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*****I**
REPORT

on the proposal for a regulation of the European Parliament and of the Council
on establishing the Creative Europe Programme
(COM(2011)0785 – C7-0435/2011 – 2011/0370(COD))

Committee on Culture and Education

Rapporteur: Silvia Costa

Symbols for procedures

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

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

Amendments to a draft act

In amendments by Parliament, amendments to draft acts are highlighted in ***bold italics***. Highlighting in *normal italics* is an indication for the relevant departments showing parts of the draft act which may require correction when the final text is prepared – for instance, obvious errors or omissions in a language version. Suggested corrections of this kind are subject to the agreement of the departments concerned.

The heading for any amendment to an existing act that the draft act seeks to amend includes a third line identifying the existing act and a fourth line identifying the provision in that act that Parliament wishes to amend. Passages in an existing act that Parliament wishes to amend, but that the draft act has left unchanged, are highlighted in **bold**. Any deletions that Parliament wishes to make in such passages are indicated thus: [...].

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DRAFT EUROPEAN PARLIAMENT LEGISLATIVE RESOLUTION

**on the proposal for a regulation of the European Parliament and of the Council on establishing the Creative Europe Programme
(COM(2011)0785 – C7-0435/2011 – 2011/0370(COD))**

(Ordinary legislative procedure: first reading)

The European Parliament,

- having regard to the Commission proposal to Parliament and the Council (COM(2011)0785),
- having regard to Article 294(2) and Articles 166(4), 167(5) and 173(3) of the Treaty on the Functioning of the European Union, pursuant to which the Commission submitted the proposal to Parliament (C7-0435/2011),
- having regard to Article 294(3) of the Treaty on the Functioning of the European Union,
- having regard to the opinion of the European Economic and Social Committee of 28 March 2012¹,
- having regard to the opinion of the Committee of the Regions of 18 July 2012²,
- having regard to Rule 55 of its Rules of Procedure,
- having regard to the report of the Committee on Culture and Education and the opinions of the Committee on Budgets, the Committee on Employment and Social Affairs and the Committee on Industry, Research and Energy (A7-0011/2013),

1. Adopts its position at first reading hereinafter set out;
2. Points out that the financial envelope specified in the legislative proposal constitutes only an indication to the legislative authority and cannot be fixed until agreement is reached on the proposal for a regulation laying down the multiannual financial framework for the years 2014-2020;
3. Recalls its resolution of 8 June 2011 on Investing in the future: a new Multiannual Financial Framework (MFF) for a competitive, sustainable and inclusive Europe³; reiterates that sufficient additional resources are needed in the next MFF in order to enable the Union to fulfil its existing policy priorities and the new tasks provided for in the Treaty of Lisbon, as well as to respond to unforeseen events; challenges the Council, if it does not share this approach, to clearly identify which of its political priorities or projects could be dropped altogether, despite their proven European added value; points out that even with an increase in the level of resources for the next MFF of at least 5% compared

¹ OJ C 181, 21.6.2012, p. 35.

² OJ C 277, 13.9.2012, p. 156.

³ Texts adopted, P7_TA(2011)0266.

to the 2013 level only a limited contribution can be made to the achievement of the Union's agreed objectives and commitments and the principle of Union solidarity;

4. Calls on the Commission to refer the matter to Parliament again if it intends to amend its proposal substantially or replace it with another text;
5. Instructs its President to forward its position to the Council, the Commission and the national parliaments.

Amendment 1
Proposal for a regulation
Title

Text proposed by the Commission

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL *on* establishing the Creative Europe Programme

Amendment

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL establishing the Creative Europe **Framework** Programme

Amendment 2
Proposal for a regulation
Recital 1

Text proposed by the Commission

(1) The Treaty aims at an ever closer union among the peoples of Europe and confers on the Union the task, inter alia, of contributing to the flowering of cultures of Member States, while respecting their national and regional diversity *and at the same time ensuring that the conditions necessary for the competitiveness of the Union's industry exist*. In this respect, the Union, where necessary, supports and supplements Member States' actions to respect cultural and linguistic diversity, *strengthen the competitiveness of the European cultural and creative sectors and facilitate adaptation to industrial changes, in particular through vocational training*.

Amendment

(1) The Treaty aims at an ever closer union among the peoples of Europe and confers on the Union the task, inter alia, of contributing to the flowering of cultures of Member States, while respecting their national and regional diversity. In this respect, the Union, where necessary, supports and supplements Member States' actions to respect cultural and linguistic diversity *in accordance with Article 167 of the Treaty and the 2005 UNESCO Convention on the Protection and Promotion of the Diversity of Cultural Expressions, and to safeguard and enhance Europe's tangible and intangible cultural heritage. It should also foster culture as an element of freedom of expression, inclusion, social cohesion,*

intercultural dialogue and attention to minorities.

Amendment 3
Proposal for a regulation
Recital 1 a (new)

Text proposed by the Commission

Amendment

(1a) The Treaty requires the Union and the Member States to ensure that the conditions necessary for the competitiveness of the Union's industry, including equality between women and men in the labour market, exist. In this respect, the Union, where necessary, supports and supplements Member States' actions to strengthen the competitiveness of its cultural and creative sectors, especially the audiovisual sector, as well as actions to facilitate adaptation to ongoing changes such as digitisation, in particular through vocational training.

Amendment 4
Proposal for a regulation
Recital 2

Text proposed by the Commission

Amendment

(2) Union support for the cultural and creative sectors is based on the experience acquired with the following programmes and actions: Decision No 1855/2006/EC of the European Parliament and of the Council of 12 December 2006 establishing the Culture Programme (2007 to 2013), Decision No 1718/2006/EC of the European Parliament and of the Council of 15 November 2006 concerning the implementation of a programme of support for the European audiovisual sector (MEDIA 2007), Decision No 1041/2009/EC of the European Parliament and of the Council of 21 October 2009

(2) Union support for the cultural and creative sectors is based on the experience acquired with the following programmes and actions: Decision No 1855/2006/EC of the European Parliament and of the Council of 12 December 2006 establishing the Culture Programme (2007 to 2013), Decision No 1718/2006/EC of the European Parliament and of the Council of 15 November 2006 concerning the implementation of a programme of support for the European audiovisual sector (MEDIA 2007), Decision No 1041/2009/EC of the European Parliament and of the Council of 21 October 2009

establishing an audiovisual cooperation programme with professionals from third countries (MEDIA Mundus 2011-2013), Decision No 1622/2006/EC of the European Parliament and of the Council of 24 October 2006 establishing a Community action for the European Capital of Culture event for the years 2007 to 2019 and Decision No ~~xy~~/2011¹ (European Heritage Label).

¹ OJ L

Amendment 5

Proposal for a regulation

Recital 3

Text proposed by the Commission

(3) The ‘European agenda for culture in a **globalizing** world’, endorsed by the Council in a **Resolution** of 16 November 2007 sets the objectives for future activities of the **European** Union for the cultural and creative sectors. It aims to promote cultural diversity and intercultural dialogue, to promote culture as a catalyst for creativity in the framework for growth and jobs and to promote culture as a vital element in the Union's international relations.

Amendment 6

Proposal for a regulation

Recital 3 a (new)

establishing an audiovisual cooperation programme with professionals from third countries (MEDIA Mundus 2011-2013), Decision No 1622/2006/EC of the European Parliament and of the Council of 24 October 2006 establishing a Community action for the European Capital of Culture event for the years 2007 to 2019 and Decision No **1194/2011 of the European Parliament and of the Council of 16 November 2011 establishing a European action for the European Heritage Label**¹.

¹ OJ L 303, 22.11.2011, p. 1.

Amendment

(3) The ‘European agenda for culture in a **globalising** world’, endorsed by the **European Parliament in its resolution of 10 April 2008¹ and by the** Council in a **resolution** of 16 November 2007, sets the objectives for future activities of the Union for the cultural and creative sectors. It aims to promote cultural diversity and intercultural dialogue, to promote culture as a catalyst for creativity in the framework for growth and jobs and to promote culture as a vital element in the Union's international relations.

