – point d

Text proposed by the Commission

(d) Implementing international and EU initiatives to promote climate change adaptation and mitigation and climate resilient low-emission development, including through the implementation of the Nationally Determined Contributions (NDCs) and low emission climate resilient strategies, promoting disaster risk reduction, address environmental degradation and halting biodiversity loss, ***promoting*** the conservation and sustainable use and management of terrestrial and marine ecosystems and renewable natural resources -including land, water, oceans, fisheries and forests, addressing deforestation, land degradation, illegal logging and wildlife trafficking, tackling pollution and ensuring a healthy environment, addressing emerging climate and environmental issues, promoting resource efficiency, sustainable consumption and production and the sound management of chemicals and waste and supporting the transition to low emission, climate resilient green and circular economies.

Amendment

(d) Implementing international and EU initiatives to promote climate change adaptation and mitigation and climate resilient low-emission development, including through the implementation of the Nationally Determined Contributions (NDCs) and low emission climate resilient strategies, promoting disaster risk reduction, address environmental degradation and halting biodiversity loss, the conservation and sustainable use and management of terrestrial and marine ecosystems and renewable natural resources -including land, water, oceans, fisheries and forests, addressing deforestation, ***desertification***, land degradation, illegal logging and wildlife trafficking, tackling pollution and ensuring a healthy environment, addressing emerging climate and environmental issues, promoting resource efficiency, sustainable consumption and production, ***integrated water resource management*** and the sound management of chemicals and waste and supporting the transition to low emission, climate resilient green and circular economies;

Or. en

Amendment 351

Proposal for a regulation

Annex III – point 4 – part B – point 1 – point d a (new)

Text proposed by the Commission

Amendment

(d a) Promoting environmentally sustainable agriculture, in order to protect ecosystems and biodiversity and enhance

environmental and social resilience to climate change.

Or. en

Amendment 352

Proposal for a regulation

Annex III – point 4 – part B – point 2 – point a a (new)

Text proposed by the Commission

Amendment

(a a) Promoting energy security for partner countries and local communities through, for instance, diversification of sources and routes, considering price volatility issues, emission reduction potential, improving markets and fostering energy and, in particular, electricity interconnections and trade;

Or. en

Amendment 353

Proposal for a regulation

Annex III – point 4 – part B – point 2 – point b

Text proposed by the Commission

Amendment

(b) Encouraging partner governments to embrace energy sector policy and market reforms so to establish a conducive environment for investments increasing access to energy services that are affordable, modern, reliable and sustainable, with **a strong focus on** renewable energy and energy efficiency;

(b) Encouraging partner governments to embrace energy sector policy and market reforms so to establish a conducive environment for **inclusive growth and** investments increasing access to energy services that are **climate-friendly**, affordable, modern, reliable and sustainable, with **priority to** renewable energy and energy efficiency;

Or. en

Amendment 354

Proposal for a regulation

Annex III – point 4 – part C – point 1 – point a

Text proposed by the Commission

(a) Promoting sustainable private investment through innovative financing mechanisms *and risk-sharing*;

Amendment

(a) Promoting sustainable private investment through innovative financing mechanisms;

Or. en

Amendment 355

Proposal for a regulation

Annex III – point 4 – part C – point 1 – point b

Text proposed by the Commission

(b) Improving business environment and investment climate, supporting enhanced public-private dialogue, and building capacities *of* Micro, Small and Medium Enterprises,

Amendment

(b) ***Developing a socially and ecologically responsible local private sector***, improving business environment and investment climate, supporting enhanced public-private dialogue, and building capacities, ***competitiveness and resilience of local*** Micro, Small and Medium Enterprises ***and their integration into the local, regional and global economy***,

Or. en

Amendment 356

Proposal for a regulation

Annex III – point 4 – part C – point 1 – point b a (new)

Text proposed by the Commission

Amendment

(b a) Promoting financial inclusion by fostering access to and effective use of financial services, such as micro-credit and savings, micro-insurance and payment transfer, by microenterprises and SMEs and households, in particular

disadvantaged and vulnerable groups;

Or. en

Amendment 357

Proposal for a regulation

Annex III – point 4 – part C – point 1 – point c

Text proposed by the Commission

(c) Supporting the Union trade policy and trade agreements and the implementation thereof; and improving access to partner country markets and boosting trade, investment and business opportunities for companies from the Union while eliminating barriers to market access and investment

