



**2017/0336(COD)**

6.3.2018

# AMENDMENTS

## 1 - 17

### **Adina-Ioana Vălean**

Proposal for a regulation of the European Parliament and of the Council amending Regulation (EU) No 1303/2013 of the European Parliament and of the Council of 17 December 2013 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 and laying down general provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund and the European Maritime and Fisheries Fund and repealing Council Regulation (EC) No 1083/2006 as regards support to structural reforms in Member States

Proposal for a regulation  
(COM(2017)826 – (EU) 1303/2013 – 2017/0336(COD))



**Amendment 1**  
**Mireille D'Ornano**

**Proposal for a regulation**  
**Recital 1**

*Text proposed by the Commission*

(1) Since the economic governance of the Union *contributes* to economic, social and territorial cohesion, it should be possible to support reform commitments undertaken by Member States to implement relevant Council recommendations or to maximise the growth and competitiveness impact of the cohesion policy funds as a specific form of support implemented in direct management.

*Amendment*

(1) Since the economic governance of the Union *is supposed to contribute* to economic, social and territorial cohesion, it should be possible to support *certain* reform commitments undertaken by Member States to implement relevant Council recommendations or to maximise the growth and competitiveness impact of the cohesion policy funds as a specific form of support implemented in direct management.

Or. fr

**Amendment 2**  
**Luke Ming Flanagan**

**Proposal for a regulation**  
**Recital 1**

*Text proposed by the Commission*

(1) Since the economic governance of the Union *contributes* to economic, social and territorial cohesion, it should be possible to support reform commitments undertaken by Member States to implement relevant Council recommendations or to maximise the growth and competitiveness impact of the cohesion policy funds as a specific form of support implemented in direct management.

*Amendment*

(1) Since the economic governance of the Union *is meant to contribute* to economic, social and territorial cohesion, it should be possible to support reform commitments undertaken by Member States to implement relevant Council recommendations or to maximise the growth and competitiveness impact of the cohesion policy funds as a specific form of support implemented in direct management.

Or. en

**Amendment 3**  
**Mireille D'Ornano**

**Proposal for a regulation**  
**Recital 2**

*Text proposed by the Commission*

(2) In *order to facilitate reforms conducted by* the Member States *in the context of the economic governance process*, it *is* necessary to open the possibility to partially or fully allocate the performance reserve set up by Article 20 of the Regulation (EU) 1303/2013<sup>3</sup> to support reform commitments undertaken by the Member States.

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<sup>3</sup> OJ L 347, 20.12.2013, p. 320.

*Amendment*

(2) In *keeping with the inviolable principle of the administrative freedom of* the Member States, it *does not seem* necessary to open the possibility to partially or fully allocate the performance reserve set up by Article 20 of the Regulation (EU) 1303/2013 to support reform commitments undertaken by the Member States.

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<sup>3</sup> OJ L 347, 20.12.2013, p. 320.

Or. fr

**Amendment 4**  
**Mireille D'Ornano**

**Proposal for a regulation**  
**Recital 3**

*Text proposed by the Commission*

(3) *Any* reallocation from the performance reserve *should* be subject to the fulfilment of commitments with respect to implementing reforms identified in the European Semester process. *Priority should be given for the implementation of structural reforms which are expected to contribute most to the resilience of domestic economies and have positive spill-over effects on other Member States. These include reforms in product and labour markets, tax reforms, the development of capital markets, reforms to improve the business environment as well as investment in human capital and public administration reforms.*

**Amendment 5**  
**Luke Ming Flanagan**

**Proposal for a regulation**  
**Recital 3**

*Text proposed by the Commission*

(3) Any reallocation from the performance reserve should be subject to the fulfilment of commitments with respect to implementing reforms identified in the European Semester process. Priority should be given for the implementation of structural reforms which are expected to contribute most to the resilience of domestic economies and have positive spill-over effects on other Member States. These include reforms in product and labour markets, tax reforms, the development of capital markets, reforms to improve the business environment as well as investment in human capital and public administration reforms.