¹ **OJ C 247 E, 15.10.2009, p. 32.**

(3a) In its resolution of 12 May 2011 on unlocking the potential of cultural and creative industries¹, the European Parliament emphasised that the creative and cultural industries contribute to the transformation of local economies by encouraging the emergence of new types of economic activity, creating new and sustainable jobs and making European regions, cities and rural communities more attractive, thus serving the interests of social and territorial cohesion. Moreover, culture has an important role to play in terms of the sustainable development of cross-border territories. Stimulating culture and creativity is therefore an integral part of territorial cooperation and should be reinforced.

¹ OJ C 377 E, 7.12.2012, p. 142.

Amendment 7

Proposal for a regulation Recital 4

(4) With regard to the Charter of Fundamental Rights of the European Union and in particular Articles 11 and 21, the cultural and creative sectors make an important contribution to the fight against all forms of discrimination including racism and xenophobia and are an important platform for freedom of ***speech***. Article 22 imposes an obligation to respect cultural and linguistic diversity.

(4) With regard to the Charter of Fundamental Rights of the European Union and in particular Articles 11 and 21, the cultural and creative sectors make an important contribution to the fight against all forms of discrimination including racism and xenophobia and are an important platform for freedom of ***expression***. Article 22 imposes an obligation to respect cultural and linguistic diversity.

Amendment 8
Proposal for a regulation
Recital 5

Text proposed by the Commission

(5) The UNESCO Convention on the Protection and *the* Promotion of the Diversity of Cultural Expressions which entered into force on 18 March 2007, and *to* which *the Union is a party*, aims at strengthening international cooperation, including international co-production and co-distribution agreements, and solidarity so as to favour the cultural expression of all countries.

Amendment

(5) The UNESCO Convention on the Protection and Promotion of the Diversity of Cultural Expressions, which entered into force on 18 March 2007 and which *is part of the acquis communautaire, underlines that cultural activities, goods and services have both an economic and a cultural nature, because they convey identities, values and meanings, and must not, therefore, be treated as solely having commercial value. That Convention* aims at strengthening international cooperation, including international co-production and co-distribution agreements, and solidarity so as to favour the cultural expression of all countries *and individuals. In that regard, the Convention also states that due attention should be paid to the special circumstances and needs of various social groups, including persons belonging to minorities.*

Amendment 9
Proposal for a regulation
Recital 5 a (new)

Text proposed by the Commission

Amendment

(5a) One of the general objectives of the Framework Programme established by this Regulation is to safeguard and enhance Europe's cultural heritage, the right to which has also been recognised as being inherent in the right to participate in cultural life enshrined in the Council of Europe Framework Convention on Cultural Heritage for Society, which entered into force on 1 June 2011. That Convention highlights the role of cultural heritage in the building of a peaceful and

democratic society and in the sustainable development process, the promotion of cultural diversity, the development of a common European identity and keeping its memory alive.

Amendment 10

Proposal for a regulation Recital 5 b (new)

Text proposed by the Commission

Amendment

(5b) Safeguarding and promoting tangible and intangible cultural heritage should be an integral part of the Union's tasks, within the meaning of the 2003 UNESCO Convention for the Safeguarding of Intangible Cultural Heritage and the 1972 UNESCO Convention Concerning the Protection of the World Cultural and Natural Heritage, encompassing monuments, sites, historic ensembles, museums, landscapes and film archives, whereby contemporary artistic projects can be carried out as a valorisation of the places concerned, promoting creation while giving a sense of appropriation by the peoples of the history of the place or object in question.

Amendment 11

Proposal for a regulation Recital 6

Text proposed by the Commission

Amendment

(6) The Union is a member of World Trade Organisation (WTO) since 1 January 1995 and is therefore under a general obligation to respect the commitments undertaken under WTO Agreements.

deleted

Justification

This recital has no legal relevance to the proposed regulation, so it should be deleted.

Amendment 12

Proposal for a regulation

Recital 7

Text proposed by the Commission

(7) The Communication from the European Commission on the European Strategy for smart, sustainable and inclusive growth (Europe 2020 Strategy) defines a strategy that aims to turn the Union into a smart, sustainable and inclusive economy delivering high levels of employment, productivity and social cohesion. In *this* strategy, the Commission noted that the Union needs to provide more attractive framework conditions for innovation and creativity, including through incentives for the growth of knowledge based firms and greater access to finance for cultural and creative sectors.

Amendment

(7) The Communication from the European Commission on the European Strategy for smart, sustainable and inclusive growth (Europe 2020 Strategy) defines a strategy that aims to turn the Union into a smart, sustainable and inclusive economy delivering high levels of employment, productivity and social cohesion. In *that* strategy, the Commission noted that the Union needs to provide more attractive framework conditions for innovation and creativity, including through incentives for the growth of knowledge-based firms and greater access to finance for cultural and creative sectors. ***However, the ability of cultural and creative practitioners to operate across Europe has been severely curtailed by the decrease of funding from national sources. Therefore, the targets for jobs and the cultural and creative industries cannot be reached if the funds for creative mobility and interaction across Europe and beyond are not increased significantly.***

Justification

The financial crisis has caused the reduction of funds for creative and cultural sectors at national level; therefore, the European funds can partially offset these losses.

Amendment 13

Proposal for a regulation

Recital 7 a (new)

Text proposed by the Commission

Amendment

(7a) The Council conclusions on mobility information services for artists and for culture professionals¹ confirmed the importance of the mobility of artists and cultural professionals for the Union and for achieving its objectives within the Europe 2020 strategy, and called on the Member States and the Commission, within their respective spheres of competence and with due regard to the principle of subsidiarity, to facilitate the provision of comprehensive and accurate information to artists and cultural professionals seeking to be mobile within the Union.

¹ OJ C 175, 15.6.2011, p. 5.

Amendment 14

Proposal for a regulation Recital 7 b (new)

Text proposed by the Commission

Amendment

(7b) The European Parliament and Council Recommendation on key competences for lifelong learning¹ recognises cultural awareness and expression to be a priority, in particular highlighting the importance of the creative expression of ideas, experiences and emotions in a range of media (music, performing and visual arts and literature), as a key competence with which everyone should be equipped so that they can thrive in a knowledge-based society. It thus considers participation and active engagement in culture to be a factor for innovation, productivity and competitiveness.

Amendment 15
Proposal for a regulation
Recital 9

Text proposed by the Commission

(9) It emerges from these monitoring, evaluation and public consultation exercises that the Culture, MEDIA and MEDIA Mundus programmes play a very important role in protecting and promoting Europe's cultural and linguistic diversity ***and that they are relevant for the needs of the cultural and creative sectors, but also that the objectives of any new programme should be realigned to the goals of Europe 2020.*** It also appears from *these* evaluations and consultations, as well as from various independent studies, in particular the study on the entrepreneurial dimension of cultural and creative industries, that the cultural and creative sectors are facing common challenges, namely a highly fragmented market context, the impact of the digital shift and globalisation, difficulties in accessing finance and a shortage of comparable data, which all require action at Union level.

Amendment 16
Proposal for a regulation
Recital 10

Text proposed by the Commission

(10) The European cultural and creative ***sectors are*** inherently fragmented along national and linguistic lines. On the one hand, ***fragmentation*** results in a culturally diverse and highly independent cultural ***landscape***, providing a voice for the different cultural traditions ***forming the diversity of our European heritage.*** On the

Amendment

(9) It emerges from these monitoring, evaluation and public consultation exercises that the Culture, MEDIA and MEDIA Mundus programmes play a very important role in protecting and promoting Europe's cultural and linguistic diversity. It also appears from *those* evaluations and consultations, as well as from various independent studies, in particular the study on the entrepreneurial dimension of cultural and creative industries, that the cultural and creative sectors are facing common challenges, namely a highly fragmented market ***and regulatory*** context, the impact of the digital shift and globalisation, difficulties in accessing finance, ***bureaucratic burdens*** and a shortage of comparable data, which all require action at Union level.