Amendment

(c) Supporting the Union trade policy and trade agreements and the implementation thereof; and improving access to partner country markets and boosting ***fair*** trade, investment and business opportunities for companies from the Union while eliminating barriers to market access and investment, ***and with full respect to policy coherence for development, where developing countries are concerned;***

Or. en

Amendment 358

Proposal for a regulation

Annex III – point 4 – part C – point 2 – point a

Text proposed by the Commission

(a) Supporting and influencing international strategies, organisations, mechanisms and actors that roll-out major global policy issues and frameworks around food and nutrition security;

Amendment

(a) Supporting and influencing international strategies, organisations, mechanisms and actors that roll-out major global policy issues and frameworks around ***sustainable*** food and nutrition security;

Or. en

Amendment 359

Proposal for a regulation

Annex III – point 4 – part C – point 2 – point b a (new)

Text proposed by the Commission

Amendment

(b a) Improving coordinated, accelerated and cross sectoral efforts to increase capacity for diversified local and regional food production, ensure food security and nutrition and enhance resilience of the most vulnerable, particularly in countries facing protracted or recurrent crises;

Or. en

Amendment 360

Proposal for a regulation

Annex III – point 4 – part C – point 2 – point c

Text proposed by the Commission

Amendment

(c) Reaffirming at global level the central role of sustainable agriculture and fisheries and aquaculture for increased food security, poverty eradication, job creation, mitigating and adapting to climate change, resilience and healthy ecosystems;

(c) Reaffirming at global level the central role of sustainable agriculture and fisheries and aquaculture, ***including smallholder agriculture and livestock-keeping*** for increased food security, poverty eradication, job creation, ***equitable and sustainable access to and management of resources, including land and land rights, water, (micro) credit and other agricultural inputs***, mitigating and adapting to climate change, resilience and healthy ecosystems;

Or. en

Amendment 361

Proposal for a regulation

Annex III – point 4 – part C – point 2 – point d

Text proposed by the Commission

Amendment

(d) Providing innovations through international research and reinforce global knowledge and expertise, in particular related to climate change adaptation and mitigation, agrobiodiversity, global and inclusive value chains, food safety, responsible investments, governance of land and natural resource tenure.

(d) Providing innovations through international research and reinforce global knowledge and expertise, ***promotion and reinforcement of local and autonomous adaptation strategies***, in particular related to climate change adaptation and mitigation, agrobiodiversity, global and inclusive value chains, ***fair trade***, food safety, responsible investments, governance of land and natural resource tenure.

Or. en

Amendment 362

Proposal for a regulation

Annex III – point 4 – part D – point 1 – point a

Text proposed by the Commission

Amendment

(a) Increasing the capacity of European and Southern local authority networks, platforms and alliances to ensure a substantive and continued policy dialogue in the field of development and to promote democratic governance, notably through the Territorial Approach to Local Development;

deleted

Or. en

Amendment 363

Proposal for a regulation

Annex III – point 4 – part D – point 1 – point b

Text proposed by the Commission

Amendment

(b) Increasing interactions with European citizens on development issues (awareness raising, knowledge sharing,

deleted

engagement), notably in relation to the related to the Sustainable Development Goals, including in the Union and candidate countries and potential candidate countries.

Or. en

Amendment 364

Proposal for a regulation Annex III – point 4 – part D – point 2

Text proposed by the Commission

2. Promote inclusive societies, good economic governance, including fair and inclusive domestic revenue mobilisation, transparent public finance management and effective and inclusive public spending.

Amendment

2. Promote inclusive societies, good economic governance, including fair and inclusive domestic revenue mobilisation **and fighting tax avoidance**, transparent public finance management and effective and inclusive public spending.

