



EUROPEAN PARLIAMENT

2009 - 2014

---

Committee on Regional Development

---

**2011/0276(COD)**

5.6.2012

# AMENDMENTS

## 783 - 1103

### Draft report

**Lambert van Nistelrooij, Constanze Angela Krehl**

(PE487.740v03-00)

on the proposal for a regulation of the European Parliament and of the Council laying down common provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund, the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund covered by the Common Strategic Framework and laying down general provisions on the European Regional Development Fund, the European Social Fund and the Cohesion Fund and repealing Regulation (EC) No 1083/2006

Proposal for a regulation

(COM(2011)0615 – C7-0335/2011 – 2011/0276(COD))

AM\903903EN.doc

PE491.054v01-00

**EN**

*United in diversity*

**EN**

AM\_Com\_LegReport

**Amendment 783**

**Younous Omarjee, Cornelia Ernst**

**Proposal for a regulation**

**Part 2 – article 26 – paragraph 1 – subparagraph 1**

*Text proposed by the Commission*

Requests for amendment of programmes submitted by a Member State shall be duly substantiated and shall in particular set out the expected impact of the changes to the programme on achieving the Union strategy for smart, sustainable and inclusive growth and the specific objectives defined in the programme, taking account of the Common Strategic Framework and the Partnership Contract. They shall be accompanied by the revised programme and, where appropriate, a revised Partnership Contract

*Amendment*

Requests for amendment of programmes submitted by a Member State shall be duly ***prepared in accordance with Article 5; they shall be*** substantiated and shall in particular set out the expected impact of the changes to the programme on achieving the Union strategy for smart, sustainable and inclusive growth and the specific objectives defined in the programme, taking account of the Common Strategic Framework and the Partnership Contract. They shall be accompanied by the revised programme and, where appropriate, a revised Partnership Contract

Or. fr

**Amendment 784**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Besset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 26 – paragraph 1 – subparagraph 1**

*Text proposed by the Commission*

Requests for amendment of programmes submitted by a Member State shall be duly substantiated and shall in particular set out the expected impact of the changes to the programme on achieving the Union strategy for smart, sustainable and inclusive growth and the specific objectives defined in the programme, taking account of the Common Strategic Framework and the Partnership Contract.

*Amendment*

Requests for amendment of programmes submitted by a Member State shall be duly substantiated and shall in particular set out the expected impact of the changes to the programme on achieving the Union strategy for smart, sustainable and inclusive growth and ***sustainable development and*** the specific objectives defined in the programme, taking account of the Common Strategic Framework and

*They shall be accompanied by the revised programme and, where appropriate, a revised Partnership Contract.*

the Partnership Contract. *Requests shall be made according to the requirements laid down in Article 24, in particular those related to the horizontal principals including the Partnership principle and the multi-level governance approach referred to in Article 5.*

Or. en

#### **Amendment 785**

**Jan Olbrycht, Elżbieta Katarzyna Łukacijewska, Lena Kolarska-Bobińska**

#### **Proposal for a regulation**

#### **Part 2 – article 26 – paragraph 2**

##### *Text proposed by the Commission*

2. The Commission shall assess the information provided in accordance with paragraph 1, taking account of the justification provided by the Member State. The Commission may make observations and the Member State shall provide to the Commission all necessary additional information. In accordance with Fund-specific rules, the Commission shall approve requests for amendment of a programme no later than *five* months after their formal submission by the Member State provided that any observations made by the Commission have been satisfactorily taken into account. The Commission shall, where necessary, amend at the same time the decision approving the Partnership Contract in accordance with Article 15(3).

##### *Amendment*

2. The Commission shall assess the information provided in accordance with paragraph 1, taking account of the justification provided by the Member State. The Commission may make observations and the Member State shall provide to the Commission all necessary additional information. In accordance with Fund-specific rules, the Commission shall approve requests for amendment of a programme no later than *three* months after their formal submission by the Member State provided that any observations made by the Commission have been satisfactorily taken into account. The Commission shall, where necessary, amend at the same time the decision approving the Partnership Contract in accordance with Article 15(3).

Or. en

#### **Amendment 786**

**Salvatore Caronna, Vincenzo Iovine**

**Proposal for a regulation**  
**Part 2 – article 26 – paragraph 2**

*Text proposed by the Commission*

2. The Commission shall assess the information provided in accordance with paragraph 1, taking account of the justification provided by the Member State. The Commission may make observations and the Member State shall provide to the Commission all necessary additional information. In accordance with Fund-specific rules, the Commission shall approve requests for amendment of a programme no later than **five** months after their formal submission by the Member State provided that any observations made by the Commission have been satisfactorily taken into account. The Commission shall, where necessary, amend at the same time the decision approving the Partnership Contract in accordance with Article 15(3).

*Amendment*

2. The Commission shall assess the information provided in accordance with paragraph 1, taking account of the justification provided by the Member State. The Commission may make observations and the Member State shall provide to the Commission all necessary additional information. In accordance with Fund-specific rules, the Commission shall approve requests for amendment of a programme no later than **two** months after their formal submission by the Member State provided that any observations made by the Commission have been satisfactorily taken into account. The Commission shall, where necessary, amend at the same time the decision approving the Partnership Contract in accordance with Article 15(3).

Or. it

*Justification*

*A deadline reduction for amending Operational Programmes on the part the Commission is requested.*

**Amendment 787**  
**Monika Smolková, Anna Záborská**

**Proposal for a regulation**  
**Part 2 – article 26 a (new)**

*Text proposed by the Commission*

*Amendment*

***Article 26a***

***Amendment of programmes for macro-regional development funds***

***1. Requests for amendment of a programme for a macro-regional development fund submitted by a group of***

***Member States that have established a macro-regional development fund shall be duly substantiated and shall in particular set out the expected impact of the changes to the programme for the macro-regional development fund on achieving the Union strategy for smart, sustainable and inclusive growth and the specific objectives defined in the programme for the macro-regional development fund, taking account of the Common Strategic Framework and agreements concluded by the group of Member States on establishing a macro-regional development fund. They shall be accompanied by the revised programme for the macro-regional development fund.***

***2. The Commission shall assess the information provided in accordance with paragraph 1, taking account of the justification provided by the group of Member States that have established a macro-regional development fund. The Commission may make observations and the group of Member States that have established a macro-regional development fund shall provide to the Commission all necessary additional information. In accordance with Fund-specific rules, the Commission shall approve requests for amendment of a programme for a macro-regional development fund no later than five months after their formal submission by the group of Member States that have established a macro-regional development fund provided that any observations made by the Commission have been satisfactorily taken into account.***

Or. sk

#### *Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 788**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 27 – paragraph 1**

*Text proposed by the Commission*

1. The EIB may, at the request of Member States, participate in the preparation of the Partnership Contract, as well as in activities relating to the preparation of operations, in particular major projects, financial instruments and public-private partnerships.

*Amendment*

1. The EIB may, at the request of Member States, participate in the preparation of the Partnership Contract, ***or, at the request of a group of Member States that has decided to establish a macro-regional development fund, may participate in the preparation of agreements on establishing a macro-regional development fund,*** as well as in activities relating to the preparation of operations, in particular major projects, financial instruments and public-private partnerships.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 789**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 27 – paragraph 1**

*Text proposed by the Commission*

1. The EIB may, at the request of Member States, participate in the preparation of the Partnership Contract, as well as in activities relating to the preparation of operations, ***in particular major*** projects, financial instruments and public-private

*Amendment*

1. The EIB may, at the request of Member States, participate in the preparation of the Partnership Contract, as well as in activities relating to the preparation of operations, ***large and small-scale*** projects ***which offer significant potential for***

partnerships.

*innovation*, financial instruments and public-private partnerships.

Or. en

**Amendment 790**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 27 – paragraph 2**

*Text proposed by the Commission*

2. The Commission may consult the EIB before the adoption of the Partnership Contract or the programmes.

*Amendment*

2. The Commission may consult the EIB before the adoption of the Partnership Contract ***and agreements concluded by a group of Member States on establishing a macro-regional development fund*** or the programmes ***and programmes for macro-regional development funds***.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 791**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Besset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 27 – paragraph 3**

*Text proposed by the Commission*

3. The Commission may request the EIB to examine the technical quality and economic ***and*** financial viability of major projects and to assist it as regards the financial instruments to be implemented or developed.

*Amendment*

3. The Commission may request the EIB to examine the technical quality and economic, financial viability ***and sustainability*** of major projects and to assist it as regards the financial instruments to be implemented or developed.



**Amendment 792**

**Jan Olbrycht, Elżbieta Katarzyna Łukacijewska, Lena Kolarska-Bobińska**

**Proposal for a regulation**

**Part 2 – chapter 2 a (new)**

*Text proposed by the Commission*

*Amendment*

***Territorial development***

Or. en

*Justification*

*The aim of the amendment is to allow the involvement of all the CSF Funds (including the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund) in Integrated Territorial Investments. For that purpose, the provisions of Article 99 need to be moved to Part One of the regulation and a new Chapter needs to be created.*

**Amendment 793**

**Jan Olbrycht, Elżbieta Katarzyna Łukacijewska, Lena Kolarska-Bobińska**

**Proposal for a regulation**

**Part 2 – article 27 a (new)**

*Text proposed by the Commission*

*Amendment*

***Article 27a***

***Integrated territorial investment***

- 1. Where an urban development strategy or other territorial strategy or pact as defined in Article 12(1) of Regulation...[ESF] requires an integrated approach involving investments under more than one priority axis of one or more operational programmes, the action shall be carried out as an integrated territorial investment (an 'ITI').***
- 2. The relevant operational programmes***

*shall identify the ITIs planned and shall set out the indicative financial allocation from each priority axis to each ITI.*

*3. The Member State or the managing authority may designate one or more intermediate bodies, including local authorities, regional development bodies or non-governmental organisations, to carry out the management and implementation of an ITI.*

*4. The Member State or the relevant managing authorities shall ensure that the monitoring system for the operational programme provides for the identification of operations and outputs of a priority axis contributing to an ITI.*

Or. en

#### *Justification*

*The aim of the amendment is to allow the involvement of all the CSF Funds (including the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund) in Integrated Territorial Investments. For that purpose, the provisions of Article 99 need to be moved to Part One of the regulation.*

#### **Amendment 794** **Fiorello Provera**

#### **Proposal for a regulation** **Part 2 – article 28 – paragraph 1 – introductory part**

##### *Text proposed by the Commission*

1. **Community-led local** development, which is designated as LEADER local development in relation to the EAFRD, shall be:

##### *Amendment*

1. **Local development led by local authorities in close partnership with the community**, which is designated as LEADER local development in relation to the EAFRD, shall be:

Or. fr

**Amendment 795**  
**Boguslaw Sonik**

**Proposal for a regulation**  
**Part 2 – article 28 – paragraph 1 – introductory part**

*Text proposed by the Commission*

1. Community-led local development, which is designated as LEADER local development in relation to the EAFRD, shall be:

*Amendment*

1. Community-led local development, which is designated ***of local authorities in partnership with local actors***, as LEADER local development in relation to the EAFRD, shall be:

Or. en

**Amendment 796**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 28 – paragraph 1 – point a**

*Text proposed by the Commission*

(a) focused on specific sub-regional territories;

*Amendment*

(a) focused on specific sub-regional territories ***defined by the Member States in accordance with their specific territorial units, after consultation with all the partners referred to Article 5;***

Or. en

**Amendment 797**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 28 – paragraph 1 – point b**

*Text proposed by the Commission*

(b) community-led, by local action groups composed of representatives of public and private local socio-economic interests, where at the decision-making level neither

*Amendment*

(b) community-led, by local ***authorities in partnership with local actors, as local*** action groups composed of representatives of public and private local socio-economic

the public sector nor any single interest group shall represent more than 49 % of the voting rights;

interests, where at the decision-making level neither the public sector nor any single interest group shall represent more than 49 % of the voting rights;

Or. en

**Amendment 798**  
**Fiorello Provera**

**Proposal for a regulation**  
**Part 2 – article 28 – paragraph 1 – point b**

*Text proposed by the Commission*

b) *community-led*, by local action groups composed of representatives of public and private local socio-economic interests, where at the decisionmaking level neither the public sector nor any single interest group shall represent more than 49 % of the voting rights;

*Amendment*

b) *led by local authorities in close partnership with the community, i.e.* by local action groups composed of representatives of public and private local socio-economic interests, where at the decisionmaking level neither the public sector nor any single interest group shall represent more than 49 % of the voting rights;

Or. fr

**Amendment 799**  
**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation**  
**Part 2 – article 28 – paragraph 1 – point b**

*Text proposed by the Commission*

(b) community-led, by local action groups composed of representatives of public and private local socio-economic interests, where at the decision-making level neither the public sector nor any single interest group shall represent more than 49 % of the voting rights;

*Amendment*

(b) community-led, by local action groups composed of representatives of public and private local socio-economic interests, where at the decision-making level neither the public sector nor any single interest group shall represent more than 49 % of the voting rights; *local action groups include existing LEADER-groups already*

*qualified under Leader II<sup>1</sup> or Leader+<sup>2</sup> or Article 62 of COUNCIL REGULATION (EC) No 1698/2005 (EAFRD)<sup>3</sup>;*

---

<sup>1</sup> *Commission notice to the Member States laying down guidelines for global grants or integrated operational programmes for which Member States are invited to submit applications for assistance in the framework of a Community initiative for rural development (Leader II) (OJ C 180, 1.7.1994, p. 48).*

<sup>2</sup> *Commission notice to the Member States of 14 April 2000 laying down guidelines for the Community initiative for rural development (Leader+) (OJ C 139, 18.5.2000, p. 5). Notice as last amended by Commission communication amending the notice to the Member States of 14 April 2000 laying down guidelines for the Community Initiative for rural development (Leader+) (OJ C 294, 4.12.2003, p. 11).*

<sup>3</sup> *COUNCIL REGULATION (EC) No 1698/2005 of 20 September 2005 on support for rural development by the European Agricultural Fund for Rural Development (EAFRD)*

Or. en

**Amendment 800**  
**Bogusław Sonik**

**Proposal for a regulation**  
**Part 2 – article 28 – paragraph 1 – point b**

*Text proposed by the Commission*

(b) community-led, by local action groups composed of representatives of public and private local socio-economic interests, where at the decision-making level neither the public sector nor any single interest

*Amendment*

(b) community-led, by local **authorities in partnership with local actors, as local** action groups composed of representatives of public and private local socio-economic interests, where at the decision-making

group shall represent more than 49 % of the voting rights;

level neither the public sector nor any single interest group shall represent more than 49 % of the voting rights;

Or. en

**Amendment 801**  
**László Surján**

**Proposal for a regulation**  
**Part 2 – article 28 – paragraph 1 – point b**

*Text proposed by the Commission*

(b) community-led, by local action groups composed of representatives of public and private local socio-economic interests, where at the decision-making level neither the public sector nor any single interest group shall represent more than 49 % of the voting rights;

*Amendment*

(b) community-led, by local action groups composed of representatives of public and private local socio-economic interests, ***open for civil society participation***, where at the decision-making level neither the public sector nor any single interest group shall represent more than 49 % of the voting rights;

Or. en

**Amendment 802**  
**Giommaria Uggias**

**Proposal for a regulation**  
**Part 2 – article 28 – paragraph 1 – point b**

*Text proposed by the Commission*

b) community-led, by local action groups composed of representatives of public and private local socio-economic interests, where at the decisionmaking level neither the public sector nor any single interest group shall represent more than 49 % of the voting rights;

*Amendment*

b) community-led, by local action groups composed of representatives of public and private local socio-economic interests, where at the decisionmaking level neither the public sector nor any single interest group shall represent more than 49 % of the voting rights, ***save for exceptions contained in Operational Programmes in the case of institutionalised structures for existing local development and which allow different voting methods;***

**Amendment 803**  
**Catherine Bearder**

**Proposal for a regulation**  
**Part 2 – article 28 – paragraph 1 – point b**

*Text proposed by the Commission*

(b) community-led, by local action groups composed of representatives of public and private local socio-economic interests, where at the decision-making level neither the public sector nor any single interest group shall represent more than 49 % of the voting rights;

*Amendment*

(b) community-led, by local action groups composed of representatives of public and private local socio-economic interests, where at the decision-making level neither the public sector nor any single interest group shall, ***in principle***, represent more than 49 % of the voting rights, ***with exemptions being allowed in the Operational Programmes for existing institutionalised local development structures with different voting arrangements***;

Or. en

**Amendment 804**  
**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Besset, Catherine Grèze**

**Proposal for a regulation**  
**Part 2 – article 28 – paragraph 1 – point c**

*Text proposed by the Commission*

(c) carried out through integrated and multi-sectoral area-based local development strategies;

*Amendment*

(c) carried out through integrated and multi-sectoral area-based local ***sustainable*** development strategies ***taking into account the long term effects***;

Or. en

**Amendment 805**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Jean-Paul Basset, Catherine Grèze, Ana Miranda**

**Proposal for a regulation**

**Part 2 – article 28 – paragraph 1 – point d**

*Text proposed by the Commission*

(d) designed taking into consideration local needs and potential, and include innovative features in the local context, networking and, where appropriate, cooperation.

*Amendment*

(d) designed taking into consideration local needs and potential, and include innovative **and socio-cultural** features in the local context, networking and, where appropriate, cooperation.

Or. en

**Amendment 806**

**Fiorello Provera**

**Proposal for a regulation**

**Part 2 – article 28 – paragraph 2**

*Text proposed by the Commission*

2. Support from the CSF Funds to local development shall be consistent and coordinated between the CSF Funds. This shall be ensured inter alia through coordinated capacity-building, selection, approval and funding of local development strategies and local development groups.

*Amendment*

2. Support from the CSF Funds to local development shall be consistent and coordinated between the CSF Funds. This shall be ensured inter alia through coordinated capacity-building, selection, approval and funding of local development strategies and local development groups **with the local authorities**.

Or. fr

**Amendment 807**

**Bogusław Sonik**

**Proposal for a regulation**

**Part 2 – article 28 – paragraph 2**



*Text proposed by the Commission*

2. Support from the CSF Funds to local development shall be consistent and coordinated between the CSF Funds. This shall be ensured inter alia through coordinated capacity-building, selection, approval and funding of local development strategies and local development groups.

*Amendment*

2. Support from the CSF Funds to local development shall be consistent and coordinated between the CSF Funds. This shall be ensured inter alia through coordinated capacity-building, selection, approval and funding of local development strategies and local development groups *with local authorities*.

Or. en

**Amendment 808**  
**Catherine Bearder**

**Proposal for a regulation**  
**Part 2 – article 28 a (new)**

*Text proposed by the Commission*

*Amendment*

*Article 28a*

*These local development provisions shall be a precondition to the establishment of urban and Integrated Territorial Investments as outlined in articles 93, 93 of this regulation and article 7 Regulation (EU) No (...)/2012;*

Or. en

**Amendment 809**  
**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation**  
**Part 2 – article 29 – paragraph 1 – introductory part**

*Text proposed by the Commission*

*Amendment*

1. A local development strategy shall contain at least the following elements:

1. A local *sustainable* development strategy shall contain at least the following

elements:

Or. en

**Amendment 810**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 29 – paragraph 1 – point a**

*Text proposed by the Commission*

(a) the definition of the area and population covered by the strategy;

*Amendment*

(a) the definition of the area and population covered by the strategy *depending of the functionality of local territories and urban - rural links*;

Or. en

**Amendment 811**  
**Fiorello Provera**

**Proposal for a regulation**  
**Part 2 – article 29 – paragraph 1 – point a**

*Text proposed by the Commission*

a) the definition of the area and population covered by the strategy;

*Amendment*

a) the definition of the area and population covered by the strategy *with regard to the functionality of the local areas and urban-rural linkages*;

Or. fr

**Amendment 812**  
**Bogusław Sonik**

**Proposal for a regulation**  
**Part 2 – article 29 – paragraph 1 – point a**

*Text proposed by the Commission*

*Amendment*

(a) the definition of the area and population covered by the strategy;

(a) the definition of the area and population covered by the strategy ***depending of the functionality of local territories and urban-rural links***;

Or. en

### **Amendment 813**

**Oldřich Vlasák, James Nicholson, Tomasz Piotr Poręba**

#### **Proposal for a regulation**

**Part 2 – article 29 – paragraph 1 – point c**

*Text proposed by the Commission*

*Amendment*

(c) a description of the strategy and its objectives, a description of the integrated and innovative character of the strategy and a hierarchy of objectives, including clear and measurable targets for outputs or results. The strategy shall be coherent with the relevant programmes of all the CSF Funds involved;

(c) a description of the strategy and its objectives, a description of the integrated and innovative character of the strategy and a hierarchy of objectives, including clear and measurable targets for outputs or results. The strategy shall be coherent with the relevant ***public authorities strategies and*** programmes of all the CSF Funds involved;

Or. en

### **Amendment 814**

**Younous Omarjee, Cornelia Ernst**

#### **Proposal for a regulation**

**Part 2 – article 29 – paragraph 1 – point c**

*Text proposed by the Commission*

*Amendment*

c) a description of the strategy and its objectives, ***a description of the integrated and innovative character of the strategy and a hierarchy of objectives, including clear and measurable targets for outputs or results. The strategy shall***

c) a description of the strategy and its objectives, ***with evidence of their integrated character, particularly for strategies in suburban areas that include urban partners and rural stakeholders***;  
;

*be coherent with the relevant programmes of all the CSF Funds involved;*

Or. fr

#### **Amendment 815**

**Francesco De Angelis, Salvatore Caronna, Andrea Cozzolino, Patrizia Toia, Leonardo Domenici, Vincenzo Iovine, Guido Milana**

#### **Proposal for a regulation**

**Part 2 – article 29 – paragraph 1 – point c**

*Text proposed by the Commission*

(c) a description of the strategy and its objectives, a ***description of the integrated and innovative character of the strategy and a hierarchy of objectives, including clear and measurable targets for outputs or results. The strategy shall be coherent with the relevant programmes of all the CSF Funds involved;***

*Amendment*

(c) a description of the strategy and its objectives, ***with a focus on its*** integrated character, ***especially with respect to strategies for peri-urban and functional zones involving both urban partners and rural players;***

Or. en

*Justification*

*It is important for the local development strategies that are implemented to promote urban-rural relations. Moreover, local players in peri-urban zones should be fully involved in these local development strategies.*

#### **Amendment 816**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Besset, Catherine Grèze**

#### **Proposal for a regulation**

**Part 2 – article 29 – paragraph 1 – point c**

*Text proposed by the Commission*

(c) a description of the strategy and its objectives, a description of the integrated and innovative character of the strategy and a hierarchy of objectives, including

*Amendment*

(c) a description of the strategy and its objectives, a description of the integrated and innovative character of the strategy and a hierarchy of objectives, including

clear and measurable targets for outputs or results. The strategy shall be coherent with the relevant programmes of all the CSF Funds involved;

clear and measurable targets for outputs or results. The strategy shall be coherent with the relevant programmes of all the CSF Funds involved ***and with the horizontal targets laid down in Articles 6, 7 and 8 of this Regulation;***

Or. en

**Amendment 817**  
**Catherine Bearder**

**Proposal for a regulation**  
**Part 2 – article 29 – paragraph 1 – point g**

*Text proposed by the Commission*

*Amendment*

(g) the financial plan of the strategy, including the planned allocation of each of the CSF Funds.

(g) the financial plan of the strategy, including the planned allocation of each of the CSF Funds, ***and specifically the use of Integrated Territorial Investments, sustainable urban development and Joint Action Plans.***

Or. en

**Amendment 818**  
**László Surján**

**Proposal for a regulation**  
**Part 2 – article 29 – paragraph 1 – point g a (new)**

*Text proposed by the Commission*

*Amendment*

***(ga) thorough planning for capacity building for local actors, beneficiaries, potential partners with regard preparation and implementation of projects based on concrete needs of the area***

Or. en

**Amendment 819**  
**Younous Omarjee, Cornelia Ernst**

**Proposal for a regulation**  
**Part 2 – article 29 – paragraph 2**

*Text proposed by the Commission*

2. Member States shall define criteria for the selection of local development strategies. The Fund-specific rules may set out selection criteria.