Amendment

(10) The European cultural and creative ***landscape is not homogeneous in its functioning and its economic impact. It is*** inherently fragmented ***also*** along national and linguistic lines. On the one hand, ***this situation*** results in a culturally diverse and highly independent cultural ***field***, providing a voice for the different cultural traditions

other hand, fragmentation *leads to limited and sub-optimal* transnational circulation of cultural and creative works *and operators* within and outside the Union, to geographical imbalances *and - subsequently - to a limited choice for the consumer.*

and experiments and making a common cultural area for the peoples of Europe a reality. On the other hand, fragmentation *means a series of obstacles impeding the smooth* transnational circulation *and mobility* of cultural and creative works, *and hampering cultural and creative players* within and outside the Union, *which can lead to geographical imbalances in the area of access to cultural goods.*

Amendment 17

Proposal for a regulation Recital 10 a (new)

Text proposed by the Commission

Amendment

(10a) In order to confront these challenges, the sector needs to improve its audience development skills, which can bring cultural, social and economic benefits: cultural, in the sense of helping European works reach larger audiences and fostering meaningful engagement; social, by helping to reach young people and the disadvantaged; and economic, by helping to create new revenue streams.

Justification

The notion of audience building should be interpreted in terms of access and participation in the arts and culture (e.g. inclusion of disadvantaged groups, arts and culture literacy), as well as the diversity of the offer (e.g. subtitling of theatre plays). Education has a key role to play in audience development. Consistent with the EC impact assessment of the Culture Programme.

Amendment 18

Proposal for a regulation Recital 11

Text proposed by the Commission

Amendment

(11) The digital shift is having a massive impact on how cultural and creative goods

(11) The digital shift is having a massive impact on how cultural and creative goods

and services are made, disseminated, accessed, consumed and monetised. These changes offer **great** opportunities for the European cultural and creative sectors. Lower distribution costs, new distribution channels and new opportunities for niche products can facilitate access and increase circulation worldwide. In order to **seize** these opportunities **and adapt to the context of the digital shift and globalisation**, the cultural and creative sectors need to develop **new** skills and require greater access to finance to upgrade equipment, develop new production and distribution methods and **adapt** their business models.

and services are made, disseminated, accessed, consumed and monetised. These changes offer **wide** opportunities for the European cultural and creative sectors **and European society in general**. Lower distribution costs, new distribution channels, **larger and global audiences** and new opportunities for niche products can facilitate access and increase circulation **of cultural and artistic works** worldwide, **while simultaneously contributing to the enhancement of social cohesion**. In order to **fully use** these opportunities, the cultural and creative sectors need to develop **their management and digital** skills **and obtain access to better information**, and **therefore** require **even** greater access to finance, **in order** to upgrade equipment, develop new production and distribution methods and **develop** their own **fair and creative** business models.

Amendment 19
Proposal for a regulation
Recital 12 a (new)

Text proposed by the Commission

Amendment

(12a) The current process of technological convergence is changing the way in which cultural and creative works are produced, distributed and enjoyed. It is therefore necessary to look for a new balance between increased accessibility of creative and cultural works, fair remuneration of rightholders and the creation of new business models.

Amendment 20
Proposal for a regulation
Recital 12 b (new)

Text proposed by the Commission

Amendment

(12b) Europe's excellence and

competitiveness in the cultural and creative sectors are the result of efforts on the part of artists, creators and professionals, endowed with traditional and innovative talents and formal and informal skills that need to be preserved, promoted and built upon through opportunities for training, exchanges and mobility, with special regard to digital and entrepreneurial skills, in association, where appropriate, with education and lifelong learning programmes.

Justification

Creators as well as artists play an essential role in cultural and creative industries. It is necessary to ensure that their skills and competences are regularly strengthened, and that they have access to proper training as well as exchange and mobility opportunities.

Amendment 21
Proposal for a regulation
Recital 12 c (new)

Text proposed by the Commission

Amendment

(12c) Audience development, especially as regards young people, requires a specific commitment on the part of Member States and the Union to support, in school curricula and in ad hoc programmes, the enhancement of artistic, cultural and creative education as well as film and media literacy.

Justification

It is necessary to invest in arts, cultural and creative education in order to develop a artistic appreciation in young people.

Amendment 22
Proposal for a regulation
Recital 12 d (new)

Text proposed by the Commission

Amendment

(12 d) In order to reach new audiences, targeted efforts by the Member States and the Union are needed to improve access to individual social groups and to strengthen involvement in and inclusion of such groups.

Amendment 23

Proposal for a regulation Recital 12 e (new)

Text proposed by the Commission

Amendment

(12e) Many cultural sectors, such as the visual arts, are based on technology, making it hard to distinguish between the technical and artistic aspects; it is therefore essential for the programme to be flexible with regard to those sectors.

Amendment 24

Proposal for a regulation Recital 13

Text proposed by the Commission

Amendment

(13) One of the greatest challenges of the cultural and creative sectors, especially small operators including small and medium-sized enterprises (SMEs) and ***micro-enterprises***, is ***their*** difficulty accessing the funds they need to finance their activities, grow, maintain their competitiveness or internationalise. While this is a common challenge for SMEs in general, the situation is significantly more difficult in the cultural and creative sectors due to the intangible nature of many of their assets, the prototype profile of their activities, ***the lack of investment-readiness of the operators in the sectors as well as***

(13) One of the greatest challenges for the cultural and creative sectors, especially small operators including ***micro-***, small and medium-sized enterprises (SMEs) and ***not-for-profit organisations***, is ***the*** difficulty ***they face in*** accessing the funds – ***in particular Union funds, on account of overly complex application procedures*** – ***that*** they need to finance their activities, grow, maintain ***and increase*** their competitiveness or internationalise ***their activities***. While this is a common challenge for SMEs in general, the situation is significantly more difficult in the cultural and creative sectors due to the

the insufficient investor-readiness of financial institutions.

intangible nature of many of their assets, the prototype profile of their activities *and their intrinsic need to take risks and experiment in order to innovate. This risk-taking by operators needs to be understood and supported also by financial institutions.*

Amendment 25
Proposal for a regulation
Recital 15

Text proposed by the Commission

(15) *There is a need to bring* together the current *individual Union* programmes *for the cultural and creative sectors* within a single comprehensive framework *programme in order to* more effectively support cultural and creative *operators to* take advantage of the opportunities the digital shift and globalisation *offer* and *help them* to address issues currently leading to market fragmentation. *To be effective, the Programme should take* account of the specific nature of the *sub-sectors, their different target groups and* their particular needs through tailor-made approaches within independent *strands*.

Amendment

(15) *Bringing* together the current *Culture, MEDIA and MEDIA Mundus* programmes within a single comprehensive framework – *without, however, diminishing their mutual independence – would* more effectively support *the* cultural and creative *sectors with a view to helping them* take advantage of the opportunities *offered by* the digital shift and globalisation and to address issues currently leading to market fragmentation, *in particular through a cross-cultural approach. It is however essential to ensure that this framework takes* account of the specific nature of the *cultural and creative sectors, in particular the audiovisual sector, as well as* their particular needs, through tailor-made approaches within *two* independent *programmes*.

Justification

Under the Creative Europe Framework programme, the independence of the Culture and MEDIA programmes should be kept whilst ensuring efficient functioning of cross-sectoral actions aimed at tackling common challenges affecting all the cultural and creative sectors.

Amendment 26
Proposal for a regulation
Recital 16

Text proposed by the Commission

(16) The European Capital of Culture and the European Heritage Label help to strengthen the feeling of belonging to a common cultural area, and contribute to enhancing the value of cultural heritage. ***Funding should be provided for these two Union actions.***

Amendment

(16) ***Funding should also be provided for the European Capital of Culture and the European Heritage Label actions, as well as special actions such as the European cultural prizes, as they*** help to strengthen the feeling of belonging to a common cultural area, ***stimulate intercultural dialogue and mutual understanding*** and contribute to enhancing the value of cultural heritage.