Or. en

Amendment 365

Proposal for a regulation Annex III – point 4 a (new)

Text proposed by the Commission

Amendment

4 a. AREAS OF INTERVENTION FOR FOREIGN POLICY NEEDS AND PRIORITIES

Actions to support the objectives set out in point (d a) of Point 4(3) shall support Union foreign policy across political, development, economic and security issues. Those actions shall enable the Union to act where there is a foreign policy interest, or a window of opportunity to achieve its objectives, and which are difficult to address by other means. They may cover the following:

(a) support for the Union's bilateral, regional and inter-regional cooperation strategies, promoting policy dialogue and developing collective approaches and responses to challenges of global concern, in particular in the following areas:

— supporting the implementation of Partnership and Cooperation Agreements, action plans and similar bilateral instruments;

— deepening the political and economic dialogue with third countries of particular relevance in world affairs, including in foreign policy;

— supporting engagement with relevant third countries on bilateral and global issues of common concern;

— promoting an adequate follow-up or coordinated implementation of the conclusions reached and commitments made in relevant international fora;

(b) support for Union trade policy:

- support for Union trade policy and the negotiation, implementation and enforcement of trade agreements, under full respect of policy coherence for development, where developing countries are concerned, and full alignment with the pursuit of the Sustainable Development Goals;

- support for improving access to partner country markets and boosting trade, investment and business opportunities for companies from the Union, in particular SMEs, while eliminating barriers to market access and investment and protecting intellectual property rights, by means of economic diplomacy, business and regulatory cooperation, with necessary adaptations in relation to developing country partners;

(c) contributions to the implementation of the international dimension of internal Union policies:

- contributions to the implementation of the international dimension of internal Union policies such as inter alia environment, climate change, energy, science and education and cooperation on management and governance of the oceans;

- promoting the Union's internal policies with key partner countries and supporting regulatory convergence in this regard;

(d) promotion of widespread understanding and visibility of the Union and of its role on the world scene:

- promotion of widespread understanding and visibility of the Union and of its role on the world scene, by means of strategic communication, public diplomacy, people-to-people contacts, cultural diplomacy, cooperation in educational and academic matters, and outreach activities to promote the Union's values and interests;

- enhancing student and academic staff mobility, leading to the creation of partnerships aimed at improving the quality of higher education and of joint degrees leading to academic recognition ('Erasmus+ Programme').

Those actions shall apply innovative policies or initiatives, corresponding to current or evolving short- to medium-term needs, opportunities and priorities, including with the potential of informing future actions under geographic or thematic programmes. They shall focus on deepening the Union's relations and dialogue and building partnerships and alliances with key countries of strategic interest, especially those emerging economies and middle-income countries who play an increasingly important role in world affairs, global governance, foreign policy, the international economy, and multilateral fora.

Or. en

Amendment 366

Proposal for a regulation Annex IV – point 1 – paragraph 1 – point a

Text proposed by the Commission

(a) a situation of urgency, crisis, emerging crisis or natural disasters;

Amendment

(a) a situation of urgency, crisis, emerging crisis or natural disasters, ***where relevant for stability, peace and security;***

Or. en

Amendment 367

Proposal for a regulation Annex IV – point 1 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

The technical and financial assistance referred to in paragraph 1 may cover the following:

(a) support, through the provision of technical and logistical assistance, for the efforts undertaken by international and regional organisations and by State and civil society actors in promoting confidence-building, mediation, dialogue and reconciliation;

(b) support for the implementation of United Nations Security Council resolutions

(c) support for the establishment and functioning of interim administrations mandated in accordance with international law;

(d) support for the development of democratic, pluralistic state institutions, including measures to enhance the role of women in such institutions, effective civilian administration and civilian oversight over the security system, as well as measures to strengthen the capacity of

law-enforcement and judicial authorities involved in the fight against terrorism, organised crime and all forms of illicit trafficking;

(e) support for international criminal tribunals and ad hoc national tribunals, truth and reconciliation commissions, and mechanisms for the legal settlement of human rights claims and the assertion and adjudication of property rights, established in accordance with international standards in the fields of human rights and the rule of law;

(f) support for reinforcement of State capacity - in the face of significant pressures to rapidly build, maintain or restore its core functions, and basic social and political cohesion;

(g) support for measures necessary to start the rehabilitation and reconstruction of key infrastructure, housing, public buildings and economic assets, and essential productive capacity, as well as other measures for the re-starting of economic activity, the generation of employment and the establishment of the minimum conditions necessary for sustainable social development;

(h) support for civilian measures related to the demobilisation and reintegration of former combatants and their families into civil society, and where appropriate their repatriation, as well as measures to address the situation of child soldiers and female combatants;

(i) support for measures to mitigate the social effects of restructuring the armed forces;