*Amendment*

2. Member States, ***in agreement with the regional and local authorities and in line with the principles laid out in Article 4(4) and Article (5)***, shall define criteria for the selection of local development strategies. The Fund-specific rules may set out selection criteria.

Or. fr

**Amendment 820**  
**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation**  
**Part 2 – article 29 – paragraph 2**

*Text proposed by the Commission*

2. Member States shall define criteria for the selection of local development strategies. The Fund-specific rules may set out selection criteria.

*Amendment*

2. Member States shall define criteria for the selection of local ***sustainable*** development strategies. The Fund-specific rules may set out selection criteria.

Or. en

**Amendment 821**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 29 – paragraph 3**

*Text proposed by the Commission*

3. Local development strategies shall be selected by a committee set up for this purpose by the relevant managing

*Amendment*

3. Local development strategies shall be selected by a committee set up for this purpose by the relevant managing

authorities of the programmes.

authorities of the programmes *while partners mentioned in article 5, in particular social partners, are members of this committee;*

Or. en

#### **Amendment 822**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

#### **Proposal for a regulation**

#### **Part 2 – article 29 – paragraph 3**

##### *Text proposed by the Commission*

3. Local development strategies shall be selected by a committee set up for this purpose by the relevant managing authorities of the programmes.

##### *Amendment*

3. Local **sustainable** development strategies shall be selected by a committee set up for this purpose by the relevant managing authorities of the programmes. ***The partners referred to in Article 5 shall be appropriately represented in this committee.***

Or. en

#### **Amendment 823**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

#### **Proposal for a regulation**

#### **Part 2 – article 29 – paragraph 4**

##### *Text proposed by the Commission*

4. The selection and approval of **all** local development strategies shall be completed by 31 December 2015 at the latest.

##### *Amendment*

4. The selection and approval of local **sustainable** development strategies ***designed and implemented by existing local action groups*** shall be completed by 31 December 2015 at the latest, ***the selection and approval for local development strategies proposed by newly established local action groups shall be completed by 31 December 2016 at the***

*latest.*

Or. en

**Amendment 824**  
**Fiorello Provera**

**Proposal for a regulation**  
**Part 2 – article 29 – paragraph 5**

*Text proposed by the Commission*

5. The decision to approve a local development strategy by the managing authority shall set out the allocations of each CSF Fund. It shall also set out the roles of the authorities responsible for the implementation of the relevant programmes for all implementation tasks relating to the strategy.

*Amendment*

5. The decision to approve a local development strategy by the managing authority shall set out the allocations of each CSF Fund. It shall also set out the roles of the **local** authorities responsible for the implementation of the relevant programmes for all implementation tasks relating to the strategy.

Or. fr

**Amendment 825**  
**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Besset, Catherine Grèze**

**Proposal for a regulation**  
**Part 2 – article 29 – paragraph 5**

*Text proposed by the Commission*

5. The decision to approve a local development strategy by the managing authority shall set out the allocations of each CSF Fund. It shall also set out the roles of the authorities responsible for the implementation of the relevant programmes for all implementation tasks relating to the strategy.

*Amendment*

5. The decision to approve a local **sustainable** development strategy by the managing authority shall set out the allocations of each CSF Fund. It shall also set out the roles of the authorities responsible for the implementation of the relevant programmes for all implementation tasks relating to the strategy.

Or. en



**Amendment 826**  
**Cornelia Ernst, Younous Omarjee**

**Proposal for a regulation**  
**Part 2 – article 29 – paragraph 6**

*Text proposed by the Commission*

*Amendment*

**6. The Commission shall be empowered to adopt delegated acts in accordance with Article 142 concerning the definition of the area and population covered by the strategy referred in paragraph 1(a).** **deleted**

Or. en

*Justification*

*Using delegated acts for the definition of the area and population covered by the local development strategy is excessive; local and regional authorities are typically responsible for such tasks as detailed local knowledge is needed.*

**Amendment 827**  
**Rosa Estaràs Ferragut, Veronica Lope Fontagné**

**Proposal for a regulation**  
**Part 2 – article 29 – paragraph 6**

*Text proposed by the Commission*

*Amendment*

**6. The Commission shall be empowered to adopt delegated acts in accordance with Article 142 concerning the definition of the area and population covered by the strategy referred in paragraph 1(a).** **Deleted**

Or. es

**Amendment 828**  
**Herbert Dorfmann**

**Proposal for a regulation**  
**Part 2 – article 29 – paragraph 6**

*Text proposed by the Commission*

*Amendment*

6. *The Commission shall be empowered to adopt delegated acts in accordance with Article 142 concerning the definition of the area and population covered by the strategy referred in paragraph 1(a).*

6. *Within the framework of regulations established by the European Commission, the definition of the area and population covered by the local development strategy is established by the responsible Programming Authorities on a more suitable territorial level based on real socio-economic conditions that exist at a local level*

Or. it

*Justification*

*As regards LEADER, the minimum territories and areas that can be selected by the Managing Authority, it would be beneficial to specify that the EC establishes a general rule which shall then be adapted depending on the various regional and local circumstances from the standpoint of total subsidiarity.*

**Amendment 829**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation**  
**Part 2 – article 30 – paragraph 1 – subparagraph 1**

*Text proposed by the Commission*

*Amendment*

Local action groups shall design and implement the local development strategies.

Local action groups shall design and implement the local **sustainable** development strategies.

Or. en

**Amendment 830**

**Younous Omarjee, Cornelia Ernst**

**Proposal for a regulation**  
**Part 2 – article 30 – paragraph 1 – subparagraph 2**

*Text proposed by the Commission*

Member States shall define the respective roles of the local action group and the authorities responsible for the implementation of the relevant programmes, for all implementation tasks relating to the strategy.

*Amendment*

Member States, ***in line with the procedure set out in Article 4(4)***, shall define the respective roles of the local action group and the authorities responsible for the implementation of the relevant programmes, for all implementation tasks relating to the strategy

Or. fr

**Amendment 831**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 30 – paragraph 2**

*Text proposed by the Commission*

2. The managing authority shall ensure that the local action groups either select one ***partner*** within the group as a lead partner in administrative and financial matters, or come together in a legally constituted common structure.

*Amendment*

2. The managing authority shall ensure that the local action groups either select one ***local authority*** within the group as a lead partner in administrative and financial matters, or come together in a legally constituted common ***public*** structure. ***Whichever the case, measures should be taken by the managing authority to assess the Project and Programme Management competency of the designated lead partner or constituted common structure.***

Or. en

**Amendment 832**  
**Fiorello Provera**

**Proposal for a regulation**  
**Part 2 – article 30 – paragraph 2**

*Text proposed by the Commission*

2. The managing authority shall ensure that the local action groups either select one **partner** within the group as a lead partner in administrative and financial matters, or come together in a legally constituted common structure.

*Amendment*

2. The managing authority shall ensure that the local action groups either select one **local authority** within the group as a lead partner in administrative and financial matters, or come together in a legally constituted common **public** structure.

Or. fr

**Amendment 833**  
**Bogusław Sonik**

**Proposal for a regulation**  
**Part 2 – article 30 – paragraph 2**

*Text proposed by the Commission*

2. The managing authority shall ensure that the local action groups either select one **partner** within the group as a lead partner in administrative and financial matters, or come together in a legally constituted common structure.

*Amendment*

2. The managing authority shall ensure that the local action groups either select one **local authority** within the group as a lead partner in administrative and financial matters, or come together in a legally constituted common **public** structure.

Or. en

**Amendment 834**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 30 – paragraph 3 – point a**

*Text proposed by the Commission*

(a) building the capacity of local actors to develop and implement operations;

*Amendment*

(a) building the capacity of local actors to develop and implement operations **and actively foster the uptake of Project and Programme Management capabilities and skills among them**;

Or. en

**Amendment 835**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 30 – paragraph 3 – point b**

*Text proposed by the Commission*

(b) drawing up a non-discriminatory and transparent selection procedure and criteria for the selection of operations, which avoid conflicts of interest, that shall ensure that at least 50% of the votes in selection decisions are from the non-public sector partners, providing for the possibility of appeal against selection decisions and allowing selection by written procedure;

*Amendment*

(b) drawing up a non-discriminatory and transparent selection procedure and criteria for the selection of operations, which avoid conflicts of interest, that shall ensure that at least 50% of the votes in selection decisions are from the non-public sector partners (*private and association*), providing for the possibility of appeal against selection decisions and allowing selection by written procedure;

Or. en

**Amendment 836**  
**Fiorello Provera**

**Proposal for a regulation**  
**Part 2 – article 30 – paragraph 3 – point b**

*Text proposed by the Commission*

b) drawing up a non-discriminatory and transparent selection procedure and criteria for the selection of operations, which avoid conflicts of interest, that shall ensure that at least **50 %** of the votes in selection decisions are from the non-public sector partners, providing for the possibility of appeal against selection decisions and allowing selection by written procedure;

*Amendment*

b) drawing up a non-discriminatory and transparent selection procedure and criteria for the selection of operations, which avoid conflicts of interest, that shall ensure that at least **40 %** of the votes in selection decisions are from the non-public **and voluntary** sector partners, providing for the possibility of appeal against selection decisions and allowing selection by written procedure

Or. fr

### Amendment 837

Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze

#### Proposal for a regulation

##### Part 2 – article 30 – paragraph 3 – point b

###### *Text proposed by the Commission*

(b) drawing up a non-discriminatory and transparent selection procedure and criteria for the selection of operations, which avoid conflicts of interest, that shall ensure that at least 50% of the votes in selection decisions are from the non-public sector partners, providing for the possibility of appeal against selection decisions and allowing selection by written procedure;

###### *Amendment*

(b) drawing up a **gender equality-based**, non-discriminatory and transparent selection procedure and criteria for the selection of operations, which avoid conflicts of interest, that shall ensure that at least 50% of the votes in selection decisions are from the non-public sector partners, providing for the possibility of appeal against selection decisions and allowing selection by written procedure;

Or. en

### Amendment 838

Bogusław Sonik

#### Proposal for a regulation

##### Part 2 – article 30 – paragraph 3 – point b

###### *Text proposed by the Commission*

(b) drawing up a non-discriminatory and transparent selection procedure and criteria for the selection of operations, which avoid conflicts of interest, that shall ensure that at least **50%** of the votes in selection decisions are from the non-public sector partners, providing for the possibility of appeal against selection decisions and allowing selection by written procedure;

###### *Amendment*

(b) drawing up a non-discriminatory and transparent selection procedure and criteria for the selection of operations, which avoid conflicts of interest, that shall ensure that at least **40%** of the votes in selection decisions are from the non-public sector **(private and association)** partners, providing for the possibility of appeal against selection decisions and allowing selection by written procedure;

Or. en

**Amendment 839**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Besset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 30 – paragraph 3 – point c**

*Text proposed by the Commission*

(c) ensuring coherence with the local development strategy when selecting operations, by prioritising them according to their contribution to meeting the strategies' objectives and targets;

*Amendment*

(c) ensuring coherence with the local **sustainable** development strategy when selecting operations, by prioritising them according to their contribution to meeting the strategies' objectives and targets;

Or. en

**Amendment 840**

**Nuno Teixeira**

**Proposal for a regulation**

**Part 2 – article 30 – paragraph 3 – point c**

*Text proposed by the Commission*

(c) ensuring **coherence with** the local development strategy when selecting operations, by prioritising them according to their contribution to meeting the strategies' objectives and targets;

*Amendment*

(c) ensuring **the implementation of** the local development strategy when selecting operations **and eligible investments**, by prioritising them according to their contribution to meeting the strategies' objectives, **action plan** and targets;

Or. pt

*Justification*

*It is essential that the main role of Local Action Groups (LAGs) is to ensure that this local development strategy is implemented and that constant changes are not made to the adopted strategy. The aim is for LAGs to define eligible investments and the action plan, to ensure maximum implementation of the adopted strategy.*

**Amendment 841**

**Nuno Teixeira**

**Proposal for a regulation**  
**Part 2 – article 31 – paragraph 1 – point a**

*Text proposed by the Commission*

*Amendment*

(a) the costs of preparatory support;

(a) the costs of preparatory support **and the preparation of local development strategies**;

Or. pt

*Justification*

*All costs of preparing local development strategies must be financed, including studies, projects, strategic analyses and all investments made in order to properly define the strategy to implement.*

**Amendment 842**  
**László Surján**

**Proposal for a regulation**  
**Part 2 – article 31 – paragraph 1 – point d a (new)**

*Text proposed by the Commission*

*Amendment*

**(d a) capacity building, trainings for local actors on planning, designing, implementing programs**

Or. en

**Amendment 843**  
**Jens Nilsson**

**Proposal for a regulation**  
**Part 2 – article 32 – paragraph 1 – subparagraph 1**

*Text proposed by the Commission*

*Amendment*

The **CSF** Funds may be used to support financial instruments under a programme, including when organised through funds of funds, in order to contribute to the

The Funds **covered by the CPR** may be used to support financial instruments under a programme, including when organised through funds of funds, in order to



achievement of specific objectives set out under a priority, based on an ex-ante assessment which has identified market failures or sub-optimal investment situations, and investment needs.

contribute to the achievement of specific objectives set out under a priority, based on an ex-ante assessment, ***drawn up in accordance with the rules set out in Annex XX***, which has identified market failures or sub-optimal investment situations, and investment needs. ***Member states should facilitate the use of financial instruments.***

Or. xm

#### *Justification*

*The Member States must work to remove administrative and legal obstacles to the use of financial instruments. As things currently stand, some regions in Europe are not able to benefit from the financial instruments which the Structural Funds, among others, provide. This in itself prevents the funds from having their maximum effect.*

#### **Amendment 844**

**Mojca Kleva**

#### **Proposal for a regulation**

#### **Part 2 – article 32 – paragraph 1 – subparagraph 1**

##### *Text proposed by the Commission*

The ***CSF*** Funds may be used to support financial instruments under a programme, including when organised through funds of funds, in order to contribute to the achievement of specific objectives set out under a priority, based on an ex-ante assessment which has ***identified*** market failures or sub-optimal investment situations, and investment needs.

##### *Amendment*

The Funds ***covered by the CPR*** may be used to support financial instruments under a programme, including when organised through funds of funds, in order to contribute to the achievement of ***thematic and*** specific objectives set out under a priority, based on an ex-ante assessment which has ***established evidence of*** market failures or sub-optimal investment situations, and investment needs.

Or. en

#### **Amendment 845**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**  
**Part 2 – article 32 – paragraph 1 – subparagraph 1**

*Text proposed by the Commission*

The CSF Funds may be used to support financial instruments under a programme, including when organised through funds of funds, in order to contribute to the achievement of specific objectives set out under a priority, based on an ex-ante assessment which has identified market failures or sub-optimal investment situations, and investment needs.

*Amendment*

The CSF Funds may be used to support financial instruments under a programme, ***or a programme for a macro-regional development fund***, including when ***such a programme for a macro-regional development fund is*** organised through funds of funds, in order to contribute to the achievement of specific objectives set out under a priority, based on an ex-ante assessment which has identified market failures or sub-optimal investment situations, and investment needs.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 846**  
**Richard Seeber**

**Proposal for a regulation**  
**Part 2 – article 32 – paragraph 1 – subparagraph 1**

*Text proposed by the Commission*

The CSF Funds may be used to support financial instruments under a programme, including when organised through funds of funds, in order to contribute to the achievement of specific objectives set out under a priority, ***based on an ex-ante assessment which has identified market failures or sub-optimal investment situations, and investment needs.***

*Amendment*

The CSF Funds may be used to support financial instruments under a programme, including when organised through funds of funds, in order to contribute to the achievement of specific objectives set out under a priority.

Or. en

**Amendment 847**

**Markus Pieper, Manfred Weber, Angelika Niebler, Joachim Zeller**

**Proposal for a regulation**

**Part 2 – article 32 – paragraph 1 – subparagraph 2**

*Text proposed by the Commission*

Financial instruments may be combined with grants, interest rate subsidies and guarantee fee subsidies. ***In this case, separate records must be maintained for each form of financing.***

*Amendment*

Financial instruments may be combined with grants, interest rate subsidies and guarantee fee subsidies.

Or. de

**Amendment 848**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 32 – paragraph 1 – subparagraph 2**

*Text proposed by the Commission*

Financial instruments may be combined with grants, interest rate subsidies and guarantee fee subsidies. In this case, separate records must be maintained for each form of financing.

*Amendment*

Financial instruments may be combined with grants, interest rate subsidies, ***microcredits*** and guarantee fee subsidies. In this case, separate records must be maintained for each form of financing.

Or. en

**Amendment 849**

**Rosa Estaràs Ferragut, Veronica Lope Fontagné**

**Proposal for a regulation**

**Part 2 – article 32 – paragraph 1 – subparagraph 3**

*Text proposed by the Commission*

***The Commission shall be empowered to***

*Amendment*

***Deleted***

*adopt delegated acts in accordance with Article 142 laying down detailed rules concerning the ex-ante assessment of financial instruments, the combination of support provided to final recipients through grants, interest rate subsidies, guarantee fee subsidies and financial instruments, additional specific rules on eligibility of expenditure and rules specifying the types of activities which shall not be supported through financial instruments.*

Or. es

#### **Amendment 850**

**Markus Pieper, Manfred Weber, Angelika Niebler, Joachim Zeller**

#### **Proposal for a regulation**

#### **Part 2 – article 32 – paragraph 1 – subparagraph 3**

##### *Text proposed by the Commission*

The Commission shall *be empowered to adopt delegated acts in accordance with Article 142 laying down detailed rules concerning the ex-ante assessment of financial instruments, the combination of support provided to final beneficiaries through grants, interest rate subsidies, guarantee fee subsidies and financial instruments, additional specific rules on eligibility of expenditure and rules specifying the types of activities which shall not be supported through financial instruments.*

##### *Amendment*

The Commission shall *lay down uniform conditions in implementing acts for the ex-ante assessment of financial instruments. These implementing acts shall be adopted in accordance with the verification procedure referred to in Article 143(3).*

Or. de

##### *Justification*

*Section removed as already adequately clarified in (2); State aid requirements remain unchanged; risk of significant bureaucratic burden without added value. For reasons of legal certainty, no delegated acts relating to the ex-ante assessment, regulations in the Implementing Regulation instead. Removal of Commission combination power as*

*appropriately regulated in State aid rules. Avoidance of specific law for financial instruments. Remaining regulations in Article 35a.*

**Amendment 851**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Besset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 32 – paragraph 1 – subparagraph 3**

*Text proposed by the Commission*

The Commission shall be empowered to adopt delegated acts in accordance with Article 142 laying down detailed rules concerning the ex-ante assessment of financial instruments, the combination of support provided to final recipients through grants, interest rate subsidies, guarantee fee subsidies and financial instruments, additional specific rules on eligibility of expenditure and rules specifying the types of activities which shall not be supported through financial instruments.

*Amendment*

The Commission shall be empowered to adopt delegated acts in accordance with Article 142 laying down detailed rules concerning the ex-ante assessment of financial instruments, the combination of support provided to final recipients through grants, interest rate subsidies, guarantee fee subsidies, *microcredits* and financial instruments, additional specific rules on eligibility of expenditure and rules specifying the types of activities which shall not be supported through financial instruments.

Or. en

**Amendment 852**

**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**

**Part 2 – article 32 – paragraph 2 a (new)**

*Text proposed by the Commission*

*Amendment*

***2a. Rules not covered by this Title shall only be applied to the project or beneficiary (the financial instrument).***

Or. de

*Justification*

*Clarification that the final beneficiary is not the user of standards not covered by this Title (such as irregularities, revenue generating projects, long-term viability of projects).*

**Amendment 853**

**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**

**Part 2 – article 32 – paragraph 3**

*Text proposed by the Commission*

3. Contributions in kind are not eligible expenditure in respect of financial instruments, except for contributions of land or real estate in respect of investments with the objective of supporting urban development or urban regeneration, where the land or real estate forms part of the investment. Such contributions of land or real estate shall be eligible provided that the conditions in Article 59 are met.

*Amendment*

3. Contributions in kind are not eligible expenditure in respect of financial instruments, except for contributions of land or real estate in respect of investments with the objective of supporting urban development or urban regeneration, where the land or real estate forms part of the investment. Such contributions of land or real estate shall be eligible provided that the conditions in Article 59 are met ***regardless of the value limits established in Article 59(3)(b).***

Or. de

*Justification*

*Economically unrealistic approach considering real estate prices in capital cities.*

**Amendment 854**

**Mojca Kleva**

**Proposal for a regulation**

**Part 2 – article 33 – paragraph 2**

*Text proposed by the Commission*

2. Title [VIII] of the Financial Regulation shall apply to financial instruments referred to in paragraph 1(a). Contributions from

*Amendment*

2. Title [VIII] of the Financial Regulation shall apply to financial instruments referred to in paragraph 1(a). Contributions from

the **CSF** Funds to financial instruments under paragraph 1(a) shall be placed in separate accounts and used, in accordance with the objectives of the respective **CSF** Funds, to support actions and final recipients consistent with the programme or programmes from which such contributions are made.

the Funds **covered by the CPR** to financial instruments under paragraph 1(a) shall be placed in separate accounts and used, in accordance with the objectives of the respective Funds **covered by the CPR**, to support actions and final recipients consistent with the programme or programmes from which such contributions are made.

Or. en

#### **Amendment 855**

**Monika Smolková, Anna Záborská**

#### **Proposal for a regulation**

#### **Part 2 – article 33 – paragraph 2**

##### *Text proposed by the Commission*

2. Title VIII of the Financial Regulation shall apply to financial instruments referred to in paragraph 1(a). Contributions from the CSF Funds to financial instruments under paragraph 1(a) shall be placed in separate accounts and used, in accordance with the objectives of the respective CSF Funds, to support actions and final recipients consistent with the programme **or** programmes from which such contributions are made.

##### *Amendment*

2. Title VIII of the Financial Regulation shall apply to financial instruments referred to in paragraph 1(a). Contributions from the CSF Funds to financial instruments under paragraph 1(a) shall be placed in separate accounts and used, in accordance with the objectives of the respective CSF Funds, to support actions and final recipients consistent with the programme, programmes **or programme for a macro-regional development fund** from which such contributions are made.