Justification

To more accurately reflect that the proposal only addresses the funding of European Capital of Culture and the European Heritage Label actions for the period 2014-2020, this recital should be redrafted.

Amendment 27

Proposal for a regulation
Recital 16 a (new)

Text proposed by the Commission

Amendment

(16a) The Framework Programme ought to take into account the fact that culture has an intrinsic value that is separate from the economic aspects of cultural goods and services. This duality that culture has should be borne in mind when the Framework Programme is being drawn up to ensure that the focus is not placed solely on economic competitiveness.

Amendment 28

Proposal for a regulation
Recital 17

Text proposed by the Commission

Amendment

(17) Participation in the programme will be

(17) Participation in the ***Framework***

open to acceding countries, candidate countries and potential candidates benefiting from a pre-accession strategy, in accordance with the general principles and general terms and conditions for the participation of those countries in Union programmes established in the respective Framework Agreements, Association Council Decisions or similar agreements; to EFTA countries which are parties to the EEA Agreement and to countries of the European *neighbourhood* area in accordance with the procedures defined with those countries following the framework agreements providing for their participation in European Union programmes. The participation of the Swiss Confederation is subject to specific arrangements with that country.

Programme *within the scope of European integration* will be open to **Member States**, acceding countries, candidate countries and potential candidates benefiting from a pre-accession strategy, in accordance with the general principles and general terms and conditions for the participation of those countries in Union programmes established in the respective Framework Agreements, Association Council Decisions or similar agreements; to EFTA countries which are parties to the EEA Agreement and to countries of the European *Neighbourhood* area in accordance with the procedures defined with those countries following the framework agreements providing for their participation in European Union programmes. The participation of the Swiss Confederation is subject to specific arrangements with that country.

Amendment 29
Proposal for a regulation
Recital 18

Text proposed by the Commission

(18) The Programme should further be open for bilateral or multilateral cooperation actions with other non EU Member States on the basis of **additional** appropriations to be **defined**.

Amendment

(18) The **Framework** Programme should further be open for bilateral or multilateral cooperation actions with other non-EU Member States on the basis of **supplementary** appropriations **and specific arrangements** to be **agreed upon with the parties concerned**.

Amendment 30
Proposal for a regulation
Recital 19

Text proposed by the Commission

(19) Cooperation between the Programme and international organisations in the **field of culture** and audiovisual such as UNESCO, the Council of Europe and in

Amendment

(19) Cooperation between the Programme and international organisations in the **cultural** and audiovisual **fields**, such as UNESCO, the Council of Europe and in

particular Eurimages, OECD *and* the World Intellectual Property Organisation (WIPO) needs to be fostered.

particular Eurimages *and European Cultural Routes*, the OECD, the World Intellectual Property Organization (WIPO) *and the European Union National Institutes for Culture (EUNIC)*, needs to be fostered.

Amendment 31

Proposal for a regulation Recital 19 a (new)

Text proposed by the Commission

Amendment

(19a) The Union should take, in liaison with the Member States, the necessary steps to ensure proper cooperation in the cultural and creative sectors with third countries (covered by the former Media Mundus programme) and multilateral and regional organisations and entities, including, but not limited to, European financial institutions, international financial institutions, United Nations agencies, funds and programmes, private foundations and non-Union donors.

Justification

Since, in the next MFF, Media Mundus programme has been integrated in the common framework, its priorities - international cooperation and projection of European cultural products abroad - should not be lost.

Amendment 32

Proposal for a regulation Recital 20

Text proposed by the Commission

Amendment

(20) It is necessary to ensure the European added value of all actions carried out within ***in the framework of*** the Programme, complementarity to Member ***State*** activities and compliance with Article 167 (4) of the Treaty and other Union activities, ***in particular in the field***

(20) It is necessary to ensure the European added value of all actions carried out within the ***Framework*** Programme, ***their*** complementarity to Member ***States'*** activities ***and other actions of the Union***, and ***their*** compliance with Article 167 of the Treaty, ***in particular paragraph 4 of***

of education, research and innovation, industrial and cohesion policy, tourism and external relations.

that article, and other Union activities, *such as* education *and training*, research and innovation, industrial and cohesion policy, *social and health policies*, tourism and external relations, *as well as the Digital Agenda*.

Amendment 33
Proposal for a regulation
Recital 20 a (new)

Text proposed by the Commission

Amendment

(20a) The results of the Framework Programme should be disseminated as widely as possible. The identification and exchange of best practices with a strong European dimension which are particularly relevant to the objectives of the Framework Programme should be encouraged, drawing on the experience of previous initiatives such as the European Cultural Ambassadors initiative.

Amendment 34
Proposal for a regulation
Recital 20 b (new)

Text proposed by the Commission

Amendment

(20b) Those organisations which have been appointed so far as European Cultural Ambassadors under the Culture 2007 programme and which, therefore, through their influence in the cultural field at European level, clearly have an aptitude to be European "representatives" of European culture, should be entitled to retain that title for the period from 2014 to 2020.

Amendment 35
Proposal for a regulation
Recital 23

Text proposed by the Commission

Amendment

(23) With regard to the implementation of the Programme, the specific nature of the cultural and creative sectors should be taken into account, and particular care should be taken to ensure that administrative and financial procedures are simplified. **deleted**

Justification

In the light of the proposed text, as well as issues and problems that may arise following the merging of the Culture and MEDIA programmes, it is essential to ensure the prerogatives of both legislators with regard to the implementation of this new Framework Programme, by introducing the delegated acts, in accordance with Article 290 TFEU.

Amendment 36
Proposal for a regulation
Recital 25

Text proposed by the Commission

Amendment

(25) As stated in the Commission report on the impact of the European Parliament and Council Decisions modifying the legal bases of the European Programmes in the areas of Lifelong Learning, Culture, Youth and Citizenship of 30 July 2010, the substantial shortening of the delays in the management procedures has increased the efficiency of programmes. This type of simplification should be continued. **deleted**

Justification

These agreements are not relevant any more as both programmes and procedures have changed since then. Considering the proposed text, it is of utmost importance for the legislators to ensure their right of scrutiny.

Amendment 37
Proposal for a regulation
Recital 26

Text proposed by the Commission

Amendment

(26) In order to ensure uniform conditions for the implementation of this programme, implementing powers should be conferred on the Commission which should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers.

deleted

(See Amendment to Recital 26 a.)

Justification

As the delegation of power to the Commission with regard to non-essential elements of this proposed regulation, including the annual programmes, is suggested by the Rapporteur, this recital relating to the implementing acts, as laid down by Article 291 TFEU, is not relevant any more, and should be deleted.

Amendment 38
Proposal for a regulation
Recital 26 a (new)

Text proposed by the Commission

Amendment

(26a) In order to amend and supplement certain non-essential elements of this Regulation, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of the adoption of the annual work programmes and the adaptation of the quantitative and qualitative indicators for the evaluation of the Framework Programme. It is of particular importance that the Commission carry out appropriate

consultations throughout its preparatory work, including at expert level. The Commission, when preparing and drawing up delegated acts, should ensure simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and to the Council.

Amendment 39
Proposal for a regulation
Recital 27

Text proposed by the Commission

(27) In compliance with the principles for performance related assessment, the procedures for monitoring and evaluating the **programme** should include detailed annual reports and refer to the specific, measurable, achievable, relevant and time-bound targets and indicators laid down in this Regulation.

Amendment

(27) In compliance with the principles for performance-related assessment, the procedures for monitoring and evaluating the **Framework Programme** should include detailed annual reports and **should** refer to the specific, measurable, achievable, relevant and time-bound targets and **appropriate** indicators, **as well as qualitative ones**, laid down in this Regulation.

