

13.11.2013

A7-0274/470

**Amendment 470**

**Elisabeth Schroedter**

on behalf of the Verts/ALE Group

**Report**

**A7-0274/2013**

**Lambert van Nistelrooij, Constanze Angela Krehl**

Common provisions on European funds

COM(2013)0246 – C7-0107/2013 – 2011/0276(COD)

**Proposal for a regulation**

**Recital 19**

*Text proposed by the Commission*

*Amendment*

**(19) Establishing a closer link between cohesion policy and the economic governance of the Union will ensure that the effectiveness of expenditure under the CSF Funds is underpinned by sound economic policies and that the CSF Funds can, if necessary, be redirected to addressing the economic problems a country is facing. This process has to be gradual, starting with amendments to the Partnership Contract and to the programmes in support of Council recommendations to address macroeconomic imbalances and social and economic difficulties. Where, despite the enhanced use of CSF Funds, a Member State fails to take effective action in the context of the economic governance process, the Commission should have the right to suspend all or part of the payments and commitments. Decisions on suspensions should be proportionate and effective, taking into account the impact of the individual programmes for addressing the economic and social situation in the relevant Member State and previous amendments to the Partnership Contract. When deciding on suspensions, the Commission should also respect equality of treatment between Member States, taking into account in particular the impact of the suspension on**

*deleted*

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*the economy of the Member State concerned. The suspensions should be lifted and funds be made available again to the Member State concerned as soon as the Member State takes the necessary action.*

Or. en

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**Lambert van Nistelrooij, Constanze Angela Krehl**

Common provisions on European funds

COM(2013)0246 – C7-0107/2013 – 2011/0276(COD)

**Proposal for a regulation**

**Article 21**

*Text proposed by the Commission*

*Amendment*

*Article 21*

*deleted*

***Conditionality linked to the coordination  
of Member States' economic policies***

***1. The Commission may request a  
Member State to review and propose  
amendments to its Partnership Contract  
and the relevant programmes, where this  
is necessary:***

***(a) to support the implementation of a  
Council recommendation, addressed to  
the Member State concerned and adopted  
in accordance with Articles 121(2) and/or  
148(4) of the Treaty, or to support the  
implementation of measures addressed to  
the Member State concerned and adopted  
in accordance with Article 136(1) of the  
Treaty;***

***(b) to support the implementation of a  
Council recommendation addressed to the  
Member State concerned and adopted in  
accordance with Article 126(7) of the  
Treaty;***

***(c) to support the implementation of a  
Council recommendation addressed to the  
Member State concerned and adopted in  
accordance with Article 7(2) of  
Regulation (EU) No .../2011 [on the  
prevention and correction of  
macroeconomic imbalances], provided  
that these amendments are deemed***

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*necessary to help correct the macroeconomic imbalances; or  
(d) to maximise the growth and competitiveness impact of the available CSF Funds pursuant to paragraph 4, if a Member State meets one of the following conditions:*

*(i) Union financial assistance is made available to it under Council Regulation (EU) No 407/2010;  
(ii) medium-term financial assistance is made available to it in accordance with Council Regulation (EC) No 332/20021;  
(iii) financial assistance in the form of an ESM loan is made available to it in accordance with the Treaty establishing the European Stability Mechanism.*

*2. The Member State shall submit a proposal for amending the Partnership Contract and the relevant programmes within one month. If necessary, the Commission shall make observations within one month from the submission of the amendments, in which case the Member State shall re-submit its proposal within one month.*

*3. Where the Commission has not made observations or where its observations have been satisfactorily taken into account, the Commission shall adopt a decision approving the amendments to the Partnership Contract and the relevant programmes without undue delay.*

*4. By derogation to paragraph 1, where financial assistance is made available to a Member State in accordance with paragraph 1(d) and is linked to an adjustment programme, the Commission may without any proposal from the Member State amend the Partnership Contract and the programmes with a view to maximising the growth and competitiveness impact of the available CSF Funds. To ensure effective implementation of the Partnership Contract and the relevant programmes, the Commission shall become involved in their management as detailed in the*

*adjustment programme or the Memorandum of Understanding signed with the Member State concerned.*

*5. Where the Member State fails to respond to the Commission's request referred to in paragraph 1 or does not reply satisfactorily within one month to the observations of the Commission referred to in paragraph 2, the Commission may, within three months following its observations, adopt a decision, by means of implementing acts, suspending part or all of the payments for the programmes concerned.*

*6. The Commission shall suspend, by means of implementing acts, part or all of the payments and commitments for the programmes concerned where:*

*(a) the Council decides that the Member State does not comply with the specific measures set out by the Council in accordance with Article 136(1) of the Treaty;*

*(b) the Council decides in accordance with Article 126(8) or Article 126(11) of the Treaty that the Member State concerned has not taken effective action to correct its excessive deficit;*

*(c) the Council concludes in accordance with Article 8(3) of Regulation (EU) No [...]/2011 [on the prevention and correction of macroeconomic imbalances] that, on two successive instances, the Member State has not submitted a sufficient corrective action plan or the Council adopts a decision declaring non-compliance in accordance with Article 10(4) of that Regulation;*

*(d) the Commission concludes that the Member State has not taken measures to implement the adjustment programme referred to in Council Regulation (EU) No 407/2010 or Council Regulation (EC) No 332/2002 and as a consequence decides not to authorise the disbursement of the financial assistance granted to this Member State; or*

*(e) the Board of Directors of the*

*European stability mechanism concludes that the conditionality attached to an ESM financial assistance in the form of an ESM loan to the concerned Member State was not met and as a consequence decides not to disburse the stability support granted to it.*

*7. When deciding to suspend part or all of the payments or commitments in accordance with paragraphs 5 and 6 respectively, the Commission shall ensure that the suspension is proportionate and effective, taking into account the economic and social circumstances of the Member State concerned, and respects equality of treatment between Member States, in particular with regard to the impact of the suspension on the economy of the Member State concerned.*

*8. The Commission shall without delay lift the suspension of payments and commitments where the Member State has proposed amendments to the Partnership Contract and the relevant programmes as requested by the Commission, which the Commission has approved and, where applicable:*

*(a) the Council has decided that the Member State complies with the specific measures set out by the Council in accordance with Article 136(1) of the Treaty;*

*(b) the excessive deficit procedure is held in abeyance in accordance with Article 9 of Regulation (EC) No 1467/97 or the Council has decided in accordance with Article 126(12) of the Treaty to abrogate the decision on the existence of an excessive deficit;*

*(c) the Council has endorsed the corrective action plan submitted by the concerned Member State in accordance with Article 8(2) of Regulation (EU) No [...] [EIP Regulation] or the excessive imbalance procedure is placed in a position of abeyance in accordance with Article 10(5) of that Regulation or the Council has closed the excessive*

*imbalance procedure in accordance with Article 11 of that Regulation;*  
*(d) the Commission has concluded that the Member State has taken measures to implement the adjustment programme referred to in Council Regulation (EU) No 407/2010 or Council Regulation (EC) No 332/2002 and as a consequence has authorised the disbursement of the financial assistance granted to this Member State; or*  
*(e) the Board of Directors of the European stability mechanism has concluded that the conditionality attached to a financial assistance in the form of an ESM loan to the concerned Member State is met and as a consequence has decided to disburse the stability support granted to it.*  
*At the same time, the Council shall decide, on a proposal from the Commission, to re-budget the suspended commitments in accordance with Article 8 of Council Regulation (EU) No [...] laying down the multiannual financial framework for the years 2014 to 2020.*

Or. en