Or. sk

##### *Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

#### **Amendment 856**

**Markus Pieper, Manfred Weber, Angelika Niebler, Joachim Zeller**

**Proposal for a regulation**  
**Part 2 – article 33 – paragraph 3 – subparagraph 2**

*Text proposed by the Commission*

*Amendment*

*The Commission shall adopt delegated acts in accordance with Article 142 laying down the specific rules regarding certain types of financial instruments referred to in point (b), as well as the products that may be delivered through such instruments.* **deleted**

Or. de

*Justification*

*Risk of restrictive, unforeseeable provisions. Maximum flexibility should be exercised regarding products.*

**Amendment 857**  
**Rosa Estaràs Ferragut, Veronica Lope Fontagné**

**Proposal for a regulation**  
**Part 2 – article 33 – paragraph 3 – subparagraph 2**

*Text proposed by the Commission*

*Amendment*

*The Commission shall adopt delegated acts in accordance with Article 142 laying down the specific rules regarding certain types of financial instruments referred to in point (b), as well as the products that may be delivered through such instruments.* **Deleted**

Or. es

**Amendment 858**  
**Ramon Tremors i Balcells, Salvador Sedó i Alabart, Santiago Fisas Ayxela**



**Proposal for a regulation**  
**Part 2 – article 33 – paragraph 3 – subparagraph 2**

*Text proposed by the Commission*

*Amendment*

**The Commission shall *adopt delegated acts in accordance with Article 142 laying down* the specific rules regarding certain types of financial instruments referred to in point (b), as well as the products that may be delivered through such instruments.**

***By means of an implementing regulation,* the Commission shall *lay down* the specific rules regarding certain types of financial instruments referred to in point (b), as well as the products that may be delivered through such instruments.**

Or. es

*Justification*

*The fact that the Commission can adopt delegated acts in the JEREMIE instrument throughout the 2014-2020 period, may create uncertainty in establishing guidelines and procedures, acting as a disincentive to take part in this initiative. It is believed that to incentivise projects through the JEREMIE instrument, clear management standards and simple control procedures should be set from the very beginning of the period.*

**Amendment 859**  
**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**  
**Part 2 – article 33 – paragraph 4 – subparagraph 1 – point a**

*Text proposed by the Commission*

*Amendment*

(a) invest in the capital of existing or newly created legal entities, including those financed from other CSF Funds, dedicated to implementing financial instruments consistent with the objectives of the respective CSF Funds, which will undertake implementations tasks; the support to such investments shall be limited to the amounts necessary to implement ***new*** financial instruments consistent with the objectives of this Regulation; or

(a) invest in the capital of existing or newly created legal entities, including those financed from other CSF Funds, dedicated to implementing financial instruments consistent with the objectives of the respective CSF Funds, which will undertake implementations tasks; the support to such investments shall be limited to the amounts necessary to implement financial instruments consistent with the objectives of this Regulation; or

Or. de

*Justification*

*It should be possible to support both existing and new financial instruments.*

**Amendment 860**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 33 – paragraph 4 – subparagraph 1 – point a**

*Text proposed by the Commission*

*Amendment*

(a) invest in the capital of existing or newly created legal entities, including those financed from other CSF Funds, dedicated to implementing financial instruments consistent with the objectives of the respective CSF Funds, which will undertake implementations tasks; the support to such investments shall be limited to the amounts necessary to implement new financial instruments consistent with the objectives of this Regulation; or

(a) invest in the capital of existing or newly created legal entities, including those financed from other CSF Funds *or other EU instruments*, dedicated to implementing financial instruments consistent with the objectives of the respective CSF Funds, which will undertake implementations tasks; the support to such investments shall be limited to the amounts necessary to implement new financial instruments consistent with the objectives of this Regulation; or

Or. en

**Amendment 861**

**Markus Pieper, Manfred Weber, Angelika Niebler, Joachim Zeller**

**Proposal for a regulation**

**Part 2 – article 33 – paragraph 4 – subparagraph 2**

*Text proposed by the Commission*

*Amendment*

*The Commission shall be empowered to adopt delegated acts in accordance with Article 142 laying down rules concerning funding agreements, the role and responsibility of the entities to which the implementation tasks are entrusted, as well as management costs and fees.*

*deleted*

**Amendment 862**

**Ramon Tremosa i Balcells, Salvador Sedó i Alabart, Santiago Fisas Ayxela**

**Proposal for a regulation**

**Part 2 – article 33 – paragraph 4 – subparagraph 2**

*Text proposed by the Commission*

*The Commission shall be empowered to adopt delegated acts in accordance with Article 142 laying down rules concerning funding agreements, the role and responsibility of the entities to which the implementation tasks are entrusted, as well as management costs and fees.*

*Amendment*

*By means of an implementing regulation, the Commission shall lay down rules concerning funding agreements, the role and responsibility of the entities to which the implementation tasks are entrusted, as well as management costs and fees.*

Or. es

*Justification*

*The fact that the Commission can adopt delegated acts in the JEREMIE instrument throughout the 2014-2020 period, may create uncertainty in establishing guidelines and procedures, acting as a disincentive to take part in this initiative. It is believed that to incentivise projects through the JEREMIE instrument, clear management standards and simple control procedures should be set from the very beginning of the period.*

**Amendment 863**

**Rosa Estaràs Ferragut, Veronica Lope Fontagné**

**Proposal for a regulation**

**Part 2 – article 33 – paragraph 4 – subparagraph 2**

*Text proposed by the Commission*

The Commission shall be empowered to adopt *delegated* acts in accordance with Article 142 laying down rules concerning funding agreements, the role and responsibility of the entities to which the implementation tasks are entrusted, as well as management costs and fees

*Amendment*

The Commission shall be empowered to adopt acts in accordance with Article 142 laying down rules concerning funding agreements, the role and responsibility of the entities to which the implementation tasks are entrusted, as well as management costs and fees

**Amendment 864**  
**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**  
**Part 2 – article 33 – paragraph 4 – subparagraph 2 a (new)**

*Text proposed by the Commission*

*Amendment*

***2a. The Commission shall adopt rules regarding financing agreements, the role and powers of bodies entrusted with implementation tasks and management costs and fees by means of implementing acts. These implementing acts shall be adopted in accordance with the verification procedure referred to in Article 143(3).***

Or. de

*Justification*

*We associate ourselves with the reasoning of the Council Legal Service that the proposed delegated acts must actually be implementing acts.*

**Amendment 865**  
**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**  
**Part 2 – article 33 – paragraph 5**

*Text proposed by the Commission*

*Amendment*

5. The entities referred to in paragraph 4(b)(i) and (ii), when implementing financial instruments through funds of funds, may further entrust part of the implementation to financial intermediaries provided that these entities ***ensure under their responsibility*** that the financial intermediaries satisfy the criteria laid down in [Articles 57 and 131 (1), (1a) and

5. The entities referred to in paragraph 4(b)(i) and (ii), when implementing financial instruments through funds of funds, may further entrust part of the implementation to financial intermediaries provided that these entities ensure that the financial intermediaries satisfy the criteria laid down in [Articles 57 and 131 (1), (1a) and (3)] of the Financial

(3)] of the Financial Regulation. Financial intermediaries shall be selected on the basis of open, transparent, proportionate and non-discriminatory procedures, avoiding conflicts of interests.

Regulation. Financial intermediaries shall be selected on the basis of open, transparent, proportionate and non-discriminatory procedures, avoiding conflicts of interests.

Or. de

*Justification*

*Responsibility is a indeterminate legal concept; no clarity regarding legal consequences.*

**Amendment 866**

**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**

**Part 2 – article 33 – paragraph 6**

*Text proposed by the Commission*

6. The entities referred to in paragraph 4(b) to which implementation tasks have been entrusted shall open fiduciary accounts in their name and on behalf of the managing authority. ***The assets held on such fiduciary accounts shall be managed in accordance with the principle of sound financial management following appropriate prudential rules and shall have appropriate liquidity.***

*Amendment*

6. The entities referred to in paragraph 4(b) to which implementation tasks have been entrusted shall open fiduciary accounts in their name and on behalf of the managing authority ***and define the financial instrument as a separate block of finance. In this case, the difference between the new funds invested in the financial instrument (including the contribution from operational programmes) and the original funds available from the financial institute shall be guaranteed by separate accounting arrangements.***

Or. de

*Justification*

*Financial instruments cannot be shown in escrow accounts due to the business models of some development banks. Consequent continue adherence to best practice from the current funding period.*

**Amendment 867**  
**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**  
**Part 2 – article 33 – paragraph 7**

*Text proposed by the Commission*

*Amendment*

**7. The Commission shall be empowered to adopt delegated acts in accordance with Article 142 laying down detailed rules concerning specific requirements regarding the transfer and management of assets managed by the entities to which implementation tasks are entrusted, as well as conversion of assets between euro and national currencies.** **deleted**

Or. de

*Justification*

*Breach of the subsidiarity principle. Regulation between managing authority and body entrusted with implementation within financing agreement.*

**Amendment 868**  
**Ramon Tremosa i Balcells, Salvador Sedó i Alabart, Santiago Fisas Aixela**

**Proposal for a regulation**  
**Part 2 – article 33 – paragraph 7**

*Text proposed by the Commission*

*Amendment*

**7. The Commission shall be empowered to adopt delegated acts in accordance with Article 142 laying down detailed rules concerning specific requirements regarding the transfer and management of assets managed by the entities to which implementation tasks are entrusted, as well as conversion of assets between euro and national currencies.**

**7. By means of an implementing regulation, the Commission shall lay down detailed rules concerning specific requirements regarding the transfer and management of assets managed by the entities to which implementation tasks are entrusted, as well as conversion of assets between euro and national currencies.**

Or. es

### *Justification*

*The fact that the Commission can adopt delegated acts in the JEREMIE instrument throughout the 2014-2020 period, may create uncertainty in establishing guidelines and procedures, acting as a disincentive to take part in this initiative. It is believed that to incentivise projects through the JEREMIE instrument, clear management standards and simple control procedures should be set from the very beginning of the period.*

#### **Amendment 869**

**Mojca Kleva**

#### **Proposal for a regulation**

#### **Part 2 – article 33 – paragraph 7**

##### *Text proposed by the Commission*

7. The Commission shall be empowered to adopt delegated acts in accordance with Article 142 laying down detailed rules concerning specific requirements regarding the transfer and management of assets managed by the entities to which implementation tasks are entrusted, as well as conversion of assets between euro and national currencies.

##### *Amendment*

7. The Commission shall be empowered to adopt delegated acts in accordance with Article 142 laying down detailed rules concerning specific requirements regarding the transfer and management of assets managed by the entities to which implementation tasks are entrusted, ***specific conditions under which contributions to financial instruments other than from Funds covered by the CPR can be taken into consideration as national co-financing resources*** as well as conversion of assets between euro and national currencies.

Or. en

#### **Amendment 870**

**Rosa Estaràs Ferragut, Veronica Lope Fontagné**

#### **Proposal for a regulation**

#### **Part 2 – article 33 – paragraph 7**

##### *Text proposed by the Commission*

7. The Commission shall be empowered to adopt ***delegated*** acts in accordance with Article 142 laying down detailed rules

##### *Amendment*

7. The Commission shall be empowered to adopt acts in accordance with Article 142 laying down detailed rules concerning

concerning specific requirements regarding the transfer and management of assets managed by the entities to which implementation tasks are entrusted, as well as conversion of assets between euro and national currencies.

specific requirements regarding the transfer and management of assets managed by the entities to which implementation tasks are entrusted, as well as conversion of assets between euro and national currencies.

Or. es

**Amendment 871**  
**Hermann Winkler**

**Proposal for a regulation**  
**Part 2 – article 34 – paragraph 1**

*Text proposed by the Commission*

*Amendment*

***1. The bodies accredited in accordance with Article 64 shall not carry out on-the-spot verifications of operations comprising financial instruments implemented under Article 33(1)(a). They shall receive regular control reports from the bodies entrusted with the implementation of these financial instruments.***

***deleted***

Or. de

**Amendment 872**  
**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**  
**Part 2 – article 34 – paragraph 1**

*Text proposed by the Commission*

*Amendment*

The bodies accredited in accordance with Article 64 shall not carry out on-the-spot verifications of operations comprising financial instruments implemented under Article 33(1)(a). They shall receive regular control reports from the bodies entrusted with the implementation

1. The bodies accredited in accordance with Article 64 shall not carry out on-the-spot verifications of operations comprising financial instruments implemented under Article 33(4)(b)(i) and (ii). They shall receive regular control reports from the bodies entrusted with the implementation



of these financial instruments.

of these financial instruments.

Or. de

*Justification*

*No privilege for financial instruments approved at EU level over state-controlled credit institutions in Member States.*

**Amendment 873**

**Rosa Estaràs Ferragut, Veronica Lope Fontagné**

**Proposal for a regulation**

**Part 2 – article 34 – paragraph 1**

*Text proposed by the Commission*

1. The bodies **accredited in accordance with Article 64** shall not carry out on-the-spot verifications of operations comprising financial instruments implemented under Article 33(1)(a). They shall receive regular control reports from the bodies entrusted with the implementation of these financial instruments.

*Amendment*

1. The **managing** bodies shall not carry out on-the-spot verifications of operations comprising financial instruments implemented under Article 33(1)(a). They shall receive regular control reports from the bodies entrusted with the implementation of these financial instruments.

Or. es

**Amendment 874**

**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**

**Part 2 – article 34 – paragraph 2**

*Text proposed by the Commission*

2. The bodies responsible for the audit of programmes shall not carry out audits of operations comprising financial instruments implemented under Article 33(1)(a) and of management and control systems relating to these instruments. They shall receive regular control reports from

*Amendment*

2. The bodies responsible for the audit of programmes shall not carry out audits of operations comprising financial instruments implemented under Article 33(4)(b)(i) and (ii) and of management and control systems relating to these instruments. They shall receive regular

the auditors designated in the agreements setting up of these financial instruments.

control reports from the auditors designated in the agreements setting up of these financial instruments.

Or. de

*Justification*

*No privilege for financial instruments approved at EU level over state-controlled credit institutions in Member States.*

**Amendment 875**

**Mojca Kleva**

**Proposal for a regulation**

**Part 2 – article 34 – paragraph 2 a (new)**

*Text proposed by the Commission*

*Amendment*

***2a. The bodies responsible for the audit of programmes shall conduct audits at the level of final recipients only when the supporting documents are not available at the level of financial instrument or managing authority or in the case of insufficient monitoring and verifications or of legitimate doubt that the documents do not reflect the reality of the support provided through financial instrument.***

Or. en

**Amendment 876**

**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**

**Part 2 – article 34 – paragraph 3**

*Text proposed by the Commission*

*Amendment*

***3. The Commission shall be empowered to adopt delegated acts in accordance with Article 142 concerning the arrangements***

***deleted***

*for management and control of financial instruments implemented under Articles 33(1)(a) and 33(4)(b)(i), (ii) and (iii).*

Or. de

**Amendment 877**

**Ramon Tremosa i Balcells, Salvador Sedó i Alabart, Santiago Fisas Ayxela**

**Proposal for a regulation**

**Part 2 – article 34 – paragraph 3**

*Text proposed by the Commission*

3. *The Commission shall be empowered to adopt delegated acts in accordance with Article 142 concerning* the arrangements for management and control of financial instruments implemented under Articles 33(1)(a) and 33(4)(b)(i), (ii) and (iii).

*Amendment*

3. *By means of an implementation regulation, the Commission shall establish* the arrangements for management and control of financial instruments implemented under Articles 33(1)(a) and 33(4)(b)(i), (ii) and (iii).

Or. es

**Amendment 878**

**Rosa Estaràs Ferragut, Veronica Lope Fontagné**

**Proposal for a regulation**

**Part 2 – article 34 – paragraph 3**

*Text proposed by the Commission*

3. The Commission shall be empowered to adopt *delegated* acts in accordance with Article 142 concerning the arrangements for management and control of financial instruments implemented under Articles 33(1)(a) and 33(4)(b)(i), (ii) and (iii).

*Amendment*

3. The Commission shall be empowered to adopt *implementing* acts in accordance with Article 142 concerning the arrangements for management and control of financial instruments implemented under Articles 33(1)(a) and 33(4)(b)(i), (ii) and (iii).

Or. es

**Amendment 879**  
**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**  
**Part 2 – article 34 – paragraph 3 a (new)**

*Text proposed by the Commission*

*Amendment*

**3a. The Commission shall adopt rules making arrangements for the management and control of financial instruments implemented under Article 33(1)(a) and Article 33(4)(b)(i), (ii) and (iii) by means of implementing acts. These implementing acts shall be adopted in accordance with the verification procedure referred to in Article 143(3).**

Or. de

*Justification*

*We associate ourselves with the reasoning of the Council Legal Service that the proposed delegated acts must actually be implementing acts.*

**Amendment 880**  
**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**  
**Part 2 – article 35 – title**

*Text proposed by the Commission*

*Amendment*

Requests for payment **including** expenditure for financial instruments

Requests for payment **relating to** expenditure for financial instruments

Or. de

*Justification*

*Otherwise unclear whether any connections with Article 121.*

**Amendment 881**  
**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**  
**Part 2 – article 35 – paragraph 1**

*Text proposed by the Commission*

1. As regards financial instruments ***referred to in Article 33(1)(a)***, the request for payment shall include and separately disclose the total amount of support paid to the financial instrument.

*Amendment*

As regards financial instruments, the request for payment shall include and separately disclose the total amount of support paid to the financial instrument.

Or. de

*Justification*

*Saving refinancing costs through national cofinancing. See recommendations of the High Level group of 15 May 2011.*

**Amendment 882**  
**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**  
**Part 2 – article 35 – paragraph 2**

*Text proposed by the Commission*

2. ***As regards financial instruments referred to in Article 33(1)(b) implemented in accordance with Article 33(4)(a) and (b), the total eligible expenditure presented in the request for payment shall include and separately disclose the total amount of support paid or expected to be paid to the financial instrument for investments in final recipients to be made over a pre-defined period of maximum two years, including management costs or fees.***

*Amendment*

***deleted***

Or. de

*Justification*

*Removed as unnecessary additional administrative expenses and restriction of the flexibility of financial instruments are aligned from the start to final beneficiary expenditure.*

**Amendment 883**

**Tamás Deutsch**

**Proposal for a regulation**

**Part 2 – article 35 – paragraph 2**

*Text proposed by the Commission*

*Amendment*

*2. As regards financial instruments referred to in Article 33(1)(b) implemented in accordance with Article 33(4)(a) and (b), the total eligible expenditure presented in the request for payment shall include and separately disclose the total amount of support paid or expected to be paid to the financial instrument for investments in final recipients to be made over a pre-defined period of maximum two years, including management costs or fees.*

*deleted*

Or. en

**Amendment 884**

**Peter Simon**

**Proposal for a regulation**

**Part 2 – article 35 – paragraph 2**

*Text proposed by the Commission*

*Amendment*

2. As regards financial instruments referred to in Article 33(1)(b) implemented in accordance with Article 33(4)(a) and (b), the total eligible expenditure presented in the request for payment shall include and separately disclose the total amount of support paid or expected to be paid to the financial instrument for investments

2. As regards financial instruments referred to in Article 33(1)(b) implemented in accordance with Article 33(4)(a) and (b), the total eligible expenditure presented in the request for payment shall include and separately disclose the total amount of support paid or expected to be paid to the financial instrument for investments

in final recipients to be made over a pre-defined period of maximum **two** years, including management costs or fees.

in final recipients to be made over a pre-defined period of maximum **three** years, including management costs or fees.

Or. de

*Justification*

*Innovative financial instruments require a certain start-up period before they become fully functional. They are also vulnerable to market fluctuations which cannot be foreseen at the time the Operational Programmes are established and this has a significant impact on the extent of annual outflow. This should be reflected in an extension to the period to ensure sufficient flexibility and the complete draw-down of funds.*

**Amendment 885**

**Ramon Tremosa i Balcells, Salvador Sedó i Alabart, Santiago Fisas Ayxela**

**Proposal for a regulation**

**Part 2 – article 35 – paragraph 2**

*Text proposed by the Commission*

2. As regards financial instruments referred to in Article 33(1)(b) implemented in accordance with Article 33(4)(a) and (b), the total eligible expenditure presented in the request for payment shall include and separately disclose the total amount of support paid or expected to be paid to the financial instrument for investments in final recipients to be made over a pre-defined period of maximum **two** years, including management costs or fees.

*Amendment*

2. As regards financial instruments referred to in Article 33(1)(b) implemented in accordance with Article 33(4)(a) and (b), the total eligible expenditure presented in the request for payment shall include and separately disclose the total amount of support paid or expected to be paid to the financial instrument for investments in final recipients to be made over a pre-defined period of maximum **four** years, including management costs or fees.

Or. es

*Justification*

*The two-year period for use of financial instruments from activation is far too restrictive, given that these instruments have a far longer term (for example, for venture capital funds, the average is four years to invest and four to divest). This constitutes discriminatory treatment as this period does not apply to financial instruments created at EU level.*

**Amendment 886**

**Rosa Estaràs Ferragut, Veronica Lope Fontagné**

**Proposal for a regulation**

**Part 2 – article 35 – paragraph 2**

*Text proposed by the Commission*

2. As regards financial instruments referred to in Article 33(1)(b) implemented in accordance with Article 33(4)(a) and (b), the total eligible expenditure presented in the request for payment shall include and separately disclose the total amount of support paid or expected to be paid to the financial instrument for investments in final recipients ***to be made over a pre-defined period of maximum two years, including management costs or fees.***

*Amendment*

2. As regards financial instruments referred to in Article 33(1)(b) implemented in accordance with Article 33(4)(a) and (b), the total eligible expenditure presented in the request for payment shall include and separately disclose the total amount of support paid or expected to be paid to the financial instrument for investments in final recipients.

Or. es

*Justification*

*The two-year deadline introduces limitations which will make it difficult to meet.*

**Amendment 887**

**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**

**Part 2 – article 35 – paragraph 3**

*Text proposed by the Commission*

***3. The amount determined in accordance with paragraph 2 shall be adjusted in subsequent requests for payment, to take account of the difference between the amount of support previously paid to the financial instrument concerned, and the amounts effectively invested in final recipients, plus management costs and fees paid. These amounts shall be separately disclosed in the payment request.***

*Amendment*

*deleted*



*Justification*

*Removed as unnecessary additional administrative expenses and restriction on the flexibility of financial instruments are aligned from the start to final beneficiary expenditure.*

**Amendment 888**

**Tamás Deutsch**

**Proposal for a regulation**

**Part 2 – article 35 – paragraph 3**

*Text proposed by the Commission*

*Amendment*

**3. The amount determined in accordance with paragraph 2 shall be adjusted in subsequent requests for payment, to take account of the difference between the amount of support previously paid to the financial instrument concerned, and the amounts effectively invested in final recipients, plus management costs and fees paid. These amounts shall be separately disclosed in the payment request.** *deleted*

**Amendment 889**

**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**

**Part 2 – article 35 – paragraph 5**

*Text proposed by the Commission*

*Amendment*

**5. The Commission shall be empowered to adopt, by means of delegated acts in accordance with Article 142, the specific rules concerning payments and withdrawal of payments to financial instruments and possible consequences in** *deleted*

*respect of requests of payments.*

Or. de

*Justification*

*We associate ourselves with the reasoning of the Council Legal Service that the proposed delegated acts must actually be implementing acts.*

**Amendment 890**

**Ramon Tremosa i Balcells, Salvador Sedó i Alabart, Santiago Fisas Aixela**

**Proposal for a regulation**

**Part 2 – article 35 – paragraph 5**

*Text proposed by the Commission*

*Amendment*

5. *The Commission shall be empowered to adopt, by means of delegated acts in accordance with Article 142, the specific rules concerning payments and withdrawal of payments to financial instruments and possible consequences in respect of requests of payments.*

5. *By means of an implementation regulation, the Commission shall establish the specific rules concerning payments and withdrawal of payments to financial instruments and possible consequences in respect of requests of payments.*

Or. es

**Amendment 891**

**Rosa Estaràs Ferragut, Veronica Lope Fontagné**

**Proposal for a regulation**

**Part 2 – article 35 – paragraph 5**

*Text proposed by the Commission*

*Amendment*

5. The Commission shall be empowered to adopt, by means of *delegated* acts in accordance with Article 142, the specific rules concerning payments and withdrawal of payments to financial instruments and possible consequences in respect of requests of payments.

5. The Commission shall be empowered to adopt, by means of *implementing* acts in accordance with Article 142, the specific rules concerning payments and withdrawal of payments to financial instruments and possible consequences in respect of requests of payments.