Amendment 40
Proposal for a regulation
Recital 30

Text proposed by the Commission

(30) Given the transnational and international character of proposed actions, the objectives of this Regulation cannot be sufficiently achieved by Member States alone. For reasons of scale and the expected effects of those actions, transnational results can be better achieved by action at Union level. The Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to

Amendment

(30) Given the transnational and international character of **the** proposed actions, the objectives of this Regulation, **namely to safeguard, develop and promote European cultural and linguistic diversity, safeguard and enhance Europe's cultural heritage, develop a sense of European identity among Europeans, build up and strengthen the capacity of Europe's cultural and creative sectors and support the competitiveness of the European audiovisual industry from 1 January 2014 to 31 December 2020**, cannot be sufficiently achieved by Member States

support the achieving of the objectives to safeguard and promote European cultural and linguistic diversity and strengthen the competitiveness of the cultural and creative sectors in the period from 1 January 2014 to 31 December 2020

alone. For reasons of scale and the expected effects of those actions, transnational results can be better achieved by action at Union level. The Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty *on European Union*. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to *achieve those* objectives,

Amendment 41
Proposal for a regulation
Article 1 – title

Text proposed by the Commission

Subject matter

Amendment

Establishment and duration of the Framework Programme

Amendment 42
Proposal for a regulation
Article 1 – paragraph 1

Text proposed by the Commission

This Regulation establishes the Creative Europe Programme *for* support *to* the European cultural and creative sectors (*hereinafter referred to as* ‘the Programme’) *for the period from 1 January 2014 to 31 December 2020*.

Amendment

This Regulation establishes the Creative Europe **Framework** Programme *to* support the European cultural and creative sectors (‘the **Framework** Programme’).

Amendment 43
Proposal for a regulation
Article 1 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

The Framework Programme shall operate from 1 January 2014 to 31 December 2020.

Amendment 44
Proposal for a regulation
Article 2 – point 1

Text proposed by the Commission

1. ‘cultural and creative sectors’ means all sectors whose activities are based on cultural values and/or artistic and creative expressions, whether *these* activities are market or non-market oriented and whatever the type of structure that carries them out. *These* activities include the creation, the production, the dissemination and the preservation of goods and services which embody cultural, artistic or creative expressions, as well as related functions such as education, management **or regulation**. The cultural and creative sectors include in particular architecture, archives **and** libraries, artistic crafts, **audiovisual (including film, television, video games and multimedia)**, cultural heritage, design, festivals, music, performing arts, publishing, radio and visual arts;

Amendment 45
Proposal for a regulation
Article 2 – point 2

Amendment

1. ‘cultural and creative sectors’ means all sectors whose activities are based on cultural values and/or artistic and creative expressions, whether *those* activities are market or non-market oriented and whatever the type of structure that carries them out. *Those* activities include the creation, the production, the dissemination and the preservation of goods and services which embody cultural, artistic or creative expressions, as well as related functions such as education **or** management.

For the purposes of this Regulation, the cultural and creative sectors include in particular:

- architecture, archives, libraries **and museums**, artistic crafts, **tangible and intangible** cultural heritage, design, festivals, music, **literature**, performing arts, publishing, radio and visual arts;
- **the audiovisual sector (such as films, including documentaries, fiction films, children's and animated films, television, video games and multimedia)**;

Text proposed by the Commission

2. 'operator' means a professional, an organisation, ***a business or an institution*** active in the cultural and creative sectors;

Amendment

2. '***cultural and creative*** operator' means a professional, an organisation (***profit-making or non-profit-making***), ***an institution or a business , including SMEs***, active in the cultural and creative sectors;

Amendment 46

**Proposal for a regulation
Article 2 – point 3**

Text proposed by the Commission

3. 'financial intermediaries' means financial institutions providing or planning to provide loan facilities or additional expertise regarding the cultural and creative sectors.

Amendment

3. '***participating*** financial intermediaries', ***as selected by the cultural and creative sectors guarantee fund, in accordance with Regulation (EU) No XX/2012 [the Financial Regulation]***, means financial institutions providing or planning to provide loan facilities or additional expertise regarding the cultural and creative sectors.

Amendment 47

**Proposal for a regulation
Article 2 – point 3 a (new)**

Text proposed by the Commission

Amendment

3a. 'SMEs' means micro-, small and medium-sized enterprises, as defined in Commission Recommendation 2003/361/EC of 6 May 2003 concerning the definition of micro, small and medium-sized enterprises¹, which are active in the cultural and creative sectors.

¹ OJ L 124, 20.5.2003, p. 36.

Justification

The original text of the Commission refers to "small and medium enterprises", but this term

was not defined. In order to avoid misunderstanding, it needs to be clarified.

Amendment 48
Proposal for a regulation
Article 3

Text proposed by the Commission

1. **The** Programme shall *only* support *those* actions and activities presenting a *potential* European added value *and contributing to the achievement of the objectives of the Europe 2020 Strategy and its flagship initiatives*.

2. European added value shall be ensured *in particular* through:

(a) the transnational character of *its* activities and their impact, *which will* complement national, international and other Union programmes;

(b) the economies of scale and critical mass which Union support fosters creating a leverage effect for additional funds;

(c) transnational cooperation stimulating more comprehensive, rapid and effective responses to global challenges and creating long-term *systemic effects on the sectors*;

(d) ensuring *a more level playing field* in the European cultural and creative sectors *by taking account of* low production

Amendment

1. ***In view of the intrinsic and economic value of culture, the Framework***

Programme shall support actions and activities presenting a European added value.

2. European added value shall be ensured through *one, at least, of the following criteria*:

(a) the transnational character of *the cultural and creative actions and* activities and their impact *on European citizens and their knowledge of cultures other than their own, which shall* complement *regional*, national, international and other Union programmes *and policies*;

(aa) the promotion of intercultural exchanges and dialogue to harness Europe's cultural diversity, and at the same time, to increase mutual awareness, as well as to foster the emergence of a cultural and creative space and of a true cultural forum shared by Europeans;

(b) the economies of scale and critical mass which Union support fosters, creating a leverage effect for additional funds;

(c) transnational cooperation *between cultural and creative operators, including artists*, stimulating more comprehensive, rapid and effective responses to global challenges and *innovation, i.e.* creating long-term *and inclusive developments for the whole sector in terms of new business models and development*;

(d) ensuring *that proper account is taken of the conditions obtaining* in the European cultural and creative sectors, *in*

capacity *countries* and/or *countries or* regions with a restricted geographical and linguistic area.

particular the situation in low-production-capacity *Member States* and/or *EU* regions with a restricted geographical and/or linguistic area.

Amendment 49
Proposal for a regulation
Article 4

Text proposed by the Commission

Amendment

General objectives of the Programme

General objectives of the **Framework** Programme

The general objectives of the Programme shall be *the following*:

(a) to *foster the safeguarding* and *promotion of* European cultural and linguistic diversity;

(b) to strengthen the *competitiveness* of *the* cultural and creative sectors with a view to promoting smart, sustainable and inclusive growth.

1. The Framework Programme shall set up a coherent support structure for the different cultural and creative sectors, consisting of a grants system complemented by a financial instrument.

2. The general objectives of the Framework Programme shall be:

(a) to *safeguard, develop and promote* European cultural and linguistic diversity *and to safeguard and enhance Europe's cultural heritage, as well as to develop a sense of European identity among European citizens*;

(b) to *build up and* strengthen the *capacity* of *Europe's* cultural and creative sectors, with a view to promoting smart, sustainable and inclusive growth, *so as to help them to adapt to industrial and economic changes, as well as to support the competitiveness of the European audiovisual industry.*

Amendment 50
Proposal for a regulation
Article 5

Text proposed by the Commission

Amendment

Specific objectives of the Programme

Specific objectives of the **Framework** Programme

The specific objectives of the Programme shall be *the following*:

(a) to **support** the capacity of the European cultural and creative sectors to operate transnationally;

(b) to promote the transnational circulation of cultural and creative works and operators **and** reach new audiences in **Europe** and beyond;

(c) to strengthen the financial capacity of the cultural and creative sectors, and in particular **small and medium-sized enterprises and organisations**;

(d) to support transnational policy cooperation in **order to foster** policy development, innovation, audience **building** and new business models.