(j) support for measures to address, within the framework of Union cooperation policies and their objectives, the socio-economic impact on the civilian population of anti-personnel landmines, unexploded ordnance or explosive remnants of war. Activities financed under this Regulation may cover, inter

alia, risk education, mine detection and clearance and, in conjunction therewith, stockpile destruction;

(k) support for measures to combat, within the framework of Union cooperation policies and their objectives, the illicit use of and access to firearms, small arms and light weapons;

(l) support for measures to ensure that the specific needs of women and children in crisis and conflict situations, including their exposure to gender-based violence, are adequately met;

(m) support for the rehabilitation and reintegration of the victims of armed conflict, including measures to address the specific needs of women and children;

(n) support for measures to promote and defend respect for human rights and fundamental freedoms, democracy and the rule of law, and the related international instruments;

(o) support for socio-economic measures to promote equitable access to, and transparent management of, natural resources in a situation of crisis or emerging crisis, including peace-building;

(p) support for measures to address the potential impact of sudden population movements with relevance to the political and security situation, including measures addressing the needs of host communities in a situation of crisis or emerging crisis, including peace-building;

(q) support for measures to promote the development and organisation of civil society and its participation in the political process, including measures to enhance the role of women in such processes and measures to promote independent, pluralist and professional media;

(r) support for measures in response to natural or man-made disasters which pose a threat to stability, and to threats to

public health linked to pandemics, in the absence of, or by way of complement to, Union humanitarian and civil protection assistance;

(s) capacity building of military actors in support of development and security for development.

Or. en

Amendment 368

Proposal for a regulation Annex IV – point 2 – paragraph 1

Text proposed by the Commission

Rapid response actions referred to in point b) of Article 4(4) shall be designed to effectively strengthen resilience and to link humanitarian aid and development actions, which cannot be swiftly addressed through geographic and thematic programmes.

Amendment

Rapid response actions referred to in point b) of Article 4(4) shall be designed to effectively strengthen resilience and to link humanitarian aid and development actions, which cannot be swiftly addressed through geographic and thematic programmes ***and ensuring coherence, consistency and complementarity with humanitarian aid as specified in Article 5.***

Or. en

Amendment 369

Proposal for a regulation Annex IV – point 2 – paragraph 2 – point a

Text proposed by the Commission

(a) strengthen resilience by supporting individuals, communities, institutions, and countries to better prepare for, withstand, adapt to and quickly recover from political, economic, and societal pressures and shocks, natural or man-made disasters, conflicts and global threats; including by reinforce the capacity of ***a state - in the face of significant pressures to rapidly***

Amendment

(a) strengthen resilience by supporting individuals, communities, institutions, and countries to better prepare for, withstand, adapt to and quickly recover from political, economic, and societal pressures and shocks, natural or man-made disasters, conflicts and global threats; including by reinforce the capacity of societies, communities and individuals to manage

build, maintain or restore its core functions, and basic social and political cohesion and of societies, communities and individuals to manage opportunities and risks in a peaceful and stable manner and to build, maintain or restore livelihoods in the face of major pressures;

opportunities and risks in a peaceful and stable manner and to build, maintain or restore livelihoods in the face of major pressures;

Or. en

Amendment 370

Proposal for a regulation Annex IV – point 2 – paragraph 2 – point d

Text proposed by the Commission

(d) assist the state *or* region in setting up short term disaster prevention and preparedness mechanisms, including for prediction and early warning, with a view to reducing the consequences of disasters.

Amendment

(d) assist the State, region, ***local authorities or relevant non-governmental organisations*** in setting up short term disaster prevention and preparedness mechanisms, including for prediction and early warning, with a view to reducing the consequences of disasters.

Or. en

Amendment 371

Proposal for a regulation Annex IV – point 3

Text proposed by the Commission

3. *Actions addressing foreign policy needs and priorities*

Rapid response actions to support the objectives set out in point c) of Article 4 (4) shall support Union foreign policy across political, economic and security issues. They shall enable the Union to act where there is an urgent or imperative foreign policy interest, or a window of opportunity to achieve its objectives, requiring a rapid reaction and which are

Amendment

deleted

difficult to address by other means.