**Amendment 892**  
**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**  
**Part 2 – article 35 – paragraph 5 a (new)**

*Text proposed by the Commission*

*Amendment*

***5a. The Commission shall adopt, by means of implementing acts, rules regarding payments, the withdrawal of payments to financial instruments and possible consequences in respect of requests for payment. These implementing acts shall be adopted in accordance with the verification procedure referred to in Article 143(3).***

Or. de

*Justification*

*We associate ourselves with the reasoning of the Council Legal Service that the proposed delegated acts must actually be implementing acts.*

**Amendment 893**  
**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**  
**Part 2 – article 35 a (new)**

*Text proposed by the Commission*

*Amendment*

***Article 35a***

***The appropriate funding conditions and purpose shall be defined in the financing agreement for the establishment of financial instruments. Where***

***i) repayment of loans, participations or guaranteed commitments must potentially***

*be secured at the time of provision;  
ii) funding of undertakings in difficulties  
is not permitted.*

Or. de

*Justification*

*All potential specific eligibility restrictions must be regulated on the basis of the CPR Regulation.*

**Amendment 894**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 36 – title**

*Text proposed by the Commission*

*Amendment*

Eligible expenditure at closure

Eligible expenditure at closure *of a  
programme or a programme for a macro-  
regional development fund*

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 895**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 36 – paragraph 1 – introductory part**

*Text proposed by the Commission*

*Amendment*

1. At closure of a programme, the eligible expenditure of the financial instrument shall be the total amount effectively paid or, in the case of guarantee funds

1. At closure of a programme *or a  
programme for a macro-regional  
development fund*, the eligible expenditure of the financial instrument shall be the total

committed, by the financial instrument within the eligibility period indicated in Article 55(2), corresponding to:

amount effectively paid or, in the case of guarantee funds committed, by the financial instrument within the eligibility period indicated in Article 55(2), corresponding to:

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 896**

**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**

**Part 2 – article 36 – paragraph 1 – point c**

*Text proposed by the Commission*

(c) capitalised interest rate subsidies or guarantee fee subsidies, due to be paid for a period not exceeding 10 years after the eligibility period laid down in Article 55(2), used in combination with financial instruments, paid into an escrow account specifically set up for that purpose, for effective disbursement after the eligibility period laid down in Article 55(2), but in respect of loans or other risk-bearing instruments disbursed for investments in final recipients within the eligibility period laid down in Article 55(2);

*Amendment*

(c) capitalised interest rate subsidies or guarantee fee subsidies, due to be paid for a period not exceeding 10 years after the eligibility period laid down in Article 55(2), used in combination with financial instruments, paid into an escrow account specifically set up for that purpose ***or disclosed separately***, for effective disbursement after the eligibility period laid down in Article 55(2), but in respect of loans or other risk-bearing instruments disbursed for investments in final recipients within the eligibility period laid down in Article 55(2);

Or. de

*Justification*

*Financial instruments cannot be shown in escrow accounts due to the business models of some development banks.*

**Amendment 897**  
**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**  
**Part 2 – article 36 – paragraph 2**

*Text proposed by the Commission*

2. ***In the case of equity-based instruments and micro-credit***, capitalised management costs or fees due to be paid for a period not exceeding 5 years after the eligibility period laid down in Article 55(2), in respect of investments in final recipients which occurred within that eligibility period and which cannot be covered by Articles 37 and 38, may be considered as eligible expenditure when paid into an escrow account specifically set up for that purpose.

*Amendment*

2. Capitalised management costs or fees due to be paid for a period not exceeding 5 years after the eligibility period laid down in Article 55(2), in respect of investments in final recipients which occurred within that eligibility period and which cannot be covered by Articles 37 and 38, may be considered as eligible expenditure when paid into an escrow account specifically set up for that purpose ***or disclosed separately***.

Or. de

*Justification*

*Extension of the use of all types of financial instrument. Financial instruments cannot be shown in escrow accounts due to the business models of some development banks.*

**Amendment 898**  
**Mojca Kleva**

**Proposal for a regulation**  
**Part 2 – article 36 – paragraph 3 – point i**

*Text proposed by the Commission*

(i) total amount of the support from the ***CSF*** Funds paid to the financial instrument; and

*Amendment*

(i) total amount of the support from the Funds ***covered by the CPR*** paid to the financial instrument; and

Or. en

**Amendment 899**  
**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**  
**Part 2 – article 36 – paragraph 4**

*Text proposed by the Commission*

*Amendment*

**4. The Commission shall be empowered to adopt delegated acts in accordance with Article 142 concerning the establishment of a system of capitalisation of annual instalments for interest rate subsidies and guarantee fee subsidies.** **deleted**

Or. de

*Justification*

*Legal certainty*

**Amendment 900**  
**Ramon Tremosa i Balcells, Salvador Sedó i Alabart, Santiago Fisas Ayxela**

**Proposal for a regulation**  
**Part 2 – article 36 – paragraph 4**

*Text proposed by the Commission*

*Amendment*

**4. The Commission shall be empowered to adopt delegated acts in accordance with Article 142 concerning the establishment of a system of capitalisation of annual instalments for interest rate subsidies and guarantee fee subsidies.** **4. By means of an implementing regulation, the Commission shall establish a system of capitalisation of annual instalments for interest rate subsidies and guarantee fee subsidies.**

Or. es

*Justification*

*The fact that the Commission can adopt delegated acts in the JEREMIE instrument throughout the 2014-2020 period, may create uncertainty in establishing guidelines and procedures, acting as a disincentive to take part in this initiative. It is believed that to incentivise projects through the JEREMIE instrument, clear management standards and simple control procedures should be set from the very beginning of the period.*

**Amendment 901**  
**Mojca Kleva**

**Proposal for a regulation**  
**Part 2 – article 36 – paragraph 4**

*Text proposed by the Commission*

4. The Commission shall be empowered to adopt delegated acts in accordance with Article 142 concerning the establishment of a system of capitalisation of annual instalments for interest rate subsidies and guarantee fee subsidies.

*Amendment*

4. The Commission shall be empowered to adopt delegated acts in accordance with Article 142 ***laying down the specific rules*** concerning the establishment of a system of capitalisation of annual instalments for interest rate subsidies and guarantee fee subsidies.

Or. en

**Amendment 902**  
**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**  
**Part 2 – article 36 – paragraph 4 a (new)**

*Text proposed by the Commission*

*Amendment*

***4a. The Commission shall adopt rules for establishing a system to capitalise annual instalments for interest rate subsidies and guarantee fee subsidies. These implementing acts shall be adopted in accordance with the verification procedure referred to in Article 143(3).***

Or. de

*Justification*

*Legal certainty*

**Amendment 903**  
**Markus Pieper, Joachim Zeller**

PE491.054v01-00

64/165

AM\903903EN.doc



**Proposal for a regulation**  
**Part 2 – article 37 – paragraph 2 a (new)**

*Text proposed by the Commission*

*Amendment*

***2a. Member States in a difficult financial situation which fulfil the criteria set out in Article 22(1) shall invest interest income or other profits in economy-related infrastructure projects, where appropriate with the support of the Commission and with a view to maximising growth and competitiveness.***

Or. de

*Justification*

*The risk-sharing instrument underlines the need to provide particular support for infrastructure projects in Member States with financial difficulties, as these greatly enhance and sustain competitiveness.*

**Amendment 904**  
**Monika Smolková, Anna Záborská**

**Proposal for a regulation**  
**Part 2 – article 38 – title**

*Text proposed by the Commission*

*Amendment*

Re-use of resources attributable to the support from the CSF Funds until closure of the programme

Re-use of resources attributable to the support from the CSF Funds until closure of the programme ***or programme for a macro-regional development fund***

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

## Amendment 905

Mojca Kleva

### Proposal for a regulation

#### Part 2 – article 38 – paragraph 2 – introductory part

*Text proposed by the Commission*

2. Gains and other earnings or yields, including interest, guarantee fees, dividends, capital gains or any other income receipts generated by investments, attributable to the support from the **CSF** Funds to the financial instrument, shall be used for the following purposes, where applicable, up to the amounts necessary:

*Amendment*

2. Gains and other earnings or yields, including interest, guarantee fees, dividends, capital gains or any other income receipts generated by investments, attributable to the support from the Funds **covered by the CPR** to the financial instrument, shall be used for the following purposes, where applicable, up to the amounts necessary:

Or. en

## Amendment 906

Monika Smolková, Anna Záborská

### Proposal for a regulation

#### Part 2 – article 38 – paragraph 1

*Text proposed by the Commission*

1. Capital resources paid back to financial instruments from investments or from the release of resources committed for guarantee contracts, which are attributable to the support from the CSF Funds, shall be re-used for further investments through the same or other financial instruments, in accordance with the aims of the programme *or* programmes.

*Amendment*

1. Capital resources paid back to financial instruments from investments or from the release of resources committed for guarantee contracts, which are attributable to the support from the CSF Funds, shall be re-used for further investments through the same or other financial instruments, in accordance with the aims of the programme, programmes, **programme for a macro-regional development fund or programmes for macro-regional development funds.**

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 907**

**Oldřich Vlasák, James Nicholson**

**Proposal for a regulation**

**Part 2 – article 38 – paragraph 2 – introductory part**

*Text proposed by the Commission*

2. **Gains** and other earnings or yields, including interest, guarantee fees, dividends, capital gains or any other income receipts generated by investments, attributable to the support from the CSF Funds to the financial instrument, shall be **used** for the following purposes, where applicable, up to the amounts necessary:

*Amendment*

2. **Resources paid back to financial instruments from investments or from the release of resources committed for guarantee contracts, including returns of the principal or capital element of any investment and returns of other earnings or yields**, including interest, guarantee fees, dividends, capital gains or any other income receipts generated by investments, **which are** attributable to the support from the CSF Funds to the financial instrument, shall be **re-used** for the following purposes, where applicable, up to the amounts necessary:

Or. en

**Amendment 908**

**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**

**Part 2 – article 38 – paragraph 2 – point a**

*Text proposed by the Commission*

(a) reimbursement of management costs incurred and payment of management fees of the financial **instrument**.

*Amendment*

(a) reimbursement of management costs incurred and payment of management fees of the financial **instruments and additionally reimbursement of refinancing costs of the national cofinancing element where this is**

*provided by a financial institution within the meaning of Article 33(4)(b)(i) and (ii).*

Or. de

*Justification*

*Article 38(2)(b) is too non-specific to reconcile the refinancing costs of development banks with the rules.*

**Amendment 909**  
**Hermann Winkler**

**Proposal for a regulation**  
**Part 2 – article 38 – paragraph 2 – point a**

*Text proposed by the Commission*

(a) reimbursement of management costs incurred and payment of management fees of the financial instrument;

*Amendment*

(a) reimbursement of management costs incurred and payment of management fees of the financial instrument ***and reimbursement of refinancing costs of the national cofinancing element where this is referred to in Article 33(4)(b)(ii);***

Or. de

**Amendment 910**  
**Oldřich Vlasák, James Nicholson**

**Proposal for a regulation**  
**Part 2 – article 38 – paragraph 2 – point a (new)**

*Text proposed by the Commission*

*Amendment*

***(a a) The preferential remuneration shall not exceed what is necessary to create the incentives for attracting private counterpart resources ensuring alignment of interest through an appropriate sharing of risk and profit and must not over-compensate investors, be effected on a***

*normal commercial basis, be compatible with EU state aid rules and have been evaluated as part of the ex-ante assessment.*

Or. en

**Amendment 911**  
**Mojca Kleva**

**Proposal for a regulation**  
**Part 2 – article 38 – paragraph 2 – point b**

*Text proposed by the Commission*

(b) preferential remuneration of investors operating under the market economy investor principle, who provide counterpart resources to the support from the **CSF** Funds to the financial instrument or who co-invest at the level of final recipients;

*Amendment*

(b) preferential remuneration of investors operating under the market economy investor principle, who provide counterpart resources to the support from the Funds **covered by the CPR** to the financial instrument or who co-invest at the level of final recipients;

Or. en

**Amendment 912**  
**Oldřich Vlasák, James Nicholson**

**Proposal for a regulation**  
**Part 2 – article 38 – paragraph 2 – point b**

*Text proposed by the Commission*

(b) preferential remuneration of investors operating under the market economy investor principle, who provide counterpart resources to the support from the CSF Funds to the financial instrument or who co-invest at the level of final recipients;

*Amendment*

(b) preferential remuneration of investors operating under the market economy investor principle, who provide counterpart resources to the support from the CSF Funds **on a co-finance basis** to the financial instrument or who co-invest at the level of final recipients;

Or. en

**Amendment 913**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 38 – paragraph 2 – point c**

*Text proposed by the Commission*

(c) further investments through the same or other financial instruments, in accordance with the aims of the programme *or programmes*.

*Amendment*

(c) further investments through the same or other financial instruments, in accordance with the aims of the programme, programmes, ***programme for a macro-regional development fund or programmes for macro-regional development funds***.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 914**

**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**

**Part 2 – article 38 – paragraph 2 – point c a (new)**

*Text proposed by the Commission*

*Amendment*

***(ca) infrastructure projects***

Or. de

**Amendment 915**

**Markus Pieper, Herbert Reul, Joachim Zeller**

**Proposal for a regulation**

**Part 2 – article 38 – paragraph 2 a (new)**

*Text proposed by the Commission*

*Amendment*

***Member States in a difficult financial situation which fulfil the criteria set out in Article 22(1) shall make use of the resources referred to in paragraph 1 and 2, where appropriate with the support of the Commission and with regard to maximising growth and competitiveness, in particular grants for economy-related infrastructure projects.***

Or. de

**Amendment 916**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 39 – title**

*Text proposed by the Commission*

*Amendment*

Use of legacy resources after closure of the programme

Use of legacy resources after closure of the programme ***or programme for a macro-regional development fund***

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 917**

**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**

**Part 2 – article 39 – paragraph 1**

*Text proposed by the Commission*

*Amendment*

Member States shall adopt the necessary

Member States shall adopt the necessary

measures to ensure that the capital resources and gains and other earnings or yields attributable to the support from the CSF Funds to financial instruments are used in accordance with the aims of the programme for a period of at least 10 years after the closure of the programme.

measures to ensure that the capital resources and gains and other earnings or yields attributable to the support from the Funds **covered by the CPR** to financial instruments are used in accordance with the aims of the programme for a period of at least 10 years after the closure of the programme. ***This shall include targeted management costs.***

Or. de

*Justification*

*Clarification on management costs.*

**Amendment 918**

**Patrice Tirolien**

**Proposal for a regulation**

**Part 2 – article 39 – paragraph 1**

*Text proposed by the Commission*

Member States shall adopt the necessary measures to ensure that the capital resources and gains and other earnings or yields attributable to the support from the CSF Funds to financial instruments are used in accordance with the aims of the programme for a period of at least **10** years after the closure of the programme.

*Amendment*

Member States shall adopt the necessary measures to ensure that the capital resources and gains and other earnings or yields attributable to the support from the CSF Funds to financial instruments are used in accordance with the aims of the programme for a period of at least **5** years after the closure of the programme.

Or. fr

*Justification*

*The period of 10 years after closure proposed by the Commission for the use of the financial instruments in line with the objectives of the programme is too long and presents long-term legal uncertainty for both the management authorities and the recipients.*

**Amendment 919**

**Monika Smolková, Anna Záborská**



**Proposal for a regulation**  
**Part 2 – article 39 – paragraph 1**

*Text proposed by the Commission*

Member States shall adopt the necessary measures to ensure that the capital resources and gains and other earnings or yields attributable to the support from the CSF Funds to financial instruments are used in accordance with the aims of the programme for a period of at least 10 years after the closure of the programme.

*Amendment*

Member States shall adopt the necessary measures to ensure that the capital resources and gains and other earnings or yields attributable to the support from the CSF Funds to financial instruments are used in accordance with the aims of the programme ***or programme for a macro-regional development fund*** for a period of at least 10 years after the closure of the programme ***or programme for a macro-regional development fund***.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 920**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation**  
**Part 2 – article 39 – paragraph 1**

*Text proposed by the Commission*

Member States shall adopt the necessary measures to ensure that the capital resources and gains and other earnings or yields attributable to the support from the CSF Funds to financial instruments are used in accordance with the aims of the programme for a period of at least 10 years after the closure of the programme.

*Amendment*

Member States shall adopt the necessary measures to ensure that the capital resources and gains and other earnings or yields attributable to the support from the CSF Funds to financial instruments are used in accordance with the aims of the programme for a period of at least 10 years after the closure of the programme. ***The amount left over after 10 years after the closure of the programme shall be transferred to the budget of the European***

*Union.*

Or. en

**Amendment 921**

**Rosa Estaràs Ferragut, Veronica Lope Fontagné**

**Proposal for a regulation**

**Part 2 – article 39 – paragraph 1**

*Text proposed by the Commission*

Member States shall adopt the necessary measures to ensure that the capital resources and gains and other earnings or yields attributable to the support from the CSF Funds to financial instruments are used in accordance with the aims of the programme for a period of at least **10** years after the closure of the programme.

*Amendment*

Member States shall adopt the necessary measures to ensure that the capital resources and gains and other earnings or yields attributable to the support from the CSF Funds to financial instruments are used in accordance with the aims of the programme for a period of at least **5** years after the closure of the programme.

Or. es

*Justification*

*The time limit should be suitably consistent with the holding period of funded investments.*

**Amendment 922**

**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**

**Part 2 – article 39 – paragraph 1 a (new)**

*Text proposed by the Commission*

*Amendment*

***Member States in a difficult financial situation which fulfil the criteria set out in Article 22(1) shall make use of the resources referred to in paragraphs 1 and 2, where appropriate with the support of the Commission and with regard to maximising growth and competitiveness,***

*in particular grants for economy-related infrastructure projects.*

Or. de

**Amendment 923**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 40 – paragraph 1**

*Text proposed by the Commission*

1. The managing authority shall send to the Commission a specific report covering the operations comprising financial instruments as an annex to the annual implementation report.

*Amendment*

1. The managing authority shall send to the Commission a specific report covering the operations comprising financial instruments as an annex to the annual implementation report ***in order to prevent duplication and additional administrative burden.***

Or. en

**Amendment 924**  
**Mojca Kleva**

**Proposal for a regulation**  
**Part 2 – article 40 – paragraph 1 a (new)**

*Text proposed by the Commission*

*Amendment*

***1a. The Commission shall annually synthesise reporting information regarding the use and effectiveness of financial instruments across different Funds covered by the CPR, thematic objectives and Member States.***

Or. en

**Amendment 925**  
**Monika Smolková, Anna Záborská**

**Proposal for a regulation**  
**Part 2 – article 40 – paragraph 2 – point a**

*Text proposed by the Commission*

*Amendment*

(a) identification of the programme and of the priority from which support from the CSF Funds is provided;

(a) identification of the programme *or programme for a macro-regional development fund* and of the priority from which support from the CSF Funds is provided;

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 926**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 40 – paragraph 2 – point c – indent 1 (new)**

*Text proposed by the Commission*

*Amendment*

*- (d) identification of the beneficiaries and the amount of public funding allocated to them;*

Or. en

**Amendment 927**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 40 – paragraph 2 – point d**

*Text proposed by the Commission*

*Amendment*

(d) total amount of support by programme

(d) total amount of support by programme

and priority or measure to the financial instrument included in requests for payment submitted to the Commission;

*or programme for a macro-regional development fund* and priority or measure to the financial instrument included in requests for payment submitted to the Commission;

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 928**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 40 – paragraph 2 – point e**

*Text proposed by the Commission*

(e) total amount of support paid or committed in guarantee contracts by the financial instrument to the final recipients by programme and priority or measure included in requests for payment submitted to the Commission;

*Amendment*

(e) total amount of support paid or committed in guarantee contracts by the financial instrument to the final recipients by programme *or programme for a macro-regional development fund* and priority or measure included in requests for payment submitted to the Commission;

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 929**

**Oldřich Vlasák, James Nicholson**

**Proposal for a regulation**

**Part 2 – article 40 – paragraph 2 – point g**

*Text proposed by the Commission*

(g) multiplier effect of investments made by the financial instrument and value of investments and participations;

*Amendment*

(g) **where available**, multiplier effect of investments made by the financial instrument and value of investments and participations;

Or. en

**Amendment 930**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 40 – paragraph 2 – point h**

*Text proposed by the Commission*

(h) contribution of the financial instrument to the achievement of the indicators of the programme and of the priority concerned.

*Amendment*

(h) contribution of the financial instrument to the achievement of the indicators of the programme **or programme for a macro-regional development fund** and of the priority concerned.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 931**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 40 – paragraph 2 a (new)**

*Text proposed by the Commission*

*Amendment*

**2a. The specific report shall be made public in its entirety.**

**Amendment 932**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 41 – paragraph 1 – subparagraph 1 a (new)**

*Text proposed by the Commission*

*Amendment*

***Within three months of the date of notification of the decision adopting a programme for a macro-regional development fund, the group of Member States that established the macro-regional development fund shall set up, for each priority of the programme for a macro-regional development fund, a steering group, which shall be a committee monitoring implementation of the programme.***

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework, steering groups already exist for approved macro-regional strategies. The purpose of this amendment is to harmonise the functions performed by steering groups of approved macro-regional strategies and the functions of a committee for monitoring the programme.*

**Amendment 933**

**Ramona Nicole Mănescu**

**Proposal for a regulation**

**Part 2 – article 41 – paragraph 2 – subparagraph 1 (new)**

*Text proposed by the Commission*

*Amendment*

***The rules of operation, the list of members, including names of individuals, the agenda of monitoring committee meetings and the adopted minutes of***

*meetings shall be made public;*

Or. en

**Amendment 934**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Catherine Grèze, Jean-Paul Besset**

**Proposal for a regulation**

**Part 2 – article 42 – paragraph 1 – subparagraph 1**

*Text proposed by the Commission*

The monitoring committee shall be composed of representatives of the managing authority and intermediate bodies and of representatives of the partners. Each member of the monitoring committee shall have a voting right.

*Amendment*

The monitoring committee shall be composed of representatives of the managing authority and intermediate bodies and of representatives of the partners ***referred to in Article 5, in particular considering partners involved in the preparation of the concerned programmes.*** Each member of the monitoring committee shall have a voting right. ***Member states shall ensure the gender equality at this body.***

Or. en

**Amendment 935**

**Rosa Estaràs Ferragut, Veronica Lope Fontagné**

**Proposal for a regulation**

**Part 2 – article 42 – paragraph 1 – subparagraph 1**

*Text proposed by the Commission*

The monitoring committee shall be composed of representatives of the managing authority and intermediate bodies and of representatives of the partners. ***Each member of the monitoring committee shall have a voting right.***

*Amendment*

The monitoring committee shall be composed of representatives of the managing authority and intermediate bodies and of representatives of the partners. ***The Committee shall establish the rules governing voting rights.***

Or. es



**Amendment 936**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 42 – paragraph 1 – subparagraph 1**

*Text proposed by the Commission*

The monitoring committee shall be composed of representatives of the managing authority and intermediate bodies and of representatives of the partners. Each member of the monitoring committee shall have a voting right.

*Amendment*

The monitoring committee shall be composed of representatives of the managing authority and intermediate bodies and of representatives of the partners. ***Partners shall be delegated to each of these committees through transparent processes respected by and independent from any governance entity of the Member States.*** Each member of the monitoring committee shall have a voting right.

Or. en

**Amendment 937**  
**Monika Smolková, Anna Záborská**

**Proposal for a regulation**  
**Part 2 – article 42 – paragraph 1 – subparagraph 1 a (new)**

*Text proposed by the Commission*

*Amendment*

***The steering group functioning as a committee to monitor implementation of the macro-regional development fund shall consist of experts in accordance with the triple helix model, which means that an equal number shall be taken from the public sector, the academic sector and the business sector. Each member of the monitoring committee shall have voting rights.***

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework, the joint triple helix model, established on the basis of experts, is capable of creating a functional team of experts with a synergistic effect through combining the advantages of three different sectors.*

**Amendment 938**

**Richard Seeber**

**Proposal for a regulation**

**Part 2 – article 42 – paragraph 1 – subparagraph 2**

*Text proposed by the Commission*

*Amendment*

*The monitoring committee of a programme under the European territorial cooperation goal shall also include representatives of any third country participating in that programme.*

*deleted*

Or. en

**Amendment 939**

**Rosa Estaràs Ferragut, Gabriel Mato Adrover, Veronica Lope Fontagné**

**Proposal for a regulation**

**Part 2 – article 42 – paragraph 1 – subparagraph 2**

*Text proposed by the Commission*

*Amendment*

The monitoring committee of a programme under the European territorial cooperation goal shall also include representatives of any third country participating in that programme.

The monitoring committee of a programme under the European territorial cooperation goal shall also include representatives of any third country participating in that programme, *as long as that country contributes financially thereto.*

Or. es

**Amendment 940**

**Marie-Thérèse Sanchez-Schmid**

**Proposal for a regulation**

**Part 2 – article 42 – paragraph 1 – subparagraph 2**

*Text proposed by the Commission*

The monitoring committee of a programme under the European territorial cooperation goal shall also include representatives of any third country participating in that programme.

*Amendment*

The monitoring committee of a programme under the European territorial cooperation goal shall also include representatives of any third country participating in that programme ***and may include representatives of the EGTC or other territorial cooperation organisations located in the territories affected by the programme.***

Or. fr

**Amendment 941**

**Nuno Teixeira**

**Proposal for a regulation**

**Part 2 – article 42 – paragraph 1 – subparagraph 2**

*Text proposed by the Commission*

The monitoring committee of a programme under the European territorial cooperation goal shall also include representatives of any third country participating in that programme.