Amendment 51
Proposal for a regulation
Article 6 – title

Text proposed by the Commission

Structure of the Programme

Amendment 52
Proposal for a regulation
Article 6

The specific objectives of the **Framework** Programme shall be:

(a) to **reinforce** the capacity of the European cultural and creative sectors to operate transnationally **and internationally and to meet new challenges, such as digitisation**;

(b) to promote **and enhance** the transnational circulation of **European** cultural and creative works and **the mobility of cultural and creative** operators **in the above-mentioned sectors, in particular artists (especially female and young ones), as well as to reach wider and new audiences and improve access to cultural and creative works in the Union and beyond, in particular for youth, members of minorities, disadvantaged groups and disabled persons**;

(c) to strengthen the financial capacity of the cultural and creative sectors and **of cultural and creative operators**, in particular **SMEs, and to ensure equality between women and men entrepreneurs**;

(d) to support transnational policy **and artistic** cooperation in **the cultural and creative sectors regarding** policy development, innovation, **creativity**, audience **development** and new business models.

Amendment

Structure of the **Framework** Programme

Text proposed by the Commission

The Programme shall consist of *the following strands*:

- (a) *an* Cross-sectoral Strand *addressed to all cultural and creative sectors*;
- (b) a Culture *Strand addressed to the cultural and creative sectors*;
- (c) a MEDIA *Strand addressed to the audiovisual sector*.

Amendment 53
Proposal for a regulation
Article 6 a (new)

Amendment

The **Framework** Programme shall consist of:

- (a) *a* Cross-sectoral Strand;
- (b) a Culture *programme*;
- (c) a MEDIA *programme*.

Text proposed by the Commission

Amendment

Article 6a

Logos of the programmes

- 1. The Commission shall ensure the visibility of the Framework Programme through the use of logos, which will be specific to each of the programmes respectively referred to in points (b) and (c) of Article 6.***
- 2. The beneficiaries of the Culture programme shall use a Culture programme logo, which shall be established by the Commission. The Commission shall set out further details for the use of the Culture programme logo and shall inform the beneficiaries thereof.***
- 3. The beneficiaries of the MEDIA programme shall use the MEDIA programme logo set out in point 1 of Annex Ia. The Commission shall establish further details for the use of the MEDIA programme logo and shall inform the beneficiaries thereof.***
- 4. The Commission and the Creative Europe Desks referred to in Article 8b***

shall also be entitled to use the programmes' logos.

Amendment 54
Proposal for a regulation
Article -7 (new)

Text proposed by the Commission

Amendment

Article -7

Aims of the Cross-sectoral Strand

The aims of the Cross-sectoral Strand shall be to establish a Guarantee Facility providing improved access to financing for SMEs and organisations active in the cultural and creative sectors and established in one of the countries referred to in points (a), (c) and (d) of Article 16(2a), and to support transnational policy cooperation and the establishment of a network of Creative Europe Desks as referred to in Article 8b.

Amendment 55
Proposal for a regulation
Article 7

Text proposed by the Commission

Amendment

The Cultural and Creative Sectors Facility

**The Cultural and Creative Sectors
Guarantee Facility**

1. The Commission shall establish *a* Facility targeting the cultural and creative sectors ***and operated within the context of a Union debt instrument for small and medium-sized enterprises. This facility shall have the following priorities:***

1. The Commission shall establish, ***in accordance with the rules laid down in Annex I, a Guarantee Facility*** targeting the Union's cultural and creative sectors. ***The Guarantee Facility shall operate as a self-standing instrument and shall be set up and managed in accordance with Title VIII of the Financial Regulation. It shall be opened to cultural and creative SMEs and to organisations established in one of the countries referred to in points (a), (c) and (d) of Article 16(2a).***

The Guarantee Facility shall be established as an experimental project

and shall be complementary to the grants allocated through the Framework Programme.

The Guarantee Facility shall enable the cultural and creative sectors at large to grow, and in particular shall provide sufficient leverage for actions and new opportunities.

The Commission shall provide a set of clear and precise parameters to the European Investment Fund (EIF), such as to enable suitable banks and financial intermediaries to be chosen to act in favour of culture and cultural and creative projects, and to ensure a balanced credit envelope in terms of sectors and size of supported SMEs in the countries referred to in points (a), (c) and (d) of Article 16(2a).

1a. The Guarantee Facility shall have the following priorities:

(a) *facilitate* access to finance for *small- and medium-sized enterprises* and organisations in the European cultural and creative sectors;

(a) *facilitating* access to finance for *SMEs* and organisations in the European cultural and creative sectors, *whilst ensuring that neither the provision of further guarantees in the form of personal guarantees nor the alienation of any property rights such as distribution or production rights is required or demanded from operators in order to access such financing;*

(b) *to this end, improve* the capacity of financial *institutions* to assess cultural and creative projects, including technical assistance and networking measures.

(b) *improving* the capacity *and readiness* of *participating* financial *intermediaries* to assess *the risks associated with SMEs and organisations in the* cultural and creative sectors *and their* projects, including *through awareness-raising*, technical assistance, *knowledge-building* and networking measures.

1b. In accordance with Article 130(3) of the Financial Regulation, the Commission shall implement the Guarantee Facility in an indirect management mode by entrusting tasks to the EIF as referred to in point (iv) of

Article 55(1) of the Financial Regulation, subject to the terms of an agreement to be concluded between the Commission and the EIF.

2. The priorities shall be implemented as defined in Annex I.

Amendment 56

Proposal for a regulation

Article 8 – introductory wording

Text proposed by the Commission

In order to *foster* policy *development, innovation, audience building and business models in the cultural and creative sectors* the Commission shall *implement the following* support *measures for transnational policy cooperation*:

Amendment

1. In order to *promote transnational* policy *cooperation*, the *Cross-sectoral Strand* shall support:

Amendment 57

Proposal for a regulation

Article 8 – point a

Text proposed by the Commission

(a) transnational exchange of experiences and *knowhow* on new **business** models, peer-learning activities and networking among cultural operators and policy makers related to the development of the cultural and creative sectors;

Amendment

(a) transnational exchange of experiences and *know-how* on new **economic** models, peer-learning activities and networking among cultural operators – ***in particular among the smaller ones*** – and policy makers related to the development of the cultural and creative sectors;

Amendment 58

Proposal for a regulation

Article 8 – point b

Text proposed by the Commission

(b) market data, studies, **anticipation** skills **and jobs' tools, evaluations, policy**

Amendment

(b) **the collection of** market data, **drafting of** studies, **analysis of labour market and**

analysis and support for statistical surveys;

skills *needs, European and national cultural policies analysis and* statistical surveys *based on instruments and criteria specific to each sector*;

Amendment 59
Proposal for a regulation
Article 8 – point c

Text proposed by the Commission

Amendment

(c) contribution fee for the membership of the European Audiovisual Observatory to foster data collection and analysis in the *cultural and creative sectors*;

(c) *payment of the* contribution fee for the *Union's* membership of the European Audiovisual Observatory to foster data collection and analysis in the *audiovisual sector*;

Justification

At this moment, the Observatory's mandate does not extend beyond the audiovisual sector. See amendment to Article 8 (ca).