These actions may cover the following:

(a) support for the Union's bilateral, regional and inter-regional cooperation strategies, promoting policy dialogue and developing collective approaches and responses to challenges of global concern including migration and security issues, and exploiting windows of opportunity in this regard;

(b) support for Union trade policy and trade agreements and the implementation thereof; and for improving access to partner country markets and boosting trade, investment and business opportunities for companies from the Union, in particular SMEs, while eliminating barriers to market access and investment, by means of economic diplomacy, business and regulatory cooperation;

(c) contributions to the implementation of the international dimension of internal Union policies such as inter alia environment, climate change, energy, and cooperation on management and governance of the oceans;

(d) promotion of widespread understanding and visibility of the Union and of its role on the world scene, by means of strategic communication, public diplomacy, people-to-people contacts, cultural diplomacy, cooperation in educational and academic matters, and outreach activities to promote the Union's values and interests.

These actions shall implement innovative policies or initiatives, corresponding to current or evolving short- to medium-term needs, opportunities and priorities, including with the potential of informing future actions under geographic or thematic programmes. They shall focus on deepening the Union's relations and dialogue and building partnerships and alliances with key countries of strategic

interest, especially those emerging economies and middle-income countries who play an increasingly important role in world affairs, global governance, foreign policy, the international economy, and multilateral fora.

Or. en

Amendment 372

Proposal for a regulation Annex V – paragraph 1 – introductory part

Text proposed by the Commission

The EFSD+ operations eligible for support through the External Action Guarantee shall *in particular aim at* the following priority areas:

Amendment

The EFSD+ operations eligible for support through the External Action Guarantee shall *contribute to* the following priority areas:

Or. en

Amendment 373

Proposal for a regulation Annex V – paragraph 1 – point a

Text proposed by the Commission

(a) provide finance and support to private and cooperative sector development compliant with the conditions set out in Article 209(2) of the [Financing Regulation], with a particular focus on local companies and micro, small and medium-sized enterprises, on promoting decent job creation and encouraging the contribution of European companies to the EFSD+ purpose;

Amendment

(a) provide finance and support to private and cooperative sector development compliant with the conditions set out in Article 209(2) of the [Financing Regulation], *to contribute to sustainable development in its economic, social and environmental dimensions, and to the implementation of the 2030 Agenda, the Paris Agreement and, where appropriate, the European Neighbourhood Policy, the eradication of poverty, promoting skills and entrepreneurship, gender equality and the empowerment of women and young people, while pursuing and strengthening the rule of law, good*

governance and human rights, with a particular focus on local companies and micro, small and medium-sized enterprises, on promoting decent job creation, ***economic opportunities***, and encouraging the contribution of European companies to the EFSD+ purpose;

Or. en

Amendment 374

Proposal for a regulation Annex V – paragraph 1 – point e

Text proposed by the Commission

(e) contribute to climate action and environmental protection and management;

Amendment

(e) contribute to climate action and environmental protection and management, ***in order to produce climate co-benefits, allocating at least 30 % of the financing to investments that contribute to climate action, renewable energy and resource efficiency***;

Or. en

Amendment 375

Proposal for a regulation Annex V – paragraph 1 – point f

Text proposed by the Commission

(f) contribute by promoting sustainable development, to addressing specific root causes of irregular migration, ***as well as*** fostering the resilience of transit and host communities, and contributing to the sustainable reintegration of migrants returning to their countries of origin, with due regard to the strengthening of the rule of law, good governance and human rights.

Amendment

(f) contribute by promoting sustainable development, to addressing specific root causes of ***migration, including*** irregular migration, ***and contribute to safe, orderly and regular migration, by*** fostering the resilience of transit and host communities, and contributing to the sustainable reintegration of migrants returning to their countries of origin, with due regard to the strengthening of the rule of law, good governance and human rights.

Amendment 376

**Proposal for a regulation
Annex V – paragraph 1 a (new)**

Text proposed by the Commission

Amendment

The following investment windows shall be created:

- Sustainable Energy and Sustainable Connectivity***
- Micro, Small and Medium Enterprises (MSMEs) Financing***
- Sustainable agriculture, rural entrepreneurs and agroindustry***
- Sustainable cities***
- Digitalisation for Sustainable Development***

Or. en

Amendment 377

**Proposal for a regulation
Annex VI**

Text proposed by the Commission

Amendment

[...]

deleted

Or. en

(this annex becomes Article 27 a (new))

Amendment 378

**Proposal for a regulation
Annex VII – point 5**

Text proposed by the Commission

(5) Number of students ***enrolled in*** primary and/or secondary education and training with ***EU*** support