*Amendment*

The monitoring committee of a programme under the European territorial cooperation goal shall also include representatives of any third country participating in ***and making a financial contribution to*** that programme.

Or. pt

*Justification*

*It makes sense for third countries to be involved in the monitoring committee only when they effectively contribute to the programmes.*

**Amendment 942**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Catherine Grèze, Ana Miranda, Jean-Paul Besset**

**Proposal for a regulation**  
**Part 2 – article 42 – paragraph 1 a (new)**

*Text proposed by the Commission*

*Amendment*

***1 a. The partners shall select and appoint their members representing them in the monitoring committee.***

Or. en

**Amendment 943**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Catherine Grèze, Ana Miranda, Jean-Paul Besset**

**Proposal for a regulation**  
**Part 2 – article 42 – paragraph 1 b (new)**

*Text proposed by the Commission*

*Amendment*

***1b. The list of members of the monitoring committee shall be published.***

Or. en

**Amendment 944**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**  
**Part 2 – article 42 – paragraph 3**

*Text proposed by the Commission*

*Amendment*

3. If the EIB contributes to a programme, it may participate in the work of the monitoring committee in an advisory capacity.

3. If the EIB contributes to a programme, ***or a programme for a macro-regional development fund***, it may participate in the work of the monitoring committee in an advisory capacity.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 945**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 43 – paragraph 1**

*Text proposed by the Commission*

1. The monitoring committee shall meet at least once a year and shall review implementation of the programme and progress towards achieving its objectives. In doing so, it shall have regard to the financial data, common and *programme-specific* indicators, including changes in result indicators and progress towards quantified target values, and the milestones defined in the performance framework.

*Amendment*

1. The monitoring committee shall meet at least once a year and shall review implementation of the programme, *or programme for a macro-regional development fund*, and progress towards achieving its objectives. In doing so, it shall have regard to the financial data, common *indicators* and indicators *specific to the programme or programme for a macro-regional development fund*, including changes in result indicators and progress towards quantified target values, and the milestones defined in the performance framework.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 946**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Catherine Grèze, Ana Miranda, Jean-Paul Besset**

**Proposal for a regulation**

**Part 2 – article 43 – paragraph 1**

*Text proposed by the Commission*

1. The monitoring committee shall meet at least once a year and shall review implementation of the programme and progress towards achieving its objectives. In doing so, it shall have regard to the financial data, common and programme-specific indicators, including changes in result indicators and progress towards quantified target values, and the milestones defined in the performance framework.

*Amendment*

1. The monitoring committee shall meet at least once **twice** a year and shall review implementation of the programme and progress towards achieving its objectives **and the implementation of the horizontal principles laid down in Articles 6, 7 and 8 of this Regulation**. In doing so, it shall have regard to the financial data, common and programme-specific indicators, including changes in result indicators and progress towards quantified target values, and the milestones defined in the performance framework.

Or. en

**Amendment 947**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 43 – paragraph 2**

*Text proposed by the Commission*

2. The monitoring committee shall examine in detail all issues that affect the performance of the programme.

*Amendment*

2. The monitoring committee shall examine in detail all issues that affect the performance of the programme, **or programme for a macro-regional development fund**.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 948**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Catherine Grèze, Ana Miranda, Jean-Paul Besset**

**Proposal for a regulation**  
**Part 2 – article 43 – paragraph 2**

*Text proposed by the Commission*

2. The monitoring committee shall examine in detail all issues that affect the performance of the programme.

*Amendment*

2. The monitoring committee shall examine in detail all issues that affect the performance of the programme, ***including the performance review.***

Or. en

**Amendment 949**  
**Monika Smolková, Anna Záborská**

**Proposal for a regulation**  
**Part 2 – article 43 – paragraph 3**

*Text proposed by the Commission*

3. The monitoring committee shall be consulted and issue an opinion on any amendment of the programme proposed by the managing authority.

*Amendment*

3. The monitoring committee shall be consulted and issue an opinion on any amendment of the programme, ***or programme for a macro-regional development fund,*** proposed by the managing authority.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 950**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 43 – paragraph 4**

*Text proposed by the Commission*

4. The monitoring committee may issue recommendations to the managing authority regarding implementation of the programme and ***its evaluation***. It shall monitor actions taken as a result of its recommendations.

*Amendment*

4. The monitoring committee may issue recommendations to the managing authority regarding implementation of the programme and ***ways of reducing the administrative burden on beneficiaries***. It shall monitor actions taken as a result of its recommendations ***and subsequently reassess if it is fit for purpose in Project and Programme Management terms according to internationally recognised criteria***.

Or. en

**Amendment 951**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 43 – paragraph 4**

*Text proposed by the Commission*

4. The monitoring committee may issue recommendations to the managing authority regarding implementation of the programme and its evaluation. It shall monitor actions taken as a result of its recommendations.

*Amendment*

4. The monitoring committee may issue recommendations to the managing authority regarding implementation of the programme, ***or programme for a macro-regional development fund***, and its evaluation. It shall monitor actions taken as a result of its recommendations.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 952**

**Ramona Nicole Mănescu**



**Proposal for a regulation**  
**Part 2 – article 43 – paragraph 4 – subparagraph 1 (new)**

*Text proposed by the Commission*

*Amendment*

***The monitoring committee shall approve the annual report on the implementation of the programmes.***

Or. en

**Amendment 953**

**Elisabeth Schroedter, François Alfonsi, Jean-Paul Basset, Karima Delli, Catherine Grèze, Ana Miranda, Nikos Chrysogelos**

**Proposal for a regulation**  
**Part 2 – article 43 – paragraph 4 a (new)**

*Text proposed by the Commission*

*Amendment*

***4a. The monitoring committee shall approve the annual reports on the implementation of the programmes referred to in Article 44 and the progress reports referred to in Article 46.***

Or. en

**Amendment 954**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**  
**Part 2 – article 44 – paragraph 1 – subparagraph 1**

*Text proposed by the Commission*

*Amendment*

From 2016 until and including 2022, the Member State shall submit to the Commission an annual report on implementation of the programme in the previous financial year.

From 2016 until and including 2022, the Member State shall submit to the Commission an annual report on implementation of the programme, ***or programme for a macro-regional development fund***, in the previous financial year.

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 955**

**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**

**Part 2 – article 44 – paragraph 1 – subparagraph 1 a (new)**

*Text proposed by the Commission*

*Amendment*

***For programmes where the resource allocation from the Funds does not exceed EUR 75 million, the Member State is exempted from submitting annual implementation reports and can submit implementation reports in 2017 and 2019.***

Or. de

**Amendment 956**

**Lambert van Nistelrooij, Constanze Angela Krehl**

**Proposal for a regulation**

**Part 2 – article 44 – paragraph 2**

*Text proposed by the Commission*

*Amendment*

2. Annual implementation reports shall set out information on implementation of the programme and its priorities by reference to the financial data, common and programme-specific indicators and quantified target values, including changes in result indicators, and the milestones defined in the performance framework. The data transmitted shall relate to values for indicators for fully implemented operations and also for *selected* operations. They shall also set out actions taken to

2. Annual implementation reports shall set out information on implementation of the programme and its priorities by reference to the financial data, common and programme-specific indicators and quantified target values, including changes in result indicators, and the milestones defined in the performance framework. The data transmitted shall relate to values for indicators for fully implemented operations and also for operations ***which have been selected for support under a***

fulfil the ex-ante conditionalities and any issues which affect the performance of the programme, and the corrective measures taken.

*programme*. They shall also set out actions taken to fulfil the ex-ante conditionalities and any issues which affect the performance of the programme, and the corrective measures taken.

Or. en

#### *Justification*

*The amendment aims to clarify which operations are to be reported upon. The term "selected operations" is not specific enough.*

#### **Amendment 957** **Ramona Nicole Mănescu**

#### **Proposal for a regulation** **Part 2 – article 44 – paragraph 2**

##### *Text proposed by the Commission*

2. Annual implementation reports shall set out information on implementation of the programme and its priorities by reference to the financial data, common and programme-specific indicators and quantified target values, including changes in result indicators, and the milestones defined in the performance framework. The data transmitted shall relate to values for indicators for fully implemented operations and also for selected operations. They shall also set out actions taken to fulfil the ex-ante conditionalities and any issues which affect the performance of the programme, and the corrective measures taken.

##### *Amendment*

2. Annual implementation reports shall set out information on implementation of the programme and its priorities by reference to the financial data, common and programme-specific indicators and quantified target values, including changes in result indicators, and the milestones defined in the performance framework. The data transmitted shall relate to values for indicators for fully implemented operations and also for selected operations. They shall also set out actions taken to fulfil the ex-ante conditionalities, *the simplification of the administrative procedures* and any issues which affect the performance of the programme, and the corrective measures taken.

Or. en

#### **Amendment 958** **Monika Smolková, Anna Záborská**

**Proposal for a regulation**  
**Part 2 – article 44 – paragraph 2**

*Text proposed by the Commission*

2. Annual implementation reports shall set out information on implementation of the programme and its priorities by reference to the financial data, common and programme-specific indicators and quantified target values, including changes in result indicators, and the milestones defined in the performance framework. The data transmitted shall relate to values for indicators for fully implemented operations and also for selected operations. They shall also set out actions taken to fulfil the ex-ante conditionalities and any issues which affect the performance of the programme, and the corrective measures taken.

*Amendment*

2. Annual implementation reports shall set out information on implementation of the programme, ***or programme for a macro-regional development fund***, and its priorities by reference to the financial data, common and programme-specific indicators and quantified target values, including changes in result indicators, and the milestones defined in the performance framework. The data transmitted shall relate to values for indicators for fully implemented operations and also for selected operations. They shall also set out actions taken to fulfil the ex-ante conditionalities and any issues which affect the performance of the programme, ***or programme for a macro-regional development fund***, and the corrective measures taken.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 959**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation**  
**Part 2 – article 44 – paragraph 2**

*Text proposed by the Commission*

2. Annual implementation reports shall set out information on implementation of the programme and its priorities by reference

*Amendment*

2. Annual implementation reports shall set out information on implementation of the programme and its priorities by reference

to the financial data, common and programme-specific indicators and quantified target values, including changes in result indicators, and the milestones defined in the performance framework. The data transmitted shall relate to values for indicators for fully implemented operations and also for selected operations. They shall also set out actions taken to fulfil the ex-ante conditionalities and any issues which affect the performance of the programme, **and** the corrective measures taken.

to the financial data, common and programme-specific indicators and quantified target values, including changes in result indicators, and the milestones defined in the performance framework. The data transmitted shall relate to values for indicators for fully implemented operations and also for selected operations. ***All personal data has to be broken down by gender.*** They shall also set out actions taken to fulfil the ex-ante conditionalities and any issues which affect the performance of the programme, the corrective measures taken, **and actions taken for administrative simplification.**

Or. en

**Amendment 960**  
**Richard Seeber**

**Proposal for a regulation**  
**Part 2 – article 44 – paragraph 2**

*Text proposed by the Commission*

2. Annual implementation reports shall set out information on implementation of the programme and its priorities by reference to the financial data, common and programme-specific indicators and quantified target values, including changes in result indicators, and the milestones defined in the performance framework. The data transmitted shall relate to values for indicators for fully implemented operations **and also for selected operations. They shall also set out actions taken to fulfil the ex-ante conditionalities and any issues which affect the performance of the programme, and the corrective measures taken.**

*Amendment*

2. Annual implementation reports shall set out information on implementation of the programme and its priorities by reference to the financial data, common and programme-specific indicators and quantified target values, including changes in result indicators, and the milestones defined in the performance framework. The data transmitted shall relate to values for indicators for fully implemented operations.

Or. en

**Amendment 961**  
**Patrice Tirolien**

**Proposal for a regulation**  
**Part 2 – article 44 – paragraph 2**

*Text proposed by the Commission*

2. Annual implementation reports shall set out information on implementation of the programme and its priorities by reference to the financial data, common and programme-specific indicators and quantified target values, including changes in result indicators, and the milestones defined in the performance framework. The data transmitted shall relate to values for indicators for fully implemented operations and also for selected operations. They shall also set out actions taken to fulfil the *ex-ante* conditionalities and any issues which affect the performance of the programme, and the corrective measures taken.

*Amendment*

2. Annual implementation reports shall set out information on implementation of the programme and its priorities by reference to the financial data, common and programme-specific indicators and quantified target values, including changes in result indicators, and the milestones defined in the performance framework. The data transmitted shall relate to values for indicators for fully implemented operations and also for selected operations. They shall also set out actions taken to fulfil the *ex-ante* conditionalities, ***for the association of economic and social partners***, and any issues which affect the performance of the programme, and the corrective measures taken.

Or. fr

*Justification*

*Consultation with economic and social actors as well as the efficiency of the administrative procedures is essential elements for the implementation of the operational programmes. The inclusion of these elements in assessment reports allows the Commission to better identify the efforts to be made within the Member State to ensure better utilisation of the Cohesion Policy.*

**Amendment 962**  
**Richard Seeber**

**Proposal for a regulation**  
**Part 2 – article 44 – paragraph 3**

*Text proposed by the Commission*

***3. The annual implementation report submitted in 2017 shall set out and assess the information set out in paragraph 2***

*Amendment*

***deleted***

*and progress towards achieving the objectives of the programme, including the contribution of the CSF Funds to changes in result indicators, when evidence is available from evaluations. It shall also assess the implementation of actions to take into account the principles set out in Articles 6, 7 and 8 and report on support used for climate change targets.*

Or. en

#### **Amendment 963**

**Monika Smolková, Anna Záborská**

#### **Proposal for a regulation**

#### **Part 2 – article 44 – paragraph 3**

*Text proposed by the Commission*

3. The annual implementation report submitted in 2017 shall set out and assess the information set out in paragraph 2 and progress towards achieving the objectives of the programme, including the contribution of the CSF Funds to changes in result indicators, when evidence is available from evaluations. It shall also assess the implementation of actions to take into account the principles set out in Articles 6, 7 and 8 and report on support used for climate change targets.

*Amendment*

3. The annual implementation report submitted in 2017 shall set out and assess the information set out in paragraph 2 and progress towards achieving the objectives of the programme, **or programme for a macro-regional development fund**, including the contribution of the CSF Funds to changes in result indicators, when evidence is available from evaluations. It shall also assess the implementation of actions to take into account the principles set out in Articles 6, 7 and 8 and report on support used for climate change targets.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

#### **Amendment 964**

**Giommaria Uggias**

**Proposal for a regulation**  
**Part 2 – article 44 – paragraph 3**

*Text proposed by the Commission*

3. The annual implementation report submitted in 2017 shall set out and assess the information set out in paragraph 2 and progress towards achieving the objectives of the programme, including the contribution of the CSF Funds to changes in result indicators, when evidence is available from evaluations. It shall also assess the implementation of actions to take into account the principles set out in Articles 6, 7 and 8 and report on support used for climate change targets.

*Amendment*

3. The annual implementation report submitted in 2017 shall set out and assess the information set out in paragraph 2 and progress towards achieving the objectives of the programme, including the contribution of the CSF Funds to changes in result indicators, when evidence is available from evaluations. It shall also assess the implementation of actions to take into account the principles set out in Articles 6, 7 and 8 and report on support used for climate change targets ***and the actions taken to achieve the objectives of reducing poverty.***

Or. it

**Amendment 965**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Besset, Catherine Grèze**

**Proposal for a regulation**  
**Part 2 – article 44 – paragraph 3 a (new)**

*Text proposed by the Commission*

*Amendment*

***3a. The annual implementation report shall assess the role of the partners referred to in Article 5 in the implementation of the programme, including a list of the partners involved, their responsibilities and the opinions they expressed regarding the implementation of the programme and of the partnership principle and how these views have been taken into account;***

Or. en



**Amendment 966**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 44 – paragraph 4**

*Text proposed by the Commission*

4. The annual implementation report submitted in 2019 and the final implementation report for the CSF Funds shall, in addition to the information and assessment set out in paragraphs 2 and 3, include information on and assesses progress towards achieving the objectives of the programme and its contribution to achieving the Union strategy for smart, sustainable and inclusive growth.

*Amendment*

4. The annual implementation report submitted in 2019 and the final implementation report for the CSF Funds shall, in addition to the information and assessment set out in paragraphs 2 and 3, include information on and assess progress towards achieving the objectives of the programme, **or programme for a macro-regional development fund**, and its contribution to achieving the Union strategy for smart, sustainable and inclusive growth.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 967**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 44 – paragraph 7**

*Text proposed by the Commission*

7. The Commission may issue recommendations to address any issues which affect the implementation of the programme. Where such recommendations are made, the managing authority shall inform the Commission within three months of the corrective measures taken.

*Amendment*

7. The Commission may issue recommendations to address any issues which affect the implementation of the programme, **or programme for a macro-regional development fund**. Where such recommendations are made, the managing authority shall inform the Commission within three months of the corrective measures taken.

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 968**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 44 – paragraph 7**

*Text proposed by the Commission*

7. The Commission may issue recommendations to address any issues which affect the implementation of the programme. Where such recommendations are made, the managing authority shall inform the Commission within three months of the corrective measures taken.

*Amendment*

7. The Commission may issue recommendations to address any issues which affect the implementation of the programme ***including its Programme and Project Management***. Where such recommendations are made, the managing authority shall inform the Commission within three months of the corrective measures taken.

Or. en

**Amendment 969**  
**Richard Seeber**

**Proposal for a regulation**  
**Part 2 – article 44 – paragraph 7**

*Text proposed by the Commission*

7. The Commission may issue recommendations to address any issues which affect the implementation of the programme. ***Where such recommendations are made, the managing authority shall inform the Commission within three months of the corrective measures taken.***

*Amendment*

7. The Commission may issue recommendations to address any issues which affect the implementation of the programme.

**Amendment 970**  
**Richard Seeber**

**Proposal for a regulation**  
**Part 2 – article 44 – paragraph 8**

*Text proposed by the Commission*

*Amendment*

**8. A citizen's summary of the contents of the annual and the final implementation reports shall be made public.**

**deleted**

Or. en

**Amendment 971**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation**  
**Part 2 – article 44 – paragraph 8**

*Text proposed by the Commission*

*Amendment*

**8. A citizen's summary of the contents of the annual and the final implementation reports shall be made public.**

**8. The annual and the final implementation reports shall be made public *in their entirety*.**

Or. en

**Amendment 972**

**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 44 – paragraph 8**

*Text proposed by the Commission*

*Amendment*

**8. A citizen's summary of the contents of the annual and the final implementation reports shall be made public.**

**8. A citizen's summary of the contents of the annual and the final implementation reports *and the full reports themselves***

shall be made public.

Or. en

**Amendment 973**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 45 – paragraph 1**

*Text proposed by the Commission*

1. An annual review meeting shall be organised every year from 2016 until and including 2022 between the Commission and each Member State to examine the performance of each programme, taking account of the annual implementation report and the Commission's observations and recommendations, where applicable.

*Amendment*

1. An annual review meeting shall be organised every year from 2016 until and including 2022 between the Commission and each Member State to examine the performance of each programme, **or programme for a macro-regional development fund**, taking account of the annual implementation report and the Commission's observations and recommendations, where applicable.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 974**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 45 – paragraph 2**

*Text proposed by the Commission*

2. The annual review meeting may cover more than one programme. In 2017 and 2019, the annual review meeting shall cover all programmes in the Member State and shall also take account of the progress

*Amendment*

2. The annual review meeting may cover more than one programme, **or programme for a macro-regional development fund**. In 2017 and 2019, the annual review meeting shall cover all programmes **and**

reports submitted by the Member State in accordance with Article 46 in those years.

*programmes for macro-regional development funds* in the Member State and shall also take account of the progress reports submitted by the Member State in accordance with Article 46 in those years.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 975**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 45 – paragraph 3**

*Text proposed by the Commission*

3. The Member State and the Commission may agree not to organise an annual review meeting for a programme in years other than 2017 and 2019.

*Amendment*

3. The Member State and the Commission may agree not to organise an annual review meeting for a programme *or programme for a macro-regional development fund* in years other than 2017 and 2019.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 976**

**Markus Pieper, Joachim Zeller**

**Proposal for a regulation**

**Part 2 – article 45 – paragraph 3 a (new)**

*Text proposed by the Commission*

*Amendment*

**3a. Review meetings shall be convened in 2017 and 2019 for programmes where the resource allocation from the Funds does not exceed EUR 75 million, notwithstanding Article 45(1).**

Or. de

*Justification*

*Financial data for the ERDF, ESF and CF are already submitted annually in accordance with Article 102(1). This satisfies EU budgetary provisions and facilitates verification of performance of the programme. To facilitate the implementation of small programmes and take into account proportionality where the financial risk is low, these programmes are therefore exempted from the obligation to produce an annual implementation report and arrange review meetings. The programmes should therefore be obliged to prepare implementation reports in accordance with Article 44(3) and (4) and progress reports (Article 46) in 2017 and 2019. Annual review meetings in accordance with Article 45 should also only have to be convened in 2017 and 2019, an option already referred to in Article 45(3).*

**Amendment 977**  
**Catherine Bearder**

**Proposal for a regulation**  
**Part 2 – article 46 – paragraph 2 – point b**

*Text proposed by the Commission*

*Amendment*

(b) progress towards achievement of the Union strategy for smart, sustainable and inclusive growth, in particular in respect of the milestones set out for each programme in the performance framework and the support used for climate change objectives;

(b) progress towards achievement of the Union strategy for smart, sustainable and inclusive growth, in particular in respect of the milestones set out for each programme in the performance framework and the support used for climate change objectives **and biodiversity objectives including Natura 2000 as requested by national Prioritized Action Frameworks;**

Or. en

### Amendment 978

Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze

#### Proposal for a regulation

##### Part 2 – article 46 – paragraph 2 – point b

###### *Text proposed by the Commission*

(b) progress towards achievement of the Union strategy for smart, sustainable and inclusive growth, in particular in respect of the milestones set out for each programme in the performance framework and the support used for climate change objectives;

###### *Amendment*

(b) progress towards achievement of the Union strategy for smart, sustainable and inclusive growth in particular in respect of the ***measurable qualitative and quantitative*** milestones set out for each programme in the performance framework ***including for the indicators referring to the horizontal principles laid down in Articles 7 and 8 and*** the support used for climate change objectives;

Or. en

### Amendment 979

Cornelia Ernst, Younous Omarjee

#### Proposal for a regulation

##### Part 2 – article 46 – paragraph 2 – point b

###### *Text proposed by the Commission*

(b) progress towards achievement of the Union strategy for smart, sustainable and inclusive growth, in particular in respect of the milestones set out for each programme in the performance framework and the support used for climate change objectives;

###### *Amendment*

(b) progress towards achievement of the Union strategy for smart, sustainable and inclusive growth, in particular in respect of ***reduction of poverty and reducing regional disparities, and*** the milestones set out for each programme in the performance framework and the support used for climate change objectives;

Or. en

### Amendment 980

Giommaria Uggias

**Proposal for a regulation**  
**Part 2 – article 46 – paragraph 2 – point b**

*Text proposed by the Commission*

b) progress towards achievement of the Union strategy for smart, sustainable and inclusive growth, in particular in respect of the milestones set out for each programme in the performance framework and the support used for climate change objectives;

*Amendment*

b) progress towards achievement of the Union strategy for smart, sustainable and inclusive growth, in particular in respect of the milestones set out for each programme in the performance framework and the support used for objectives *for climate change and reducing poverty*;

Or. it

**Amendment 981**  
**Richard Seeber**

**Proposal for a regulation**  
**Part 2 – article 46 – paragraph 2 – point c**

*Text proposed by the Commission*

*(c) whether the actions taken to fulfil ex-ante conditionalities not fulfilled at the date of adoption of the Partnership Contract have been implemented in accordance with the timetable established;*

*Amendment*

*deleted*

Or. en

**Amendment 982**  
**Cornelia Ernst, Younous Omarjee**

**Proposal for a regulation**  
**Part 2 – article 46 – paragraph 2 – point c**

*Text proposed by the Commission*

(c) whether the actions taken to fulfil ex-ante conditionalities not fulfilled at the date of adoption of the Partnership Contract have been implemented in accordance *with the timetable established*;

*Amendment*

(c) whether the actions taken to fulfil ex-ante conditionalities not fulfilled at the date of adoption of the Partnership Contract have been implemented in accordance;



**Amendment 983**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 46 – paragraph 10 – point d**

*Text proposed by the Commission*

(d) implementation of mechanisms to ensure coordination between the CSF Funds and other Union and national funding instruments and with the EIB;

*Amendment*

(d) implementation of mechanisms to ensure coordination between the CSF Funds and other Union, ***macro-regional development fund*** and national funding instruments and with the EIB;

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 984**

**Richard Seeber**

**Proposal for a regulation**

**Part 2 – article 46 – paragraph 2 – point f**

*Text proposed by the Commission*

***(f) actions taken to reinforce the capacity of the Member State authorities and, where appropriate, beneficiaries to administer and use the CSF Funds;***

*Amendment*

***deleted***

Or. en

**Amendment 985**

**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 46 – paragraph 2 – point f**

*Text proposed by the Commission*

(f) actions taken to reinforce the capacity of the Member State authorities and, where appropriate, beneficiaries to administer and use the CSF Funds;

*Amendment*

(f) actions taken to reinforce the capacity of the Member State authorities and, where appropriate, beneficiaries to administer and use the CSF Funds, ***including the recommendation for the uptake of Programme and project Management training to international standards in order to improve administrative capacity;***

Or. en

**Amendment 986**  
**Monika Smolková, Anna Záborská**

**Proposal for a regulation**  
**Part 2 – article 46 – paragraph 10 – point f**

*Text proposed by the Commission*

(f) actions taken to reinforce the capacity of the ***Member State*** authorities and, where appropriate, beneficiaries to administer and use the CSF Funds;

*Amendment*

(f) actions taken to reinforce the capacity of the authorities ***of the Member State, or the group of Member States that has established a macro-regional development fund,*** and, where appropriate, beneficiaries to administer and use the CSF Funds;

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 987**  
**Richard Seeber**

**Proposal for a regulation**  
**Part 2 – article 46 – paragraph 2 – point g**

PE491.054v01-00

106/165

AM\903903EN.doc

*Text proposed by the Commission*

*Amendment*

**(g) actions planned and corresponding targets in the programmes to achieve a reduction in the administrative burden for beneficiaries;**

*deleted*

Or. en

#### **Amendment 988**

**Monika Smolková, Anna Záborská**

#### **Proposal for a regulation**

**Part 2 – article 46 – paragraph 10 – point g**

*Text proposed by the Commission*

*Amendment*

(g) actions planned and corresponding targets in the programmes to achieve a reduction in the administrative burden for beneficiaries;

(g) actions planned and corresponding targets in the programmes, **or programmes for macro-regional development funds**, to achieve a reduction in the administrative burden for beneficiaries;

Or. sk

#### *Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

#### **Amendment 989**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

#### **Proposal for a regulation**

**Part 2 – article 46 – paragraph 2 – point h**

*Text proposed by the Commission*

*Amendment*

(h) the role of the partners referred in Article 5 in the implementation of the Partnership Contract.