*Amendment*

(3) Any reallocation from the performance reserve should be subject to the fulfilment of commitments with respect to implementing reforms identified in the European Semester process. Priority should be given for the implementation of structural reforms which are expected to contribute most to the resilience of domestic economies and have positive spill-over effects on other Member States. These include reforms in product and labour markets, tax reforms, the development of capital markets, reforms to improve the business environment as well as investment in human capital and public administration reforms, ***providing those reforms do not result in reduced standards and conditions in either the labour markets, in production or in the products themselves.***

Or. en

**Amendment 6**  
**Jan Huitema**

**Proposal for a regulation**  
**Recital 3**

*Text proposed by the Commission*

(3) Any reallocation from the performance reserve should be subject to the fulfilment of commitments with respect to implementing reforms identified in the

*Amendment*

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European Semester process. Priority should be given for the implementation of structural reforms which are expected to contribute most to the resilience of domestic economies and have positive spill-over effects on other Member States. These include reforms in product and labour markets, tax reforms, the development of capital markets, reforms to improve the business environment as well as investment in human capital and public administration reforms.

European Semester process. Priority should be given for the implementation of structural reforms which are expected to contribute most to the resilience of domestic economies and have positive spill-over effects on other Member States. These include reforms in product and labour markets, tax reforms, the development of capital markets, reforms to improve the business environment as well as investment in human capital and public administration reforms. ***The European Fiscal Board should assess structural reform proposals on the basis of reform commitments.***

Or. en

**Amendment 7**  
**Mireille D'Ornano**

**Proposal for a regulation**  
**Recital 4**

*Text proposed by the Commission*

(4) It is ***appropriate that*** Member States propose a detailed set of measures for the implementation of the structural reforms which should contain milestones and targets and a timetable of not more than three years

*Amendment*

(4) It is ***not necessary for*** Member States ***to*** propose a detailed set of measures for the implementation of the structural reforms which should contain milestones and targets and a timetable of not more than three years

Or. fr

**Amendment 8**  
**Mireille D'Ornano**

**Proposal for a regulation**  
**Recital 5**

*Text proposed by the Commission*

(5) ***Support to reform commitments should take the form of financing not***

*Amendment*

***deleted***

*linked to cost referred to in Article 121(1)(e) of Regulation (EU) ... [Revised Financial Regulation] under direct management. The amount allocated to the implementation of the structural reforms should be proportionate to the nature and importance of the reform and should complement existing Union support to national reforms.*

Or. fr

**Amendment 9**  
**Jan Huitema**

**Proposal for a regulation**  
**Recital 5**

*Text proposed by the Commission*

(5) Support to reform commitments should take the form of financing not linked to cost referred to in Article 121(1)(e) of Regulation (EU) ... [Revised Financial Regulation] under direct management. The amount allocated to the implementation of the structural reforms should be proportionate to the nature and importance of the reform and should complement existing Union support to national reforms.

*Amendment*

(5) Support to reform commitments should take the form of financing not linked to cost referred to in Article 121(1)(e) of Regulation (EU) ... [Revised Financial Regulation] under direct management. The amount allocated to the implementation of the structural reforms should be proportionate to the nature and importance of the reform and should complement existing Union support to national reforms. ***In order to establish commitment of Member States national co-financing is a prerequisite.***

Or. en

**Amendment 10**  
**Mireille D'Ornano**

**Proposal for a regulation**  
**Recital 6**

*Text proposed by the Commission*

(6) The procedure for the establishment

*Amendment*

(6) ***There is no need for*** the procedure

of such commitments, their content and the provisions applicable to this specific form of support *should* be defined.

for the establishment of such commitments, their content and the provisions applicable to this specific form of support *to* be defined.

Or. fr

**Amendment 11**  
**Mireille D'Ornano**

**Proposal for a regulation**  
**Recital 7**

*Text proposed by the Commission*

*Amendment*

(7) *In order to allow for the prompt application of the measures provided for in this Regulation, this Regulation should enter into force on the day following that of its publication in the Official Journal of the European Union.*

*deleted*

Or. fr

**Amendment 12**  
**Mireille D'Ornano**

**Proposal for a regulation**  
**Recital 8**

*Text proposed by the Commission*

*Amendment*

(8) Therefore, Regulation (EU) No 1303/2013 *should* be amended accordingly,

(8) Therefore, *there is no need for* Regulation (EU) No 1303/2013 *to* be amended accordingly,

Or. fr

**Amendment 13**  
**Jan Huitema**

**Proposal for a regulation**  
**Article 1 – paragraph 1 – point 6 – subparagraph 2**



*Text proposed by the Commission*

8. The decision of a Member State to use parts of or the full performance reserve to support structural reforms pursuant to paragraph (1a) shall be accompanied by a proposal to undertake reform commitments pursuant to Article 23a, and a proposal to re-allocate all or part of the performance reserve in submitting an amendment in accordance with Articles 16(4) and 30(3).