Amendment 60
Proposal for a regulation
Article 8 – point c a (new)

Text proposed by the Commission

Amendment

(ca) a feasibility study, to be carried out by 30 June 2014, exploring the possibility of collecting and analysing data in the cultural and creative sectors, other than the audiovisual sector, the results of which shall be presented to the European Parliament and the Council;

Amendment 61
Proposal for a regulation
Article 8 – point d

Text proposed by the Commission

Amendment

(d) testing of new and cross-sectoral business approaches to funding,

(d) *the* testing of new and cross-sectoral business approaches to funding, distributing, and monetising creation,

distributing, and monetising creation;

including innovative ways to use digital technologies;

Amendment 62

Proposal for a regulation

Article 8 – point e

Text proposed by the Commission

(e) conferences, seminars and policy dialogue *including in the field of cultural and media literacy*;

Amendment

(e) conferences, **training**, seminars and policy dialogue **on cultural, media and digital literacy as well as film education, in cooperation with, inter alia, media organisations such as broadcasting organisations, universities, and other cultural institutions**;

Amendment 63

Proposal for a regulation

Article 8 – point e a (new)

Text proposed by the Commission

Amendment

(ea) training for professionals of the cultural and creative sectors in order to enhance their skills in the cultural, media and digital fields;

Amendment 64

Proposal for a regulation

Article 8 a (new)

Text proposed by the Commission

Amendment

Article 8a

Creation and cross-sectoral experimentation

In order to encourage creation and experimentation between different cultural and creative sectors, the Commission shall implement support measures, through pilot projects, with a

view to increasing collaboration between sectors which have hitherto had little or no experience of collaboration.

Amendment 65
Proposal for a regulation
Article 8 – point f

Text proposed by the Commission

Amendment

Article 8b

Creative Europe Desk network

1. Countries participating in the Framework Programme shall establish Creative Europe Desks in accordance with their respective regulations, internal requirements and arrangements.

2. The hitherto existing structure of Culture Contact Points and MEDIA Desks and their respective tasks shall be maintained to ensure respect for already existing expertise and for the specific characteristics of each sector. Cooperation between them shall nevertheless be reinforced in order to build up an efficient network.

3. The Commission, acting together with the countries participating in the Framework Programme, shall support a network of Creative Europe Desks consisting of all MEDIA Desks and Culture Contact Points.

4. The Creative Europe Desks shall carry out the following tasks:

(f) support to the national members of the Creative Europe Desks' network to carry out the following tasks:

– promote the Creative Europe Programme at national level;

– assist the cultural and creative sectors regarding the Creative Europe Programme and provide information on the various types of aid available under Union

(a) promoting, and providing information about, the Framework Programme in their respective areas in the participating countries;

(b) assisting the cultural and creative sectors with regard to the Framework Programme and providing information concerning other relevant support opportunities available under Union

policy;

– *stimulate* cross-border cooperation between professionals, institutions platforms and networks in the cultural and creative sectors;

– *support* the Commission by providing assistance regarding the cultural and creative sectors in the *Member States*, for example *through the provision of* data on *these* sectors;

– *support* the Commission in ensuring proper communication and dissemination of the results and impacts of the *programme*.

policy;

(c) *stimulating* cross-border cooperation between professionals, institutions, platforms and networks in the cultural and creative sectors;

(d) *supporting* the Commission by providing assistance regarding the cultural and creative sectors in the *countries participating in the Framework Programme*, for example *by supplying* data on *those* sectors, *which shall also be made available to stakeholders*;

(e) *supporting* the Commission in ensuring proper communication and dissemination of the results and impact of the *Framework Programme*.

(f) *encouraging the greatest possible level of participation in the Framework Programme by cultural and creative operators as a result of efficient dissemination of information to them and appropriate initiatives for networking between them*;

(g) *developing closer cooperation between themselves in order to build an effective European network for the provision of services to the cultural and creative sectors*.

Amendment 66
Proposal for a regulation
Chapter III – title

Text proposed by the Commission

The Culture *Strand*

Amendment

The Culture *programme*

Amendment 67
Proposal for a regulation
Article 9 – title

Amendment 68
Proposal for a regulation
Article 9

1. The *priorities in the field of reinforcing the sector's capacity* shall *be* the following:

(a) supporting actions providing operators with skills and *knowhow* encouraging *the adaption* to digital technologies, *including* testing *new* approaches to audience *building and* business models;

(b) supporting actions enabling operators to internationalise their *careers* in *Europe* and beyond;

(c) providing support to *strengthen* European operators and international *cultural* networks in order to facilitate access to professional opportunities.

2. The priorities in the field of *promoting* transnational circulation shall be the following:

(a) supporting international touring, events

1. The *Culture programme* shall *have* the following *priorities*:

(a) supporting actions providing *cultural and creative* operators with skills, *competences* and *know-how that contribute to strengthening the cultural and creative sectors, including those* encouraging *adaptation* to digital technologies. *This includes* testing *innovative* approaches to audience *development and testing new* business models *and new partnerships*;

(b) supporting actions enabling *cultural and creative* operators to *cooperate internationally as well as to* internationalise their *activities* in *the Union* and beyond, *on the basis of long-term strategies*;

(c) providing support to European *cultural and creative* operators, *in particular organisations* and international networks, *including through digital platforms*, in order to facilitate access to professional opportunities, *so that they may develop their field of activities and experimentation, while ensuring their contribution to the debate about policy development at European level*.

2. The priorities in the field of *mobility and* transnational circulation shall be the following:

(a) supporting international touring, events,

and exhibitions;

(b) supporting the circulation of European *literature*;

(c) supporting audience *building* as a means of stimulating interest in European cultural works.

exhibitions *and festivals*;

(b) supporting the circulation of European *literary works, or of published works related to arts, crafts and culture, with a view to ensuring their widest possible accessibility*;

(c) supporting audience *development* as a means of stimulating interest in, *and improving access to*, European cultural works *and tangible and intangible cultural heritage, for as many citizens as possible, in order to combat social exclusion*.

Amendment 69
Proposal for a regulation
Article 10 – title

Text proposed by the Commission

Support measures of the Culture *Strand*

Amendment

Support measures of the Culture
programme

Amendment 70
Proposal for a regulation
Article 10

Text proposed by the Commission

The Culture Strand shall provide support for *the following measures*:

(a) cooperation *measures* bringing together operators from different countries to undertake sectoral or cross-sectoral activities;

(b) activities by European *bodies comprising* networks of operators from different countries;

(c) activities by organisations providing *a promotional* European *platform* for the

Amendment

1. In order to implement the priorities set out in Article 9, the Culture programme shall provide support for:

(a) *transnational* cooperation *projects* bringing together *cultural and creative* operators from different countries to undertake sectoral or cross-sectoral *cultural and creative* activities;

(b) activities by European networks of *cultural and creative* operators from different countries *and at cultural events of a European character*;

(c) activities by organisations providing European *platforms* for the development of

development of emerging talent and *stimulating* the *circulation* of artists and works, *with a systemic and large scale effect*;

(d) *support for* literary *translation*;

(e) special actions aiming to achieve greater visibility for the richness and diversity of European cultures, and stimulate intercultural dialogue and mutual understanding, including *European* cultural prizes, the European Heritage Label, and the European Capitals of Culture.

emerging talent and *promoting and fostering* the *mobility* of artists and *professionals in the cultural and creative sectors, as well as the circulation of their works throughout Europe and beyond, with the potential to influence broadly the whole sector, and to provide for lasting effects*;

(d) literary *translations (such as pieces of fiction, novels, stories, novellas, plays, poetry, comic strips, etc.) and translations of works related to arts, crafts and culture, as well as their further promotion*;

(e) special actions aiming to achieve greater visibility for the richness and diversity of European cultures, and *to* stimulate intercultural dialogue and mutual understanding, including *Union* cultural prizes, the European Heritage Label and the European Capitals of Culture.

1a. The support measures set out in paragraph 1 shall in particular support non-profit making projects.