(h) the role of the partners referred in Article 5 in the implementation of the Partnership Contract, **including a list of**

*the partners involved, their responsibilities and their view on the implementation of the programme and of the partnership principle and how these views have been taken into account;*

Or. en

**Amendment 990**  
**Jens Nilsson**

**Proposal for a regulation**  
**Part 2 – article 46 – paragraph 2 – point h**

*Text proposed by the Commission*

(h) the role of the partners referred in Article 5 in the implementation of the Partnership Contract.

*Amendment*

(h) the role of the partners referred in Article 5 *and an assessment of the quality and effectiveness of this partnership* in the implementation of the Partnership Contract.

Or. en

*Justification*

*In order to give a real and full meaning to the partnership principle, Member States shall not only detail the role given to partners, but also assess how well the partnership principle has been implemented.*

**Amendment 991**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 46 – paragraph 2 – subparagraph 1 (new)**

*Text proposed by the Commission*

*Amendment*

*The Project and Programme Management performance of the partners referred to in Article 5 in the implementation of the Partnership Contract;*

**Amendment 992**  
**Cornelia Ernst, Younous Omarjee**

**Proposal for a regulation**  
**Part 2 – article 46 – paragraph 2 – point h a (new)**

*Text proposed by the Commission*

*Amendment*

***(h a) reasons for constraints in the implementation of CSF funds programmes;***

Or. en

**Amendment 993**  
**Monika Smolková, Anna Záborská**

**Proposal for a regulation**  
**Part 2 – article 46 – paragraph 3**

*Text proposed by the Commission*

*Amendment*

3. Where the Commission determines, within three months of the date of submission of the progress report that the information submitted is incomplete or unclear, it may request additional information from the Member State. The Member State shall provide to the Commission the information requested within three months and, where appropriate, shall revise the progress report accordingly.

3. Where the Commission determines, within three months of the date of submission of the progress report that the information submitted is incomplete or unclear, it may request additional information from the Member State, ***or group of Member States that have established a macro-regional development fund***. The Member State, ***or the group of Member States that have established a macro-regional development fund***, shall provide to the Commission the information requested within three months and, where appropriate, shall revise the progress report accordingly.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 994**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 46 – paragraph 3**

*Text proposed by the Commission*

3. Where the Commission determines, within **three months** of the date of submission of the progress report that the information submitted is incomplete or unclear, it may request additional information from the Member State. The Member State shall provide to the Commission the information requested within three months and, where appropriate, shall revise the progress report accordingly.

*Amendment*

3. Where the Commission determines, within **one month** of the date of submission of the progress report that the information submitted is incomplete or unclear, it may request additional information from the Member State. The Member State shall provide to the Commission the information requested within three months and, where appropriate, shall revise the progress report accordingly.

Or. en

**Amendment 995**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 46 – paragraph 4**

*Text proposed by the Commission*

4. In 2017 and 2019, the Commission shall prepare a strategic report summarising the progress reports of the Member States, which it shall submit to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions.

*Amendment*

4. In 2017 and 2019, the Commission shall prepare a strategic report summarising the progress reports of the Member States, **or the group of Member States that have established a macro-regional development fund**, which it shall submit to the European Parliament, the Council, the European Economic and Social Committee and the

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 996**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 46 – paragraph 5**

*Text proposed by the Commission*

5. In 2018 and 2020, the Commission shall include in its Annual Progress Report to the spring meeting of the European Council a section summarising the strategic report, in particular with regard to progress made towards Union strategy for smart, sustainable and inclusive growth.

*Amendment*

5. In 2018 and 2020, the Commission shall include in its Annual Progress Report to the spring meeting of the European Council a section summarising the strategic report, in particular with regard to progress made towards Union strategy for smart, sustainable and inclusive growth ***and the targets of the flagships within the Union strategy for smart, sustainable and inclusive growth.***

**Amendment 997**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 47 – paragraph 1**

*Text proposed by the Commission*

1. Evaluations shall be carried out to improve the quality of the design and implementation of programmes, as well as to assess their effectiveness, efficiency and

*Amendment*

1. Evaluations shall be carried out to improve the quality of the design and implementation of programmes, ***or programmes for macro-regional***

impact. Impact of programmes shall be evaluated in accordance with the mission of the respective CSF Funds in relation to the targets for the Union strategy for smart, sustainable and inclusive growth<sup>33</sup> as well as in relation to Gross Domestic Product (GDP) and unemployment, where appropriate.

*development funds*, as well as to assess their effectiveness, efficiency and impact. Impact of programmes, *or programmes for macro-regional development funds*, shall be evaluated in accordance with the mission of the respective CSF Funds in relation to the targets for the Union strategy for smart, sustainable and inclusive growth<sup>33</sup> as well as in relation to Gross Domestic Product (GDP) and unemployment, where appropriate.

Or. sk

### *Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

#### **Amendment 998**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

#### **Proposal for a regulation**

#### **Part 2 – article 47 – paragraph 1**

##### *Text proposed by the Commission*

1. Evaluations shall be carried out to improve the quality of the design and implementation of programmes, as well as to assess their effectiveness, efficiency and impact. Impact of programmes shall be evaluated in accordance with the mission of the respective CSF Funds in relation to the targets for the Union strategy for smart, sustainable and inclusive growth<sup>33</sup> as well as in relation to Gross Domestic Product (GDP) and *unemployment*, where appropriate.

##### *Amendment*

1. Evaluations shall be carried out to improve the quality of the design and implementation of programmes, as well as to assess their effectiveness, efficiency and impact. Impact of programmes shall be evaluated in accordance with the mission of the respective CSF Funds in relation to the targets for the Union strategy for smart, sustainable and inclusive growth<sup>33</sup> as well as in relation to *the climate targets, to the indicators relating to horizontal principles, to the* Gross Domestic Product (GDP) and *to the employment and qualitative jobs targets*, where appropriate. *Member States may use additional indicators, including indicators related to the social or environmental impact of*



*programmes.*

Or. en

**Amendment 999**  
**Cornelia Ernst, Younous Omarjee**

**Proposal for a regulation**  
**Part 2 – article 47 – paragraph 1**

*Text proposed by the Commission*

1. Evaluations shall be carried out to improve the quality of the design and implementation of programmes, as well as to assess their effectiveness, efficiency and impact. Impact of programmes shall be evaluated in accordance with the mission of the respective CSF Funds in relation to the *targets for the Union strategy for smart, sustainable and inclusive growth*<sup>33</sup> as well as in relation to Gross Domestic Product (GDP) and *unemployment, where appropriate.*

*Amendment*

1. Evaluations shall be carried out to improve the quality of the design and implementation of programmes, as well as to assess their effectiveness, efficiency and impact. Impact of programmes shall be evaluated in accordance with the mission of the respective CSF Funds in relation to the *regional and local needs*, as well as in relation to Gross Domestic Product (GDP), *unemployment and poverty.*

Or. en

**Amendment 1000**  
**Younous Omarjee, Cornelia Ernst**

**Proposal for a regulation**  
**Part 2 – article 47 – paragraph 1 bis (new)**

*Text proposed by the Commission*

*Amendment*

*1 a. In addition to the provisions laid out in Paragraph 1, the impact of the programmes may also be evaluated in relation to other aspects that are seen as important, taking into account the specific socio-economic and geographic characteristics of a given territory.*

Or. fr

**Amendment 1001**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 47 – paragraph 2**

*Text proposed by the Commission*

2. Member States shall provide the resources necessary for carrying out evaluations, and shall ensure that procedures are in place to produce and collect the data necessary for evaluations, including data related to common and where appropriate **programme-specific** indicators.

*Amendment*

2. Member States, **or the group of Member States that have established a macro-regional development fund**, shall provide the resources necessary for carrying out evaluations, and shall ensure that procedures are in place to produce and collect the data necessary for evaluations, including data related to common **indicators** and where appropriate indicators **specific to the programme or the programme for the macro-regional development fund**.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 1002**

**Tamás Deutsch**

**Proposal for a regulation**

**Part 2 – article 47 – paragraph 2**

*Text proposed by the Commission*

2. Member States shall provide the resources necessary for carrying out evaluations, and shall ensure that procedures are in place to produce and collect the data necessary for evaluations, including data related to common and where appropriate programme-specific

*Amendment*

2. Member States shall provide the resources necessary for carrying out evaluations, and shall ensure that procedures are in place to produce and collect the data necessary for evaluations, including data related to common and where appropriate programme-specific

indicators.

indicators. ***Both evaluations and data collection shall be eligible for support under Technical Assistance.***

Or. en

### **Amendment 1003**

**Monika Smolková, Anna Záborská**

#### **Proposal for a regulation**

#### **Part 2 – article 47 – paragraph 3**

##### *Text proposed by the Commission*

3. Evaluations shall be carried out by experts that are functionally independent of the authorities responsible for programme ***implementation***. The Commission shall provide guidance on how to carry out evaluations.

##### *Amendment*

3. Evaluations shall be carried out by experts that are functionally independent of the authorities responsible for ***implementation of the programme or the programme for a macro-regional development fund***. The Commission shall provide guidance on how to carry out evaluations.

Or. sk

##### *Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

### **Amendment 1004**

**Ramona Nicole Mănescu**

#### **Proposal for a regulation**

#### **Part 2 – article 47 – paragraph 3**

##### *Text proposed by the Commission*

3. Evaluations shall be carried out by experts that are functionally independent of the authorities responsible for programme implementation. The Commission shall provide guidance on how to carry out

##### *Amendment*

3. Evaluations shall be carried out by experts that are functionally independent of the authorities responsible for programme implementation. ***Expert team carrying out the evaluations shall involve partners***

evaluations.

*delegated through transparent processes respected by and independent from any governance entity of the member State.*  
The Commission shall provide guidance on how to carry out evaluations.

Or. en

**Amendment 1005**  
**Richard Seeber**

**Proposal for a regulation**  
**Part 2 – article 47 – paragraph 4**

*Text proposed by the Commission*

*Amendment*

**4. All evaluations shall be made public in their entirety.**

**deleted**

Or. en

**Amendment 1006**  
**Tamás Deutsch**

**Proposal for a regulation**  
**Part 2 – article 47 – paragraph 4**

*Text proposed by the Commission*

*Amendment*

**4. All evaluations shall be made public in their entirety.**

**4. *The final report of all* evaluations shall be made public in their entirety.**

Or. en

**Amendment 1007**  
**Monika Smolková, Anna Záborská**

**Proposal for a regulation**  
**Part 2 – article 48 – paragraph 1**

*Text proposed by the Commission*

1. Member States shall carry out ex-ante evaluations to improve the quality of the design of each programme.

*Amendment*

1. Member States, ***or a group of Member States that have established a macro-regional development fund***, shall carry out ex-ante evaluations to improve the quality of the design of each programme ***or programme for a macro-regional development fund***.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

#### **Amendment 1008**

**Monika Smolková, Anna Záborská**

#### **Proposal for a regulation**

**Part 2 – article 48 – paragraph 2**

*Text proposed by the Commission*

2. Ex-ante evaluations shall be carried out under the responsibility of the authority responsible for the preparation of the programmes. They shall be submitted to the Commission at the same time as the programme, together with an executive summary. The Fund-specific rules may establish thresholds under which the ex-ante evaluation may be combined with the evaluation for another programme.

*Amendment*

2. Ex-ante evaluations shall be carried out under the responsibility of the authority responsible for the preparation of the programmes, ***or programme for macro-regional development funds***. They shall be submitted to the Commission at the same time as the programme, ***or the programme for a macro-regional development fund***, together with an executive summary. The Fund-specific rules may establish thresholds under which the ex-ante evaluation may be combined with the evaluation for another programme ***or programme for a macro-regional development fund***.

Or. sk

## *Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

### **Amendment 1009**

**Richard Seeber**

#### **Proposal for a regulation**

##### **Part 2 – article 48 – paragraph 2**

###### *Text proposed by the Commission*

2. Ex-ante evaluations shall be carried out under the responsibility of the authority responsible for the preparation of the programmes. They shall be submitted to the Commission at the same time as the programme, together with an executive summary. The Fund-specific rules may establish thresholds under which the ex-ante *evaluation* may be combined with *the evaluation for another programme*.

###### *Amendment*

2. Ex-ante evaluations shall be carried out under the responsibility of the authority responsible for the preparation of the programmes. They shall be submitted to the Commission at the same time as the programme, together with an executive summary. The Fund-specific rules may establish thresholds under which the ex-ante *evaluations* may be combined *for programmes with an EU contribution lower than 150 Mio € each*.

Or. en

### **Amendment 1010**

**Younous Omarjee, Cornelia Ernst**

#### **Proposal for a regulation**

##### **Part 2 – article 48 – paragraph 3 – point a**

###### *Text proposed by the Commission*

a) the contribution to the Union strategy for smart, sustainable and inclusive growth, having regard to the selected thematic objectives and priorities, taking into account national and regional needs

###### *Amendment*

a) the contribution *to the objectives of the Union in terms of cohesion and* to the Union strategy for smart, sustainable and inclusive growth, having regard to the selected thematic objectives and priorities, taking into account national and regional needs

Or. fr

**Amendment 1011**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 48 – paragraph 3 – point a**

*Text proposed by the Commission*

(a) the contribution to the Union strategy for smart, sustainable and inclusive growth, having regard to the selected thematic objectives and priorities, taking into account national and regional needs;

*Amendment*

(a) the contribution to the Union strategy for smart, sustainable and inclusive growth, having regard to the selected thematic objectives, ***the horizontal principles laid down in Articles 6, 7, 8 of this Regulation*** and priorities, taking into account national and regional needs;

Or. en

**Amendment 1012**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 48 – paragraph 3 – point c**

*Text proposed by the Commission*

(c) the consistency of the allocation of budgetary resources with the objectives of the programme;

*Amendment*

(c) the consistency of the allocation of budgetary resources with the objectives of the programme ***or the programme for a macro-regional development fund;***

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 1013**

**Younous Omarjee, Cornelia Ernst**

**Proposal for a regulation**  
**Part 2 – article 48 – paragraph 3 – point d**

*Text proposed by the Commission*

d) the consistency of the selected thematic objectives, the priorities and corresponding objectives of the programmes with the Common Strategic Framework, the Partnership Contract **and the country-specific recommendations under Article 121(2) of the Treaty and the Council recommendations adopted under Article 148(4) of the Treaty**;

*Amendment*

d) the consistency of the selected thematic objectives, the priorities and corresponding objectives of the programmes with the Common Strategic Framework **and** the Partnership Contract;

Or. fr

**Amendment 1014**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Besset, Catherine Grèze**

**Proposal for a regulation**  
**Part 2 – article 48 – paragraph 3 – point d**

*Text proposed by the Commission*

(d) the consistency of the selected thematic objectives, the priorities and corresponding objectives of the programmes **with** the Common Strategic Framework, the Partnership Contract and the country-specific recommendations under Article 121(2) of the Treaty and the Council recommendations adopted under Article 148(4) of the Treaty;

*Amendment*

(d) the consistency of the selected thematic objectives, the priorities and corresponding objectives of the programmes **and the horizontal principles laid down in Articles 6, 7 and 8 of this Regulation, the** Common Strategic Framework, the Partnership Contract and the country-specific recommendations under Article 121(2) of the Treaty and the Council recommendations adopted under Article 148(4) of the Treaty;

Or. en

**Amendment 1015**

**Monika Smolková, Anna Záborská**



**Proposal for a regulation**  
**Part 2 – article 48 – paragraph 3 – point d**

*Text proposed by the Commission*

(d) the consistency of the selected thematic objectives, the priorities and corresponding objectives of the programmes with the Common Strategic Framework, the Partnership Contract and the country-specific recommendations under Article 121(2) of the Treaty and the Council recommendations adopted under Article 148(4) of the Treaty;

*Amendment*

(d) the consistency of the selected thematic objectives, the priorities and corresponding objectives of the programmes, ***or programmes for macro-regional development funds***, with the Common Strategic Framework, the Partnership Contract and the country-specific recommendations under Article 121(2) of the Treaty and the Council recommendations adopted under Article 148(4) of the Treaty;

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 1016**  
**Monika Smolková, Anna Záborská**

**Proposal for a regulation**  
**Part 2 – article 48 – paragraph 3 – point e**

*Text proposed by the Commission*

(e) the relevance and clarity of the proposed ***programme*** indicators;

*Amendment*

(e) the relevance and clarity of the proposed indicators ***for programmes, or programmes for macro-regional development funds***;

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 1017**  
**Richard Seeber**

**Proposal for a regulation**  
**Part 2 – article 48 – paragraph 3 – point i**

*Text proposed by the Commission*

*Amendment*

*(i) the adequacy of human resources and administrative capacity for management of the programme;*

*deleted*

Or. en

**Amendment 1018**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 48 – paragraph 3 – point i**

*Text proposed by the Commission*

*Amendment*

(i) the adequacy of human resources and administrative capacity for management of the programme;

(i) the adequacy of human resources and administrative capacity for management of the programme ***with an evaluation of their Project and programme Management competency;***

Or. en

**Amendment 1019**  
**Monika Smolková, Anna Záborská**

**Proposal for a regulation**  
**Part 2 – article 48 – paragraph 3 – point i**

*Text proposed by the Commission*

*Amendment*

(i) the adequacy of human resources and administrative capacity for management of the programme;

(i) the adequacy of human resources and administrative capacity for management of the programme, ***or the programme for a macro-regional development fund;***

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 1020**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 48 – paragraph 3 – point j**

*Text proposed by the Commission*

(j) the suitability of the procedures for monitoring the programme and for collecting the data necessary to carry out evaluations;

*Amendment*

(j) the suitability of the procedures for monitoring the programme, ***or the programme for a macro-regional development fund***, and for collecting the data necessary to carry out evaluations;

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 1021**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 48 – paragraph 3 – point l**

*Text proposed by the Commission*

(l) the ***adequacy*** of planned measures to promote ***equal opportunities*** between men and women and to prevent discrimination;

*Amendment*

(l) the ***suitability*** of planned measures to promote ***equality*** between men and women and to prevent discrimination, ***including measures to remove barriers to accessibility for persons with disabilities***;

**Amendment 1022**  
**María Irigoyen Pérez**

**Proposal for a regulation**  
**Part 2 – article 48 – paragraph 3 – point l**

*Text proposed by the Commission*

l) the adequacy of planned measures to **promote equal opportunities** between men and women and to **prevent** discrimination;

*Amendment*

l) the adequacy of planned measures to **guarantee real and effective equality** between men and women and to **combat** discrimination;

Or. es

*Justification*

*Guaranteeing equal opportunities between men and women and combating discrimination need to be taken into account.*

**Amendment 1023**  
**Richard Seeber**

**Proposal for a regulation**  
**Part 2 – article 48 – paragraph 3 – point l**

*Text proposed by the Commission*

(l) the adequacy of planned measures to promote equal opportunities between men and women and to prevent discrimination;

*Amendment*

(l) the adequacy of **any** planned measures to promote equal opportunities between men and women and to prevent discrimination, **where appropriate**;

Or. en

**Amendment 1024**  
**Catherine Bearder**

**Proposal for a regulation**  
**Part 2 – article 48 – paragraph 3 – point m**

*Text proposed by the Commission*

*Amendment*

(m) the adequacy of planned measures to promote sustainable development.

(m) the adequacy of planned measures to promote sustainable development ***including quantified net impacts on climate change.***

Or. en

**Amendment 1025**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Besset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 48 – paragraph 3 – point m**

*Text proposed by the Commission*

*Amendment*

(m) the ***adequacy*** of planned measures to promote sustainable development.

(m) the ***suitability*** of planned measures to promote sustainable development ***and the prevention of additional future external costs to the European society in accordance with Article 8 of this Regulation.***

Or. en

**Amendment 1026**

**Ramona Nicole Mănescu**

**Proposal for a regulation**

**Part 2 – article 48 – paragraph 3 – point m – point i (new)**

*Text proposed by the Commission*

*Amendment*

***i) Measures taken to involve partners referred to article 5, including economic and social partners, as well as measures aimed to simplify the administrative procedures;***

Or. en

**Amendment 1027**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 48 – paragraph 3 – point m a (new)**

*Text proposed by the Commission*

*Amendment*

***(ma) the suitability of planned or taken measures to involve partners referred to in Article 5 in the preparation, implementation, evaluation and monitoring of the Partnership Contract and the programmes.***

Or. en

**Amendment 1028**

**Ramona Nicole Mănescu**

**Proposal for a regulation**

**Part 2 – article 48 – paragraph 3 – subparagraph 1 (new)**

*Text proposed by the Commission*

*Amendment*

***whether the programme is fit for purpose according to international standards of project and Programme Management assessment criteria;***

Or. en

**Amendment 1029**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 48 – paragraph 4**

*Text proposed by the Commission*

4. The ex-ante evaluation shall incorporate, **where appropriate**, the requirements for Strategic Environmental Assessment set out in implementation of Directive 2001/42/EC of the European Parliament and of the Council of 27 June 2001 on the assessment of the effects of certain plans and programmes on the environment<sup>34</sup> .