*Amendment*

8. The decision of a Member State to use parts of or the full performance reserve to support structural reforms pursuant to paragraph (1a) shall be accompanied by a proposal to undertake reform commitments pursuant to Article 23a, and a proposal to re-allocate all or part of the performance reserve in submitting an amendment in accordance with Articles 16(4) and 30(3). ***As a precondition for the use of the performance reserve the milestones referred in Article 22, paragraph 1a must be achieved. Consequentially, paragraphs 3, 4, 5, 6 and 7 shall be applied by analogy.***

Or. en

**Amendment 14**  
**Jan Huitema**

**Proposal for a regulation**  
**Article 1 – paragraph 1 – point 7**  
Regulation (EU) No 1303/2013  
Article 23 a – paragraph 1

*Text proposed by the Commission*

1. A Member State which opts for a partial or full allocation of the performance reserve under point (b) of Article 22(1a) shall propose to the **Commission** a detailed set of measures appropriate for the implementation of structural reforms in accordance with Union law. This proposal shall include reform commitments which shall contain milestones and targets for the implementation of the reform measures and a timetable which shall not be longer than three years.

*Amendment*

1. A Member State which opts for a partial or full allocation of the performance reserve under point (b) of Article 22(1a) shall propose to the **European Fiscal Board** a detailed set of measures appropriate for the implementation of structural reforms in accordance with Union law. This proposal shall include reform commitments which shall contain milestones and targets for the implementation of the reform measures and a timetable which shall not be longer than three years.

## **Amendment 15**

**Jan Huitema**

### **Proposal for a regulation**

#### **Article 1 – paragraph 1 – point 7**

Regulation (EU) No 1303/2013

Article 23 a – paragraph 2

#### *Text proposed by the Commission*

2. The **Commission** shall assess the proposal. It may make observations or seek additional information. The Member State concerned shall provide the requested additional information and revise the reform commitments if requested to do so.

#### *Amendment*

2. The **European Fiscal Board** shall assess the proposal. It may make observations or seek additional information. The Member State concerned shall provide the requested additional information and revise the reform commitments if requested to do so.

Or. en

## **Amendment 16**

**Jan Huitema**

### **Proposal for a regulation**

#### **Article 1 – paragraph 1 – point 7**

Regulation (EU) No 1303/2013

Article 23 a – paragraph 3

#### *Text proposed by the Commission*

3. The **Commission** shall adopt a decision, by means of an implementing act, setting out the reform commitments to be implemented by the Member State and the amount allocated from the performance reserve for their support. This amount shall be proportionate to the nature and importance of the reform and complement other measures or operations supported from Union funds.

#### *Amendment*

3. The **European Fiscal Board** shall adopt a decision, by means of an implementing act, setting out the reform commitments to be implemented by the Member State and the amount allocated from the performance reserve for their support. This amount shall be proportionate to the nature and importance of the reform and complement other measures or operations supported from Union funds.

Or. en

## Amendment 17

Jan Huitema

### Proposal for a regulation

#### Article 1 – paragraph 1 – point 8

Regulation (EU) No 1303/2013

Article 23 a – paragraph 4

#### *Text proposed by the Commission*

4. Support to structural reforms by Member States under this Article shall take the form of a financing not linked to cost referred to in Article 121 **(I)(e)** of the Financial Regulation, shall be managed in line with the rules for **direct** management set out in that Regulation, and shall **not** require national co-financing. **Chapter I of Title II, and Titles III to IX of Part Two of this Regulation do not apply.**

#### *Amendment*

4. Support to structural reforms by Member States under this Article shall take the form of a financing not linked to cost referred to in Article 121 **(I)** of the Financial Regulation, shall be managed in line with the rules for **shared** management set out in that Regulation, and shall require **compulsory** national co-financing.

Or. en