Amendment

(5) Number of students ***having completed*** primary and/or secondary education and ***acquired minimal skills in reading and mathematics, and*** training with ***the Union's*** support

Or. en

Amendment 379

Proposal for a regulation Annex VII – paragraph 2

Text proposed by the Commission

All indicators shall be sex disaggregated ***whenever relevant.***

Amendment

Indicator (4) shall be sex disaggregated, ***and indicators (2), (3) and (5) shall be sex and age disaggregated.***

Or. en

Amendment 380

Proposal for a regulation Annex VII a (new)

Text proposed by the Commission

***Partner countries in relation to which
Union assistance is suspended.***

***[To be established by the Commission
pursuant to Article 15a.]***

Or. en

EXPLANATORY STATEMENT

The Commission proposal for a Neighbourhood, Development and International Cooperation Instrument (NDICI) brings together most¹ of the current External Financing Instruments (EFIs), with a proposed budget of EUR 89.2 billion. In addition, the NDICI proposal includes a number of provisions that would also apply to other EFIs². The Commission's mid-term evaluation of the current EFIs has shown the instruments largely to be fit for purpose, an element which Parliament recognised in its implementation reports³. NDICI includes the budgetisation of the European Development Fund (EDF), a long-standing request from the European Parliament⁴. The co-rapporteurs take note that Parliament's calls for the Development, Neighbourhood, Human Rights, and Preaccession Instruments to remain separate have not been taken into account in the current NDICI proposal. Among the four aforementioned instruments, only the latter would remain separate. The co-rapporteurs stand ready to consider a simplified and streamlined architecture for the EFIs as long as it clearly respects the objectives of the Union's underlying policies and it enhances transparency, accountability, efficiency, coherence and flexibility of EU funds for external action. This is the guiding objective behind the co-rapporteurs' amendments to the proposed NDICI regulation, which cover the aspects below. The co-rapporteurs are ready, during the course of negotiations with the Council, to assess whether conditions may be met to present the approach of a separate Neighbourhood Instrument in order to reflect properly, at the level of the financial instruments, the special relationship linking the Union and the countries from the Eastern and the Southern Neighbourhood.

Better governance and a stronger role for the Parliament

The merger of various instruments under the NDICI proposal seeks to increase the coherence of the EU's external action, whilst also increasing the instrument's flexibility to respond to future developments. The proposed amendments acknowledge this need for flexibility, but seek to balance it with enhanced democratic accountability and control mechanisms. With the introduction of the Delegated Acts (DAs) procedure for secondary policy choices, notably programming, the co-rapporteurs seek to allow for flexibility while ensuring democratic legitimacy and transparency through the equal involvement of both co-legislators at strategic

¹ Regulation (EU) 233/2014 establishing the Development Cooperation Instrument, Regulation 234/2014 establishing the Partnership Instrument, Regulation (EU) 232/2014 establishing the European Neighbourhood Instrument, Regulation (EU) 235/2014 establishing the European Instrument for Democracy and Human Rights worldwide, Regulation 230/2014 establishing the Instrument contributing to Stability and Peace, a guarantee fund for external action (Regulation (EC/EURATOM) 480/2009), a European Fund for Sustainable Development, its Guarantee and its Guarantee Fund (Regulation (EU) 2017/1601), including a Common Implementing Regulation.

² COM (2018) 465 final Proposal for a Regulation of the European Parliament and of the Council establishing the Instrument for Pre-accession Assistance (IPA III); COM(2018) 461 final Proposal for a Council Decision on the Association of the Overseas Countries and Territories with the European Union including relations between the European Union on the one hand, and Greenland and the Kingdom of Denmark on the other ('Overseas Association Decision'); COM(2018) 462 final Proposal for a Council Regulation establishing a European Instrument for Nuclear Safety complementing the Neighbourhood, Development and International Cooperation Instrument on the basis of the Euratom Treaty.

³ European Parliament resolution of 18 April 2018 on the implementation of the Development Cooperation Instrument, the Humanitarian Aid Instrument and the European Development Fund, 2017/2258(INI), European Parliament resolution of 18 April 2018 on the implementation of the EU external financing instruments: mid-term review 2017 and the future post-2020 architecture (2017/2280(INI)), European Parliament resolution of 14 March 2018 on the next MFF: Preparing the Parliament's position on the MFF post-2020, 2017/2052(INI).