*Amendment*

4. The ex-ante evaluation shall incorporate the requirements for Strategic Environmental Assessment set out in implementation of Directive 2001/42/EC of the European Parliament and of the Council of 27 June 2001 on the assessment of the effects of certain plans and programmes on the environment<sup>34</sup> **and shall include assessments of the effects of programmes on climate change.**

Or. en

**Amendment 1030**

**Vasilica Viorica Dăncilă, Catherine Bearder**

**Proposal for a regulation**

**Part 2 – article 48 – paragraph 4**

*Text proposed by the Commission*

4. The *ex-ante* evaluation shall incorporate, **where appropriate**, the requirements for Strategic Environmental Assessment set out in implementation of Directive 2001/42/EC of the European Parliament and of the Council of 27 June 2001 on the assessment of the effects of certain plans and programmes on the environment<sup>34</sup> .

*Amendment*

4. The *ex-ante* evaluation shall incorporate the requirements for Strategic Environmental Assessment set out in implementation of Directive 2001/42/EC of the European Parliament and of the Council of 27 June 2001 on the assessment of the effects of certain plans and programmes on the environment, **including the biodiversity and climate change impact assessments of the programmes.**

Or. en

*Justification*

*In order to ensure mainstreaming of sustainable development throughout the programmes as required by Article 8, ex-ante evaluations of the proposed programmes need to assess all relevant environmental aspects, in particular climate change and biodiversity. This is particularly important to achieve EU targets by 2020 in both areas and avoid counter-productive programmes.*

**Amendment 1031**  
**Richard Seeber**

**Proposal for a regulation**  
**Part 2 – article 49 – paragraph 1**

*Text proposed by the Commission*

1. An evaluation plan shall be drawn up **by the managing authority** for each programme and submitted in accordance with the Fund-specific rules.

*Amendment*

1. An evaluation plan shall be drawn up for each programme and submitted in accordance with the Fund-specific rules.

Or. en

**Amendment 1032**  
**Monika Smolková, Anna Záborská**

**Proposal for a regulation**  
**Part 2 – article 49 – paragraph 3**

*Text proposed by the Commission*

3. During the programming period, managing authorities shall carry out evaluations including evaluations to assess effectiveness, efficiency and impact, for each programme on the basis of the evaluation plan. At least once during the programming period, an evaluation shall assess how support from the CSF Funds has contributed to the objectives for each priority. All evaluations shall be examined by the monitoring committee and sent to the Commission.

*Amendment*

3. During the programming period, managing authorities shall carry out evaluations including evaluations to assess effectiveness, efficiency and impact, for each programme, **or programme for a macro-regional development fund**, on the basis of the evaluation plan. At least once during the programming period, an evaluation shall assess how support from the CSF Funds has contributed to the objectives for each priority. All evaluations shall be examined by the monitoring committee and sent to the Commission.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*



**Amendment 1033**

**Lambert van Nistelrooij, Constanze Angela Krehl**

**Proposal for a regulation**

**Part 2 – article 49 – paragraph 3 a (new)**

*Text proposed by the Commission*

*Amendment*

***3a. In line with the findings of the evaluation referred to in paragraph 3, managing authorities shall make the necessary changes and improvements to the programme's mechanisms and implementing procedures.***

Or. en

**Amendment 1034**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 49 – paragraph 4**

*Text proposed by the Commission*

*Amendment*

4. The Commission may carry out, at its own initiative, evaluations of programmes.

4. The Commission may carry out, at its own initiative, evaluations of programmes, ***or programmes for macro-regional development funds.***

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 1035**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation**  
**Part 2 – article 50 – paragraph 1**

*Text proposed by the Commission*

The ex post evaluations shall be carried out by the Commission or by the Member States, in close cooperation. Ex post evaluations shall examine the effectiveness and efficiency of the CSF Funds and their contribution to the Union strategy for smart, sustainable and inclusive growth in accordance with specific requirements established in the Fund-specific rules. Ex post evaluations shall be completed by 31 December 2023.

*Amendment*

The ex post evaluations shall be carried out by the Commission or by the Member States, in close cooperation. Ex post evaluations shall examine the effectiveness and efficiency of the CSF Funds and their contribution to the Union strategy for smart, sustainable and inclusive growth in accordance with ***the targets of the flagships of the Union strategy for smart, sustainable and inclusive growth and the*** specific requirements established in the Fund-specific rules. Ex post evaluations shall be completed by 31 December 2023.

Or. en

**Amendment 1036**  
**Monika Smolková, Anna Záborská**

**Proposal for a regulation**  
**Part 2 – article 50 – paragraph 1**

*Text proposed by the Commission*

The ex post evaluations shall be carried out by the Commission ***or by*** the Member States, in close cooperation. Ex post evaluations shall examine the effectiveness and efficiency of the CSF Funds and their contribution to the Union strategy for smart, sustainable and inclusive growth in accordance with specific requirements established in the Fund-specific rules. Ex post evaluations shall be completed by 31 December 2023.

*Amendment*

The ex post evaluations shall be carried out by the Commission, the Member States, ***or the group of Member States that have established a macro-regional development fund***, in close cooperation. Ex post evaluations shall examine the effectiveness and efficiency of the CSF Funds and their contribution to the Union strategy for smart, sustainable and inclusive growth in accordance with specific requirements established in the Fund-specific rules. Ex post evaluations shall be completed by 31 December 2023.

Or. sk

## *Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

### **Amendment 1037**

**Cornelia Ernst, Younous Omarjee**

#### **Proposal for a regulation**

##### **Part 2 – article 50 – paragraph 1**

###### *Text proposed by the Commission*

The ex post evaluations shall be carried out by the Commission or by the Member States, in close cooperation. Ex post evaluations shall examine the effectiveness and efficiency of the CSF Funds and their contribution to the *Union strategy for smart, sustainable and inclusive growth* in accordance with specific requirements established in the *Fund-specific* rules. Ex post evaluations shall be completed by 31 December 2023.

###### *Amendment*

The ex post evaluations shall be carried out by the Commission or by the Member States, in close cooperation. Ex post evaluations shall examine the effectiveness and efficiency of the CSF Funds and their contribution to *meeting the regional and local needs*, in accordance with specific requirements established in the *Fund-specific* rules. Ex post evaluations shall *contain an assessment of possible constraints to the implementation of CSF funds programmes. Ex post evaluations shall* be completed by 31 December 2023.

Or. en

### **Amendment 1038**

**Monika Smolková, Anna Záborská**

#### **Proposal for a regulation**

##### **Part 2 – article 51 – paragraph 1 – subparagraph 1**

###### *Text proposed by the Commission*

At the initiative of, or on behalf of the Commission, the CSF Funds may support the preparatory, monitoring, administrative and technical assistance, evaluation, audit *and* control measures necessary for implementing this Regulation.

###### *Amendment*

At the initiative of, or on behalf of the Commission, the CSF Funds may support the preparatory, monitoring, administrative and technical assistance, evaluation, audit, control measures *and grant schemes to support competitiveness and employment* necessary for implementing this

Regulation.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework. In accordance with the European Council of 30 January 2012, the Union and the Member States should modernise their economies and enhance competitiveness in order to ensure sustainable growth. The Union and the Member States should apply a consistent and comprehensive approach that combines intelligent investment maintaining fiscal consolidation and structural measures for future growth and employment.*

**Amendment 1039**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Besset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 51 – paragraph 1 – subparagraph 2 – point f**

*Text proposed by the Commission*

(f) actions to disseminate information, support networking, carry out communication activities, raise awareness and promote cooperation and exchange of experience, including with third countries. To bring about greater efficiency in communication to the public at large and stronger synergies between the communication activities undertaken at the initiative of the Commission, the resources allocated to communication actions under this Regulation shall also contribute to the corporate communication of the political priorities of the European Union *as far as they* are related to the general objectives of this Regulation;

*Amendment*

(f) actions to disseminate information, support networking, carry out communication activities, raise awareness and promote cooperation and exchange of experience, including *civil society organisations, including* with third countries. To bring about greater efficiency in communication to the public at large and stronger synergies between the communication activities undertaken at the initiative of the Commission, the resources allocated to communication actions under this Regulation shall also contribute to *covering* the corporate communication of the political priorities of the European Union *provided that these* are related to the general objectives of this Regulation;

Or. en

**Amendment 1040**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 51 – paragraph 1 – subparagraph 2 – point i a (new)**

*Text proposed by the Commission*

*Amendment*

*(i a) setting up national and regional amicable dispute resolution system arising from different interpretations of texts, conflicts related to audits, checks and payment terms, in general, all measures arising from differences between the beneficiaries;*

Or. en

**Amendment 1041**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 51 – paragraph 1 – subparagraph 2 – point j – point i (new)**

*Text proposed by the Commission*

*Amendment*

*(i) Information as well as initial and continuous training of the partners and beneficiaries/project managers and administrators of projects mentioned in article 5;*

Or. en

**Amendment 1042**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 51 – paragraph 1 – subparagraph 2 – point j a (new)**

*Text proposed by the Commission*

*Amendment*

*(j a) The recommendation for and, provision thereof, of Project and*

*Programme Management training to strengthen administrative capacity building;*

Or. en

**Amendment 1043**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 51 – paragraph 1 – subparagraph 2 – point j a (new)**

*Text proposed by the Commission*

*Amendment*

*(j a) grant schemes to support competitiveness and employment implemented under the macro-regional development funds and applying to the entire period of implementation of macro-regional projects within the priorities of the programmes of the macro-regional development funds.*

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework. In accordance with the European Council of 30 January 2012, the Union and the Member States should modernise their economies and enhance competitiveness in order to ensure sustainable growth. The Union and the Member States should apply a consistent and comprehensive approach that combines intelligent investment maintaining fiscal consolidation and structural measures for future growth and employment. Past experience shows that real growth and employment can only be achieved on specific content. In the case of macro-regional development funds, specific content means specific macro-regional projects implemented within the priorities of the macro-regional development funds.*

**Amendment 1044**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Besset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 51 – paragraph 1 – subparagraph 2 – point j a (new)**

*Text proposed by the Commission*

*Amendment*

***(j a) assistance to thematic umbrella organizations and non-governmental organizations, economic and social partners and networks and associations representing local, urban and regional authorities, working at EU-level on cohesion policy, to support the networking with national and regional partners in the monitoring committee and to promote a structured dialogue among them and with the Commission. Moreover, the assistance may include the promotion of exchanges of views and of cooperation between partners working on specific themes issues in existing and new thematic networks.***

Or. en

**Amendment 1045**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Besset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 51 – paragraph 1 – subparagraph 2 – point j b (new)**

*Text proposed by the Commission*

*Amendment*

***(j b) assistance to support exchanges of views and cooperation in existing and new thematic networks of composed by local actions groups referred to in Article 30 of this Regulation.***

Or. en

**Amendment 1046**

**Ramona Nicole Mănescu**

**Proposal for a regulation**

**Part 2 – article 52 – paragraph 1**

*Text proposed by the Commission*

1. At the initiative of a Member State, the CSF Funds may support actions for preparation, management, monitoring, evaluation, information and communication, networking, complaint resolution, and control and audit. The CSF Funds may be used by the Member State to support actions for the reduction of administrative burden for beneficiaries, including electronic data exchange systems, and actions to reinforce the capacity of Member State authorities and beneficiaries to administer and use the CSF Funds. These actions may concern preceding and subsequent programming periods.

*Amendment*

1. At the initiative of a Member State, the CSF Funds may support actions for preparation, management, monitoring, evaluation, information and communication, networking, complaint resolution, and control and audit. The CSF Funds may be used by the Member State to support actions for the reduction of administrative burden for beneficiaries, including electronic data exchange systems, and actions to reinforce the capacity of Member State authorities, ***partners according to article 5 notably economic and social partners and*** beneficiaries to administer and use the CSF Funds. These actions may concern preceding and subsequent programming periods.

Or. en

**Amendment 1047**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 52 – paragraph 1**

*Text proposed by the Commission*

1. At the initiative of a Member State, the CSF Funds may support actions for preparation, management, monitoring, evaluation, information and communication, networking, complaint resolution, ***and*** control ***and*** audit. The CSF Funds may be used by the Member State to support actions for the reduction of administrative burden for beneficiaries, including electronic data exchange systems, and actions to reinforce the capacity of ***Member State*** authorities and beneficiaries to administer and use the CSF Funds. These actions may concern

*Amendment*

1. At the initiative of a Member State, the CSF Funds may support actions for preparation, management, monitoring, evaluation, information and communication, networking, complaint resolution, control, audit ***and grant schemes to support competitiveness and employment.*** The CSF Funds may be used by the Member State to support actions for the reduction of administrative burden for beneficiaries, including electronic data exchange systems, and actions to reinforce the capacity of authorities and beneficiaries ***of Member States, or a group of Member***



preceding and subsequent programming periods.

*States that have established a macro-regional development fund*, to administer and use the CSF Funds. These actions may concern preceding and subsequent programming periods.

Or. sk

#### *Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

### **Amendment 1048** **Younous Omarjee, Cornelia Ernst**

#### **Proposal for a regulation** **Part 2 – article 52 – paragraph 1**

##### *Text proposed by the Commission*

1. At the initiative of a Member State, the CSF Funds may support actions for preparation, management, monitoring, evaluation, information and communication, networking, complaint resolution, and control and audit. The CSF Funds may be used by the Member State to support actions for the reduction of administrative burden for beneficiaries, including electronic data exchange systems, and actions to reinforce the capacity of Member State authorities and beneficiaries to administer and use the CSF Funds. These actions may concern preceding and subsequent programming periods.

##### *Amendment*

1. At the initiative of a Member State, the CSF Funds may support actions for preparation, management, monitoring, evaluation, information and communication, networking, complaint resolution, and control and audit. The CSF Funds may be used by the Member State to support actions for the reduction of administrative burden for beneficiaries, including electronic data exchange systems, and actions to reinforce the capacity of Member State authorities, ***regional and local authorities*** and beneficiaries to administer and use the CSF Funds. These actions may concern preceding and subsequent programming periods. ***For regions newly entering the European Union, these measures shall be taken immediately by the Member State so that the regional and local authorities may quickly be in a position to manage the complexity of the European funds linked with this regulation.***

**Amendment 1049**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Besset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 52 – paragraph 1**

*Text proposed by the Commission*

1. At the initiative of a Member State, the CSF Funds may support actions for preparation, management, monitoring, evaluation, information and communication, networking, complaint resolution, and control and audit. The CSF Funds may be used by the Member State to support actions for the reduction of administrative burden for beneficiaries, including electronic data exchange systems, and actions to reinforce the capacity of Member State authorities and beneficiaries to administer and use the CSF Funds. These actions may concern preceding and subsequent programming periods.

*Amendment*

1. At the initiative of a Member State, the CSF Funds may support actions for preparation, management, monitoring, evaluation, information and communication, networking, complaint resolution, and control and audit. The CSF Funds may be used by the Member State to support actions for the reduction of administrative burden for beneficiaries, including electronic data exchange systems, and actions to reinforce the capacity of Member State authorities, ***partners referred to in Article 5*** and beneficiaries to administer and use the CSF Funds. ***Moreover, the exchange of views and of best practices amongst local actions groups referred to in Article 30 shall be promoted at national level.*** These actions may concern preceding and subsequent programming periods.

**Amendment 1050**

**Ramona Nicole Mănescu**

**Proposal for a regulation**

**Part 2 – article 52 – paragraph 1**

*Text proposed by the Commission*

1. At the initiative of a Member State, the CSF Funds may support actions for

*Amendment*

1. At the initiative of a Member State, the CSF Funds may support actions for

preparation, management, monitoring, evaluation, information and communication, networking, complaint resolution, and control and audit. The CSF Funds may be used by the Member State to support actions for the reduction of administrative burden for beneficiaries, including electronic data exchange systems, and actions to reinforce the capacity of Member State authorities and beneficiaries to administer and use the CSF Funds. These actions may concern preceding and subsequent programming periods.

preparation, management, monitoring, evaluation, information and communication, networking, complaint resolution, and control and audit. The CSF Funds may be used by the Member State to support actions for the reduction of administrative burden for beneficiaries, including electronic data exchange systems, and actions to reinforce the capacity of Member State authorities, **partners** and beneficiaries to administer and use the CSF Funds. These actions may concern preceding and subsequent programming periods.

Or. en

**Amendment 1051**  
**László Surján**

**Proposal for a regulation**  
**Part 2 – article 52 – paragraph 1**

*Text proposed by the Commission*

1. At the initiative of a Member State, the CSF Funds may support actions for preparation, management, monitoring, evaluation, information and communication, networking, complaint resolution, and control and audit. The CSF Funds may be used by the Member State to support actions for the reduction of administrative burden for beneficiaries, including electronic data exchange systems, and actions to reinforce the capacity of Member State authorities and beneficiaries to administer and use the CSF Funds. These actions may concern preceding and subsequent programming periods.

*Amendment*

1. At the initiative of a Member State, the CSF Funds may support actions for **capacity building**, preparation, management, monitoring, evaluation, information and communication, networking, complaint resolution, and control and audit. The CSF Funds may be used by the Member State to support actions for the reduction of administrative burden for beneficiaries, including electronic data exchange systems, and actions to reinforce the capacity of Member State authorities and beneficiaries to administer and use the CSF Funds. These actions may concern preceding and subsequent programming periods.

Or. en

**Amendment 1052**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Besset, Catherine Grèze**

**Proposal for a regulation**

**Part 2 – article 52 – paragraph 1 a (new)**

*Text proposed by the Commission*

*Amendment*

***1a. Each Member State shall ensure that an adequate level of technical assistance in its operational programmes is allocated to partners referred to in Article 5 paragraph 1 a), b) and c) of this Regulation in order to facilitate the involvement and participation of these partners in the preparation and implementation of the Partnership Contracts and in the preparation, implementation, monitoring and evaluation of programmes.***

Or. en

**Amendment 1053**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 53 – paragraph 2**

*Text proposed by the Commission*

*Amendment*

2. Technical assistance measures implemented at the initiative of, or on behalf of, the Commission may be financed at the rate of 100 %.

2. Technical assistance measures implemented at the initiative of, or on behalf of, the Commission, ***as well as macro-regional projects implemented under the priorities of programmes for macro-regional development funds as major projects, on the territory of at least four Member States of the approved macro-regional strategy, together with the applied grant scheme to promote competitiveness and employment,*** may be financed at the rate of 100 %.

Or. sk

## *Justification*

*Taking into account the amendments on the innovation part of the common strategic framework. In accordance with the European Council of 30 January 2012, the Union and the Member States should modernise their economies and enhance competitiveness in order to ensure sustainable growth. The Union and the Member States should apply a consistent and comprehensive approach that combines intelligent investment maintaining fiscal consolidation and structural measures for future growth and employment. This amendment concerns the strategic objectives of the Union, which should be attained through transnational macro-regional cooperation in the implementation of macro-regional projects with the applied grant scheme to support competitiveness and employment. Because this case involves a combination of various strategic objectives of the Union, it is necessary to be able to finance macro-regional projects implemented under the priorities of programmes for macro-regional development funds as major projects, on the territory of at least four Member States of the approved macro-regional strategy, together with the applied grant scheme to promote competitiveness and employment, at the rate of 100 %.*

### **Amendment 1054**

**László Surján**

#### **Proposal for a regulation**

##### **Part 2 – article 53 – paragraph 2**

*Text proposed by the Commission*

2 Technical assistance measures **implemented** at the initiative of, or on behalf of, the Commission may be financed at the rate of 100%.

*Amendment*

2 Technical assistance measures at the initiative of **the Commission** or **the Member State or implemented** on behalf of the Commission may be financed at the rate of 100%.

Or. en

### **Amendment 1055**

**Michael Theurer**

#### **Proposal for a regulation**

##### **Part 2 – article 53 – paragraph 2 a (new)**

*Text proposed by the Commission*

*Amendment*

**2a. Where State co-financing is required, this can also be replaced by private investors.**

**Amendment 1056**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 54 – paragraph 1 – subparagraph 1 – point a**

*Text proposed by the Commission*

*Amendment*

*(a) application of a flat rate revenue percentage for the type of operation concerned;* *deleted*

Or. en

**Amendment 1057**  
**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation**  
**Part 2 – article 54 – paragraph 1 – subparagraph 1 – point b**

*Text proposed by the Commission*

*Amendment*

(b) calculation of the current value of the net revenue of the operation, taking into account the *application* of *the* polluter-pays principle *and, if appropriate,* considerations of equity linked to the relative prosperity of the Member State concerned.

(b) calculation of the current value of the net revenue of the operation, taking into account the *internalisation* of *external social and environmental costs for all modes of transport and* polluter-pays principle *as well as* considerations of equity linked to the relative prosperity of the Member State concerned.

Or. en

**Amendment 1058**  
**Joachim Zeller**

**Proposal for a regulation**  
**Part 2 – article 54 – paragraph 1 – subparagraph 2**

*Text proposed by the Commission*

The eligible expenditure of the operation to be co-financed shall not exceed the current value of the investment cost of the operation less the current value of the net revenue, determined according to one of these methods.

*Amendment*

The eligible expenditure of the operation to be co-financed shall not exceed the current value of the investment cost of the operation less the current value of the net revenue, determined according to one of these methods ***with the exception of investments in sustainable, low-carbon transport infrastructure where the eligible expenditure is in line with the current value of investment costs for the operation.***

Or. de

*Justification*

*Some modes of transport are obliged to generate steady revenue whilst others are not subject to this obligation. Application of this rule would result in the same EU co-financing rate entailing higher overall EU funding for projects already fully or almost fully supported by public funds, whereas income generating projects would receive comparatively less EU funding.*

**Amendment 1059**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 54 – paragraph 1 – subparagraph 3**

*Text proposed by the Commission*

***The Commission shall be empowered to adopt delegated acts in accordance with Article 142 concerning the definition of the flat rate referred to in point (a) above.***

*Amendment*

***deleted***

Or. en

**Amendment 1060**  
**Lambert van Nistelrooij, Constanze Angela Krehl**

**Proposal for a regulation**  
**Part 2 – article 54 – paragraph 1 – subparagraph 3**

*Text proposed by the Commission*

*Amendment*

The Commission shall be empowered to adopt delegated acts in accordance with Article 142 concerning the definition of the flat rate referred to in point (a) above.

The Commission shall be empowered to adopt delegated acts in accordance with Article 142 concerning the definition of the flat rate referred to in point (a) above **and the method referred to in point (b) above.**

Or. en

*Justification*

*The adoption of the methodology is a measure of general scope which intends to supplement certain non-essential elements of the basic legislative act.*

**Amendment 1061**  
**Lambert van Nistelrooij, Constanze Angela Krehl**

**Proposal for a regulation**  
**Part 2 – article 54 – paragraph 1 – subparagraph 4**

*Text proposed by the Commission*

*Amendment*

***The Commission shall adopt the methodology under point (b) by means of implementing acts in accordance with the examination procedure referred to in Article 143(3).***

***deleted***

Or. en

*Justification*

*The adoption of the methodology is a measure of general scope which intends to supplement certain non-essential elements of the basic legislative act.*

**Amendment 1062**  
**Nuno Teixeira**



**Proposal for a regulation**  
**Part 2 – article 54 – paragraph 3**

*Text proposed by the Commission*

3. Paragraphs 1 and 2 shall apply only to operations whose total cost exceeds EUR 1 000 000.

*Amendment*

3. Paragraphs 1 and 2 shall apply only to operations whose total **eligible** cost exceeds EUR 1 000 000.

Or. pt

*Justification*

*It is only reasonable to analyse revenue-generating operations, commonly known as funding-gaps, when eligible investments exceed EUR 1 000 000 and not when the total cost of the work (eligible and non-eligible investment) exceeds that amount. It aims to simplify the application process for the beneficiary, ensuring transparency in the allocation of structural funds.*

**Amendment 1063**

**Ramon Tremosa i Balcells, Salvador Sedó i Alabart, Santiago Fisas Ayxela**

**Proposal for a regulation**  
**Part 2 – article 54 – paragraph 5 bis (new)**

*Text proposed by the Commission*

*Amendment*

***5a. In accordance with paragraphs 1 and 2, financial transactions between entities with the same consolidated accounts shall not be taken into account when calculating net revenue, according to the methodology of the European System of Accounts, ESA, and applicable EU and national law***

Or. es

*Justification*

*It is believed that transactions between entities with the same consolidated accounts should not be counted when calculating revenue.*

**Amendment 1064**  
**Rosa Estaràs Ferragut, Veronica Lope Fontagné**

**Proposal for a regulation**  
**Part 2 – article 54 – paragraph 5 bis (new)**

*Text proposed by the Commission*

*Amendment*

***5a. In accordance with paragraphs 1 and 2 of this article, financial transactions between entities with the same consolidated accounts shall be exempt when calculating net revenue, according to the methodology of the European System of Accounts, ESA, and applicable EU and national law***

Or. es

**Amendment 1065**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 55 – paragraph 1**

*Text proposed by the Commission*

*Amendment*

1. The eligibility of expenditure shall be determined on the basis of national rules, except where specific rules are laid down in or on the basis of this Regulation or the Fund-specific rules.