⁴ See, for instance, European Parliament resolution of 4 October 2016 on the Future of ACP-EU relations beyond 2020, 2016/2053(INI).

level. DAs supplementing this Regulation are requested for the establishment of multiannual programmes outlining the priority areas, objectives, expected results, indicative financial allocations and cooperation modalities. This procedure will also give the co-legislators more political control when the emerging challenges and priorities cushion - a key flexibility feature in NDICI - is mobilised. The inclusion of DAs for multiannual programming is accompanied by the elimination of implementing acts/comitology procedure in light of recent case law¹, to be replaced by Commission decisions executing the Regulation.

To ensure democratic accountability the draft report foresees an enhanced dialogue between Parliament and the Commission, in particular prior to the adoption of delegated acts, as well as before the presentation of the draft annual budget by the Commission to discuss the strategic orientations and guidelines. The draft report also advocates for ensuring the coherence, consistency and complementarity of the various EFIs and with Union's Common Security and Foreign Policy (CFSP).

Beyond programming, the draft report also foresees a strengthening of the control, safeguards and governance mechanisms in various other ways: inclusion of DAs to establish frameworks for risk management, performance-based approach in the Neighbourhood, and for human rights in security sector activities, and the creation of investment windows. The draft report also includes an end date to the regulation in 2027, coinciding with the MFF period, and, linked to it, a genuine mid-term review of the Regulation. Strengthened monitoring and reporting mechanisms are also foreseen, including for the European Fund for Sustainable Development Plus (EFSD+). Finally, the co-rapporteurs propose to include into the main body of the regulation important provisions - structure of programmes, objectives for the Neighbourhood, or governance of the EFSD+, reflected only in the annexes.

Clearer and distinct objectives for the various policies

The **European neighbourhood** is one of the key priority areas of EU external action. Any future instrument for the neighbourhood must be able to respond to the specific needs and circumstances of the neighbourhood countries, and reflect the privileged status they enjoy in line with the treaties. The draft regulation therefore rightly includes a dedicated chapter with specific provisions on the neighbourhood. Your rapporteurs propose to further strengthen the policy framework and some targeted improvements to the performance-based approach, which in line with the "more for more" principle, is one of the key tenets of the European Neighbourhood Policy (ENP).

The draft report supports the focus on **sub-Saharan Africa** as a priority area for the EU's external action by ring-fencing and reinforcing the financial allocations, whilst also allowing for the creation of a Pan-African Programme to address the challenges of the African continent as a whole. A possible African, Caribbean and Pacific (ACP) programme is also foreseen to address the possible needs stemming from a future post-Cotonou agreement.

In the current MFF, development funds represent more than two-thirds of the total external action budget. It is therefore paramount for the co-rapporteurs that the financial weight of NDICI development funds be adequately reflected in the text of the Regulation by reinforcing those provisions which constitute the fundamentals of **EU development cooperation**. Firstly, an essential reference to poverty eradication and the Sustainable Development Goals was

¹ See Case C-521/15 *Spain v Council*, EU:C:2017:982, paragraphs 47 and 48

introduced in the NDICI objectives; secondly, the co-rapporteurs raise the target of funding under this Regulation which should fulfill the criteria for Official Development Assistance to 95% from the proposed 92%. Considering that the current figure stands at 94%, the proposed raise is within clear reach.

The principle of Policy Coherence for Development remains the underlying tool for ensuring that development objectives are mainstreamed in other areas of external action. The co-rapporteurs introduce new provisions ensuring that any external policies likely to affect developing countries take account of the objectives of development cooperation. Recognising the ample diversity of issues tackled under the thematic programme **Global Challenges**, the co-rapporteurs have increased the proposed budget by EUR 1.5 billion in order to allow a reinforcement of what is considered to be the basis for sustainable development - health and education. Concerning migration, the draft report stresses the need for a holistic, longer term approach by addressing the root causes of irregular migration and forced displacement and supporting effective and human rights based policies to facilitate safe, orderly and regular migration. Finally, reflecting the importance of tackling climate change, the co-rapporteurs include the attainment of the Paris Agreement in the objectives of the Regulation and have requested that actions under NDICI favour adherence to the Paris Agreement. The co-rapporteurs also take the view that 30 % of NDICI funds should contribute to supporting climate objectives.