1. The eligibility of expenditure shall be determined on the basis of national rules, except where specific rules are laid down in or on the basis of this Regulation or the Fund-specific rules. ***Rules on eligibility of expenditure guarantee an equality of treatment between PPP projects and projects under a public management contract.***

Or. en

**Amendment 1066**  
**Monika Smolková, Anna Záborská**

**Proposal for a regulation**  
**Part 2 – article 55 – paragraph 1**

*Text proposed by the Commission*

(1) The eligibility of expenditure shall be determined on the basis of national rules, except where specific rules are laid down in or on the basis of this Regulation or the Fund-specific rules.

*Amendment*

(1) The eligibility of expenditure shall be determined on the basis of national rules, ***or rules agreed by a group of Member States in an agreement on implementing a macro-regional development fund***, except where specific rules are laid down in or on the basis of this Regulation or the Fund-specific rules.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 1067**  
**Patrice Tirolien**

**Proposal for a regulation**  
**Part 2 – article 55 – paragraph 1**

*Text proposed by the Commission*

1. The eligibility of expenditure shall be determined on the basis of national rules, except where specific rules are laid down in or on the basis of this Regulation or the Fund-specific rules.

*Amendment*

1. The eligibility of expenditure shall be determined on the basis of national rules, ***with the exception of expenditure realised within the scope of European territorial cooperation projects and*** except where specific rules are laid down in or on the basis of this Regulation or the Fund-specific rules.

Or. fr

*Justification*

*It is essential to find common rules to ensure that the private entities of the different Member States do not suffer any distortion of competition during the development of territorial cooperation programmes.*

**Amendment 1068**

**Jan Olbrycht, Elżbieta Katarzyna Łukacijewska, Lena Kolarska-Bobińska**

**Proposal for a regulation**

**Part 2 – article 55 – paragraph 4**

*Text proposed by the Commission*

*Amendment*

***4. Operations shall not be selected for support by the CSF Funds where they have been physically completed or fully implemented before the application for funding under the programme is submitted by the beneficiary to the managing authority, irrespective of whether all related payments have been made by the beneficiary.***

***deleted***

Or. en

**Amendment 1069**

**Rosa Estaràs Ferragut, Veronica Lope Fontagné**

**Proposal for a regulation**

**Part 2 – article 55 – paragraph 4**

*Text proposed by the Commission*

*Amendment*

***4. Operations shall not be selected for support by the CSF Funds where they have been physically completed or fully implemented before the application for funding under the programme is submitted by the beneficiary to the managing authority, irrespective of whether all related payments have been made by the beneficiary.***

***Deleted***

Or. es

**Amendment 1070**

**Richard Seeber**

**Proposal for a regulation**  
**Part 2 – article 55 – paragraph 5**

*Text proposed by the Commission*

5. This Article shall be without prejudice to the rules on eligibility of technical assistance *at the initiative of the Commission set out in Article 51.*

*Amendment*

5. This Article shall be without prejudice to the rules on eligibility of technical assistance.

Or. en

**Amendment 1071**  
**Monika Smolková, Anna Záborská**

**Proposal for a regulation**  
**Part 2 – article 55 – paragraph 8**

*Text proposed by the Commission*

8. An operation may receive support from one or more CSF Funds and from other Union instruments, provided that the expenditure item included in a request for payment for reimbursement by one of the CSF Funds does not receive support from another Fund or Union instrument, or support from the same Fund under another programme.

*Amendment*

8. An operation may receive support from one or more CSF Funds and from other Union instruments, provided that the expenditure item included in a request for payment for reimbursement by one of the CSF Funds does not receive support from another Fund or Union instrument, or support from the same Fund under another programme, *or programme for a macro-regional development fund.*

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 1072**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 55 – paragraph 8 – point 1 (new)**

*Text proposed by the Commission*

*Amendment*

***(1) The support given through a region must be fully repaid in case of relocation of the beneficiary in another region, Member State or outside the EU;***

Or. en

**Amendment 1073**  
**Patrice Tirolien**

**Proposal for a regulation**  
**Part 2 – article 55 – paragraph 8 bis (new)**

*Text proposed by the Commission*

*Amendment*

***8 a. For the relevant operations of the European territorial cooperation programmes, the Commission shall establish a specific aid scheme to prevent any distortion of competition amongst operators.***

Or. fr

*Justification*

*It is essential to find common rules to ensure that the private entities of the different Member States do not suffer any distortion of competition during the development of territorial cooperation programmes*

**Amendment 1074**  
**Ramona Nicole Mănescu**

**Proposal for a regulation**  
**Part 2 – article 57 – paragraph 1 – point c**

*Text proposed by the Commission*

*Amendment*

(c) lump sums not exceeding EUR **100** 000

(c) lump sums not exceeding EUR **200** 000

PE491.054v01-00

150/165

AM\903903EN.doc

of public contribution;

of public contribution *or a percentage of 7 to 10% in case of grouped projects or network actions*;

Or. en

**Amendment 1075**  
**Hermann Winkler**

**Proposal for a regulation**  
**Part 2 – article 57 – paragraph 1 – point c**

*Text proposed by the Commission*

*Amendment*

(c) lump sums not exceeding EUR 100 000 of public contribution;

(c) lump sums not exceeding EUR 100 000 of public contribution *through the Union*;

Or. de

*Justification*

*In this case it must be clarified that financing does not only involve 'public contributions' but also relates to EU funds.*

**Amendment 1076**  
**Hermann Winkler**

**Proposal for a regulation**  
**Part 2 – article 57 – paragraph 1 – point d**

*Text proposed by the Commission*

*Amendment*

d) flat-rate financing, determined by the application of a percentage to one or several defined categories of costs.

d) flat-rate financing, determined by the application of a percentage to one or several defined categories of costs. *These flat rates also include hourly rates.*

Or. de

**Amendment 1077**  
**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda,**

**Jean-Paul Basset, Catherine Grèze**

**Proposal for a regulation  
Part 2 – article 57 – paragraph 5 a (new)**

*Text proposed by the Commission*

*Amendment*

**5a. Amongst enterprises, only small and medium-sized enterprises shall be eligible for grants.**

Or. en

**Amendment 1078  
Hermann Winkler**

**Proposal for a regulation  
Part 2 – article 58 – paragraph 1 – point a**

*Text proposed by the Commission*

*Amendment*

(a) a flat rate of up to **20** % of eligible direct costs, where the rate is calculated on the basis of a fair, equitable and verifiable calculation method or a method applied under schemes for grants funded entirely by the Member State for a similar type of operation and beneficiary;

(a) a flat rate of up to **30** % of eligible direct costs, where the rate is calculated on the basis of a fair, equitable and verifiable calculation method or a method applied under schemes for grants funded entirely by the Member State for a similar type of operation and beneficiary;

Or. de

**Amendment 1079  
Peter Simon**

**Proposal for a regulation  
Part 2 – article 58 – paragraph 1 – point a**

*Text proposed by the Commission*

*Amendment*

(a) a flat rate of up to **20** % of eligible direct costs, where the rate is calculated on the basis of a fair, equitable and verifiable calculation method or a method applied under schemes for grants funded

(a) a flat rate of up to **25** % of eligible direct costs, where the rate is calculated on the basis of a fair, equitable and verifiable calculation method or a method applied under schemes for grants funded



entirely by the Member State for a similar type of operation and beneficiary;

entirely by the Member State for a similar type of operation and beneficiary;

Or. de

*Justification*

*Flat rates for indirect costs help simplify administrative procedures. To ensure this is fully effective, the flat rates should be increased moderately to take account of local conditions.*

**Amendment 1080**  
**Anneli Jäätteenmäki**

**Proposal for a regulation**  
**Part 2 – article 58 – paragraph 1 – point a**

*Text proposed by the Commission*

(a) a flat rate of up to **20** % of eligible direct costs, where the rate is calculated on the basis of a fair, equitable and verifiable calculation method or a method applied under schemes for grants funded entirely by the Member State for a similar type of operation and beneficiary;

*Amendment*

(a) a flat rate of up to **25** % of eligible direct costs, where the rate is calculated on the basis of a fair, equitable and verifiable calculation method or a method applied under schemes for grants funded entirely by the Member State for a similar type of operation and beneficiary;

Or. en

*Justification*

*The flat rate percentages should be raised because they and other modes of simplified costs are one of the most important tools to simplify and rationalize the cohesion policy work on the ground, i.e. at the level of final beneficiaries, such as small enterprises and rural development.*

**Amendment 1081**  
**Joachim Zeller**

**Proposal for a regulation**  
**Part 2 – article 58 – paragraph 1 – point a**

*Text proposed by the Commission*

(a) a flat rate of up to **20** % of eligible direct costs, where the rate is calculated on the basis of a fair, equitable and verifiable calculation method or a method applied under schemes for grants funded entirely by the Member State for a similar type of operation and beneficiary;

*Amendment*

(a) a flat rate of up to **25** % of eligible direct costs, where the rate is calculated on the basis of a fair, equitable and verifiable calculation method or a method applied under schemes for grants funded entirely by the Member State for a similar type of operation and beneficiary;

Or. en

**Amendment 1082**

**Peter Simon**

**Proposal for a regulation**

**Part 2 – article 58 – paragraph 1 – point b**

*Text proposed by the Commission*

(b) a flat rate of up to **15** % of eligible direct staff costs;

*Amendment*

(b) a flat rate of up to **20** % of eligible direct staff costs;

Or. de

*Justification*

*Flat rates for indirect costs help simplify administrative procedures. To ensure this is fully effective, the flat rates should be increased moderately to take account of local conditions.*

**Amendment 1083**

**Anneli Jäätteenmäki**

**Proposal for a regulation**

**Part 2 – article 58 – paragraph 1 – point b**

*Text proposed by the Commission*

(b) a flat rate of up to **15** % of eligible direct staff costs;

*Amendment*

(b) a flat rate of up to **20** % of eligible direct staff costs;

Or. en

*Justification*

*The flat rate percentages should be raised because they and other modes of simplified costs are one of the most important tools to simplify and rationalize the cohesion policy work on the ground, i.e. at the level of final beneficiaries, such as small enterprises and rural development.*

**Amendment 1084**

**Joachim Zeller**

**Proposal for a regulation**

**Part 2 – article 58 – paragraph 1 – point b**

*Text proposed by the Commission*

*Amendment*

(b) a flat rate of up to **15** % of eligible direct staff costs;

(b) a flat rate of up to **20** % of eligible direct staff costs;

Or. en

**Amendment 1085**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 59 – paragraph 1 – introductory part**

*Text proposed by the Commission*

*Amendment*

1. Contributions in kind in the form of provision of works, goods, services, land and real estate for which no cash payment supported by invoices or documents of equivalent probative value has been made, may be eligible provided that the eligibility rules of the CSF Funds and the programme allow for it and that all the following conditions are fulfilled:

1. Contributions in kind in the form of provision of works, goods, services, land and real estate for which no cash payment supported by invoices or documents of equivalent probative value has been made, may be eligible provided that the eligibility rules of the CSF Funds, ***the programme*** and the programme ***for a macro-regional development fund*** allow for it and that all the following conditions are fulfilled:

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic*

*framework.*

**Amendment 1086**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 59 – paragraph 2 – point a**

*Text proposed by the Commission*

(a) the eligibility rules of the programme allow for it;

*Amendment*

(a) the eligibility rules of the programme, ***or the programme for a macro-regional development fund***, allow for it;

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 1087**

**Hermann Winkler**

**Proposal for a regulation**

**Part 2 – article 59 – paragraph 3 – point b**

*Text proposed by the Commission*

(b) the purchase of ***land not built on and*** land built on in the amount exceeding 10% of the total eligible expenditure for the operation concerned. In exceptional and duly justified cases, a higher percentage may be permitted for operations concerning environmental conservation:

*Amendment*

(b) the purchase of land built on in the amount exceeding 10% of the total eligible expenditure for the operation concerned. In exceptional and duly justified cases, a higher percentage may be permitted for operations concerning environmental conservation:

Or. de

*Justification*

*The purpose of this amendment is to ensure that disused areas can be classified as*

*unrestricted in terms of eligibility. There should be no set upper limit to total funding costs.*

**Amendment 1088**  
**Peter Simon**

**Proposal for a regulation**  
**Part 2 – article 59 – paragraph 3 – point b**

*Text proposed by the Commission*

(b) the purchase of land not built on and land built on in the amount **exceeding** 10% of the total eligible expenditure for the operation concerned. In exceptional and duly justified cases, a higher percentage may be permitted for operations concerning environmental conservation

*Amendment*

(b) the purchase of land not built on and land built on in the amount **which, in respect of the land alone, exceeds** 10% of the total eligible expenditure for the operation concerned. In exceptional and duly justified cases, a higher percentage may be permitted for operations concerning environmental conservation;

Or. de

*Justification*

*Clarifying formulation after consultation with the Commission. Specifies the intention of the Commission and the established practice that this rule refers solely to the land and not to the subsidy amount appropriate to a development of this kind.*

**Amendment 1089**  
**Manfred Weber**

**Proposal for a regulation**  
**Part 2 – article 59 – paragraph 3 – point b**

*Text proposed by the Commission*

(b) the purchase of land not built on and land built on in the amount exceeding 10% of the total eligible expenditure for the operation concerned. In exceptional and duly justified cases, a higher percentage may be permitted for operations concerning environmental conservation;

*Amendment*

(b) the purchase of land not built on and land built on in the amount **equivalent to that of land not built on and** exceeding 10% of the total eligible expenditure for the operation concerned. In exceptional and duly justified cases, a higher percentage may be permitted for operations concerning environmental

conservation;

Or. de

*Justification*

*The formulation requires clarification that the limit to 10 % of eligible expenditure applies exclusively to land not built on (determined by a valuation report or equivalent analysis).*

**Amendment 1090**  
**Herbert Dorfmann**

**Proposal for a regulation**  
**Part 2 – article 59 – paragraph 3 – point c**

*Text proposed by the Commission*

c) value added tax. However, VAT amounts shall be eligible where they are not recoverable under national VAT legislation and are paid by a beneficiary other than non-taxable person as defined in the first subparagraph of Article 13(1) of Directive 2006/112/EC, ***provided that such VAT amounts are not incurred in relation to the provision of infrastructure.***

*Amendment*

c) value added tax. However, VAT amounts shall be eligible where they are not recoverable under national VAT legislation and are paid by a beneficiary other than non-taxable person as defined in the first subparagraph of Article 13(1) of Directive 2006/112/EC ***and if they represent a real cost actually incurred by the beneficiaries of aid in the implementation of the action or project.***

Or. it

*Justification*

*VAT for certain beneficiaries of the various programmes is a cost, just like expenditure on investment, and technical and general expenditure. Especially for certain types of beneficiaries who have no chance of being exempt from VAT, or of recovering the VAT at later date, these costs represent a limit which makes many potential applicants withdraw their submission of a request for aid.*

**Amendment 1091**  
**Hermann Winkler**

**Proposal for a regulation**  
**Part 2 – article 59 – paragraph 3 – point c**

PE491.054v01-00

158/165

AM\903903EN.doc

*Text proposed by the Commission*

(c) value added tax. However, VAT amounts shall be eligible where they are not recoverable under national VAT legislation ***and are paid by a beneficiary other than non-taxable person as defined in the first subparagraph of Article 13(1) of Directive 2006/112/EC, provided that such VAT amounts are not incurred in relation to the provision of infrastructure.***

*Amendment*

(c) value added tax. However, VAT amounts shall be eligible where they are not recoverable under national VAT legislation.

Or. de

**Amendment 1092**

**Jan Olbrycht, Elżbieta Katarzyna Łukacijewska, Lena Kolarska-Bobińska**

**Proposal for a regulation**

**Part 2 – article 59 – paragraph 3 – point c**

*Text proposed by the Commission*

(c) value added tax. However, VAT amounts shall be eligible where they are not recoverable under national VAT legislation ***and are paid by a beneficiary other than non-taxable person as defined in the first subparagraph of Article 13(1) of Directive 2006/112/EC, provided that such VAT amounts are not incurred in relation to the provision of infrastructure.***

*Amendment*

(c) value added tax. However, VAT amounts shall be eligible where they are not recoverable under national VAT legislation.

Or. en

**Amendment 1093**

**Iosif Matula, Andrey Kovatchev, Petru Constantin Luhan, Iuliu Winkler**

**Proposal for a regulation**

**Part 2 – article 59 – paragraph 3 – point c**

*Text proposed by the Commission*

(c) value added tax. However, VAT

*Amendment*

(c) value added tax. However, VAT

amounts shall be eligible where they are not recoverable under national VAT legislation ***and are paid by a beneficiary other than non-taxable person as defined in the first subparagraph of Article 13(1) of Directive 2006/112/EC, provided that such VAT amounts are not incurred in relation to the provision of infrastructure.***

amounts shall be eligible where they are not recoverable under national VAT legislation

Or. en

#### **Amendment 1094**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

#### **Proposal for a regulation**

**Part 2 – article 59 – paragraph 3 – point c**

*Text proposed by the Commission*

(c) value added tax. However, VAT amounts shall be eligible where they are not recoverable under national VAT legislation ***and are paid by a beneficiary other than non-taxable person as defined in the first subparagraph of Article 13(1) of Directive 2006/112/EC, provided that such VAT amounts are not incurred in relation to the provision of infrastructure.***

*Amendment*

(c) value added tax. However, VAT amounts shall be eligible where they are not recoverable under national VAT legislation.

Or. en

#### **Amendment 1095**

**Tamás Deutsch**

#### **Proposal for a regulation**

**Part 2 – article 59 – paragraph 3 – point c**

*Text proposed by the Commission*

(c) value added tax. ***However, VAT amounts shall be eligible where they are not recoverable under national VAT legislation and are paid by a beneficiary***

*Amendment*

(c) ***recoverable*** value added tax.



*other than non-taxable person as defined in the first subparagraph of Article 13(1) of Directive 2006/112/EC, provided that such VAT amounts are not incurred in relation to the provision of infrastructure.*

Or. en

#### **Amendment 1096**

**Monika Smolková, Anna Záborská**

#### **Proposal for a regulation**

#### **Part 2 – article 60 – paragraph 1**

##### *Text proposed by the Commission*

1. Operations supported by the CSF Funds, subject to the derogations referred to in paragraphs 2 and 3, and the Fund-specific rules, shall be located in the area covered by the programme under which they are supported (the ‘programme area’).

##### *Amendment*

1. Operations supported by the CSF Funds, subject to the derogations referred to in paragraphs 2 and 3, and the Fund-specific rules, shall be located in the area covered by the programme under which they are supported (the ‘programme area, *or area of a programme for a macro-regional development fund*’).

Or. sk

##### *Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

#### **Amendment 1097**

**Monika Smolková, Anna Záborská**

#### **Proposal for a regulation**

#### **Part 2 – article 60 – paragraph 2 – introductory part**

##### *Text proposed by the Commission*

2. The managing authority may accept that an operation is implemented outside the programme area but within the Union,

##### *Amendment*

2. The managing authority may accept that an operation is implemented outside the programme area, *or the area of a*

provided that all the following conditions are satisfied:

*programme for a macro-regional development fund*, but within the Union, provided that all the following conditions are satisfied:

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 1098**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 60 – paragraph 2 – point a**

*Text proposed by the Commission*

*Amendment*

(a) the operation is for the benefit of the programme area;

(a) the operation is for the benefit of the programme area, *or the area of a programme for a macro-regional development fund*;

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

**Amendment 1099**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 60 – paragraph 2 – point b**

*Text proposed by the Commission*

*Amendment*

(b) the total amount allocated under the programme to operations located outside the programme area does not exceed 10 %

(b) the total amount allocated under the programme to operations located outside the programme area, *or the area of a*

of the support from the ERDF, Cohesion Fund and EMFF at the level of the priority, or 3 % of the support from the EAFRD at the level of the programme;

*programme for a macro-regional development fund*, does not exceed 10 % of the support from the ERDF, Cohesion Fund and EMFF at the level of the priority, or 3 % of the support from the EAFRD at the level of the programme, *or the programme for a macro-regional development fund*;

Or. sk

#### *Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*

#### **Amendment 1100**

**Elisabeth Schroedter, François Alfonsi, Nikos Chrysogelos, Karima Delli, Ana Miranda, Jean-Paul Basset, Catherine Grèze**

#### **Proposal for a regulation**

**Part 2 – article 60 – paragraph 2 – point b**

#### *Text proposed by the Commission*

(b) the total amount allocated under the programme to operations located outside the programme area does not exceed 10 % of the support from the ERDF, Cohesion Fund and EMFF at the level of the priority, or **3%** of the support from the EAFRD at the level of the programme;

#### *Amendment*

(b) the total amount allocated under the programme to operations located outside the programme area does not exceed 10 % of the support from the ERDF, Cohesion Fund and EMFF at the level of the priority, or **5%** of the support from the EAFRD at the level of the programme;

Or. en

#### **Amendment 1101**

**Marie-Thérèse Sanchez-Schmid, Alain Cadec**

#### **Proposal for a regulation**

**Part 2 – article 60 – paragraph 2 – point b**

*Text proposed by the Commission*

*Amendment*

b) the total amount allocated under the programme to operations located outside the programme area does not exceed 10 % of the support from the ERDF, Cohesion Fund and EMFF at the level of the priority, or 3 % of the support from the EAFRD at the level of the programme;

b) the total amount allocated under the programme to operations located outside the programme area ***is not less than 1 % but*** does not exceed 10 % of the support from the ERDF, Cohesion Fund and EMFF at the level of the priority, or 3 % of the support from the EAFRD at the level of the programme. ***These amounts may be allocated to the actions referred to in Article 87(2)(c) (v and vi);***

Or. fr

*Justification*

*The partners should be encouraged to invest part of their appropriations outside the area of their programme, for example, in cross-border, transnational and interregional cooperation activities and in macro-regional and sea basin strategies to effectively implement the principle of territorial cohesion.*

**Amendment 1102**

**Richard Seeber**

**Proposal for a regulation**

**Part 2 – article 60 – paragraph 2 – point c**

*Text proposed by the Commission*

*Amendment*

***(c) the monitoring committee has given its agreement to the operation or types of operations concerned;***

***deleted***

Or. en

**Amendment 1103**

**Monika Smolková, Anna Záborská**

**Proposal for a regulation**

**Part 2 – article 60 – paragraph 2 – point d**

*Text proposed by the Commission*

(d) the obligations of the authorities for the programme in relation to management, control and audit concerning the operation are fulfilled by the authorities responsible for the programme under which that operation is supported or they enter into agreements with authorities in the area in which the operation is implemented provided that the conditions set out in paragraph 2(a) and the obligations in relation to management, control and audit concerning the operation are fulfilled.

*Amendment*

(d) the obligations of the authorities for the programme, ***or the programme for a macro-regional development fund***, in relation to management, control and audit concerning the operation are fulfilled by the authorities responsible for the programme, ***or the programme for a macro-regional development fund***, under which that operation is supported or they enter into agreements with authorities in the area in which the operation is implemented provided that the conditions set out in paragraph 2(a) and the obligations in relation to management, control and audit concerning the operation are fulfilled.

Or. sk

*Justification*

*Taking into account the amendments on the innovation part of the common strategic framework.*