On the 70th anniversary of the Universal Declaration of Human Rights, the co-rapporteurs considered it more important than ever to recall that the basis for the Union's external action are the very principles which are the foundation of the Union's creation: democracy, the rule of law, the universality and indivisibility of **human rights and fundamental freedoms**, respect for human dignity, the principles of equality and solidarity, and respect for the principles of the United Nations Charter and international law.

Consistently with the above, the co-rapporteurs have introduced provisions by which assistance to a given country may be suspended in cases of persistent failure to observe the principles of democracy, the rule of law and respect for human rights and fundamental freedoms, none of which are negotiable. Additionally, the financial allocation for human rights and democracy activities has been increased by EUR 0.5 billion in light of the shrinking space for civil society worldwide, the increasing needs for human rights work and the success of EU support to these activities in the current MFF.

Finally, the co-rapporteurs propose to integrate support to **Local Authorities** in the thematic programme in support of Civil Society Organisations (CSOs-LAs) as in the current DCI, and to increase the envelope for this programme by EUR 1.2 billion (EUR 0.5 billion for LAs and an additional EUR 0.7 billion for CSOs).

The co-rapporteurs agree with the Commission's innovative approach to integrate provisions on **stability and peace** across the geographic and thematic programmes, as well as in the rapid response pillar. Nevertheless, the co-rapporteurs propose to include conflict prevention among the NDICI objectives and to amend the policy framework relevant for stability and peace. The co-rapporteurs propose to set aside a specific financial envelope of EUR 2 billion for stability and conflict prevention within the rapid response pillar.

Annexes dealing with stability and peace are substantially expanded to include activities already financed pursuant the current Instrument contributing to Stability and Peace (IcSP), as

well as some new ones. With regard to capacity building of military actors in support of development and security for development, co-rapporteurs note that the proposals closely mirror the provisions in the existing IcSP. Such support must be in line with the overarching objective of achieving sustainable development, and may not be used to finance the procurement of arms or ammunition, or operations having military or defence implications. A cap of EUR 270 million is introduced for these activities. Furthermore, an additional set of safeguards to manage and mitigate risk of misuse of such assistance is included.

With regards to **cooperation with strategic, upper-middle income and industrialised countries**, the co-rapporteurs welcome the integration of a large part of the activities under the current Partnership Instrument (PI) within the geographic approach chosen by the Commission. Such approach should also ensure an increased cooperation with upper middle-income countries that do not require bilateral development assistance anymore and that are not among the EU's official strategic partners, which was one of the major gaps identified in the implementation of the current PI. In addition, the co-rapporteurs consider the overwhelming majority of actions proposed under the "foreign policy needs and priorities" programme to be programmable and therefore propose this programme be moved from the rapid response pillar to the thematic pillar.

The co-rapporteurs support the creation of the new **EFSD+** and a single External Action Guarantee within the NDICI proposal. The draft report's approach to these provisions has been directed by the need to bring back a number of safeguards and guarantees for investment contributing to sustainable development, whilst respecting social, environmental and human rights standards. The co-rapporteurs would like to stress that the operationalisation of the EFSD+ should enable the continuity of the EIB's longstanding operations outside the EU in support of EU external action.

Budgetary measures

The co-rapporteurs have made a number of changes in their draft report in order to better reflect the strategic importance of a number of geographic and thematic issues. The co-rapporteurs welcome that the Neighbourhood and sub-Saharan Africa geographic allocations have been ring-fenced. Additionally, the Parliament's MFF interim resolution¹ proposes an increase of funds for an African Investment Plan of EUR 3.5 billion in 2018 prices, to be divided between sub-Saharan Africa (EUR 2.4 billion) and the Neighbourhood (EUR 1.1 billion). The co-rapporteurs welcome this increase.

The proposed reinforcement of the financial allocations for human rights, civil society and local authorities, and global challenges mentioned above have all been compensated by an equivalent reduction of the flexibility cushion. This reduction also reflects the co-rapporteurs' view that the instrument should be programmable to the largest possible extent to ensure democratic scrutiny, while at the same time still providing for a generous amount of flexibility so as to respond to unforeseen needs.

¹ European Parliament Interim Report on the Multiannual Financial Framework 2021-2027 – Parliament's position with a view to an agreement (COM(2018)0322 – C8-0000/2018 – 2018/0166R(APP)).