Amendment 71
Proposal for a regulation
Chapter IV – title

Text proposed by the Commission

The MEDIA *Strand*

Amendment

The MEDIA *programme*

Amendment 72

Proposal for a regulation
Article 11

Text proposed by the Commission

1. *The priorities in the field of* reinforcing

Amendment

1. *With a view to* reinforcing the *European audiovisual* sector's capacity, *the MEDIA*

the sector's capacity *shall be the following*:

(a) *facilitating* the acquisition of skills and the development of networks and in particular *encouraging* the use of digital technologies to ensure *the* adaptation to market development;

(b) increasing the capacity of audiovisual operators to develop audiovisual works with a potential to circulate in *Europe* and beyond and to facilitate European and international co-production including with *TV* broadcasters;

(c) encouraging business to business exchanges by facilitating access to markets and business tools *for audiovisual operators* to increase the visibility of their projects on *European* and international markets.

2. The priorities in the field of promoting transnational circulation shall be the following:

(a) supporting theatrical distribution through transnational marketing, branding, distribution and exhibition of audiovisual *projects*;

(b) *supporting* transnational marketing and distribution on online platforms;

(c) *supporting audience building as means of* stimulating interest for audiovisual works in particular through promotion, events, film literacy and festivals;

(d) *Promoting* flexibility of new

Programme shall support:

(a) the acquisition *and improvement* of skills *and competences in the audiovisual field* and the development of networks, and in particular the use of digital technologies to ensure adaptation to market development;

(b) increasing the capacity of *European* audiovisual operators to develop audiovisual works with a potential to circulate in *the Union* and beyond and to facilitate European and international co-production, including with *television* broadcasters;

(c) encouraging business-to-business exchanges by facilitating access to markets *for audiovisual operators* and business tools *enabling them* to increase the visibility of their projects on *Union* and international markets;

(ca) the adoption of measures to facilitate, in particular, European and international co-production of audiovisual works.

2. The priorities in the field of promoting transnational circulation shall be the following:

(a) supporting theatrical distribution through transnational marketing, branding, distribution and exhibition of audiovisual *works*;

(b) *promoting* transnational marketing, *branding* and distribution *of audiovisual works* on online platforms;

(c) stimulating *audience* interest for *European* audiovisual works, in particular through promotion, events, film literacy and festivals;

(ca) helping European and international co-production partners to collaborate and to provide support for co-produced audiovisual works;

(d) *promoting* flexibility of new

distribution modes in order to allow the emergence of new business models.

distribution modes in order to allow the emergence of new business models.

Amendment 73
Proposal for a regulation
Article 12 – title

Text proposed by the Commission

Support measures of the MEDIA ***Strand***

Amendment

Support measures of the MEDIA
programme

Amendment 74
Proposal for a regulation
Article 12

Text proposed by the Commission

The MEDIA ***Strand*** shall provide support for ***the following measures***:

(a) ***support the development*** of a comprehensive ***offer of new skills*** acquisition, knowledge sharing and networking initiatives;

(b) ***support*** audiovisual operators to develop European audiovisual works with enhanced cross-border circulation potential;

Amendment

In order to implement the priorities set out in Article 11, the MEDIA programme shall provide support for:

(a) ***the making available*** of a comprehensive ***range of training measures promoting the acquisition and improvement of new skills and competences by audiovisual professionals,*** knowledge-sharing and networking initiatives, ***including the integration of digital technologies;***

(aa) the subtitling, surtitling, dubbing and audio-description of audiovisual works;

(b) ***measures to help European*** audiovisual operators to develop European audiovisual works with enhanced cross-border circulation potential, ***and especially to promote the development of projects for the production of films and European television programmes, such as fiction, children's and animated films, documentaries and short films, as well as interactive works, notably video games, as stand-alone audiovisual works, for the European and international markets;***

(c) **support activities aiming at** facilitating European and international co-productions, including television;

(d) facilitate access to professional audiovisual trade events and markets and the use of online business tools inside and outside Europe;

(e) establish systems of support for the distribution of non-national European films **on all** platforms and for international sales activities;

(f) facilitate circulation of European films worldwide and of international films in Europe on all platforms;

(g) **support of** a European cinema owners' network screening a significant proportion of non-national European films, **including** the integration of digital technologies;

(h) support initiatives presenting and promoting a diversity of European audiovisual works;

(c) **measures to support the activities of European audiovisual production companies, in particular of independent companies, with a view to** facilitating European and international co-productions **of audiovisual works**, including television works, **as well as supporting EU-based international co-production funds**;

(d) **measures to** facilitate access to professional audiovisual trade events and markets and the use of online business tools inside and outside Europe, **particularly through co-production forums, and to promote European audiovisual projects and works on the European and international film markets**;

(e) **measures to** establish systems of support for the distribution of non-national European films **through cinema distribution platforms and all other platforms, including video on demand and mobile platforms**, and for international sales activities;

(f) **measures to** facilitate circulation of European films worldwide and of international films in Europe on all platforms **via projects for cooperation among various interests in the audiovisual sector (festivals, sales agents, distributors and distribution platforms generally)**;

(g) **measures to support** a European cinema owners' network screening **mostly European films including** a significant proportion of non-national European films, **and to support** the integration of digital technologies, **particularly by encouraging the digitisation of those operators' cinemas**;

(h) **measures to** support initiatives, **including festivals**, presenting and promoting a diversity of European audiovisual works **and the audiovisual and cinematographic heritage, and enhancing access for European and international audiences, inter alia through networking**

(i) support activities aiming at increasing knowledge and interest of audiences;

(j) support innovative actions testing new business models and tools in areas likely to be influenced by the introduction and the use of digital technologies.

and online platforms;

(i) *measures* to support activities aiming at increasing *audiences'* knowledge *of* and interest *in European cinema, in particular activities aiming at promoting film literacy, especially among young audiences;*

(j) *measures to* support innovative actions testing new business models and tools in areas likely to be influenced by the introduction and the use of digital technologies.

Amendment 75
Proposal for a regulation
Article 12 a (new)

Text proposed by the Commission

Amendment

Article 12a

***Participation in the European
Audiovisual Observatory***

1. Participation by the Union in the European Audiovisual Observatory shall form an integral part of the MEDIA programme and shall contribute to the achievements of that programme's objectives by:

(a) encouraging transparency and the establishment of a level playing field in the accessibility of legal and financial/market information, and contributing to the comparability of legal and statistical information;

(b) providing data and market analysis useful for the elaboration of the action lines of the MEDIA programme and for the evaluation of their impact on the market.

2. The Commission shall represent the Union in its dealings with the Observatory.

Amendment 76

Proposal for a regulation

Article 13 – paragraph 1 – introductory wording

Text proposed by the Commission

1. The Commission, in cooperation with the Member States, shall ensure overall consistency and complementarity with:

Amendment

1. The Commission, in cooperation with the Member States, shall, ***in accordance with Article 167(4) of the Treaty on the Functioning of the European Union***, ensure ***the*** overall consistency and complementarity ***of the Framework Programme and its synergies*** with ***the following policies and programmes, which shall take full account of the Creative Europe Programme's objectives in order to respect and promote cultural diversity:***

Amendment 77

Proposal for a regulation

Article 13 – paragraph 1 – point a

Text proposed by the Commission

(a) relevant ***EU*** policies, ***in particular*** those in the fields of education, employment, health, research and innovation, enterprise, tourism, justice and development;

Amendment

(a) relevant ***Union*** policies, ***such as*** those in the fields of education ***and training***, employment, ***social and territorial cohesion***, health, ***the internal market***, ***youth, citizenship, external relations, trade***, research and innovation, enterprise, tourism, justice, ***enlargement*** and development;

Amendment 78

Proposal for a regulation

Article 13 – paragraph 1 – point b

Text proposed by the Commission

(b) other relevant ***EU*** funding sources in the field of culture and media policies, in particular the European Social Fund, the European Regional Development Fund, the ***Research and Innovation Programmes, as well as the financial instruments relating to justice and citizenship, external***

Amendment

(b) other relevant ***Union*** funding sources in the field of culture and media policies, in particular the European Social Fund, the European Regional Development Fund ***and the research and innovation programmes;***

cooperation programmes and the pre-accession instruments. In particular, it will be important to ensure synergies at the level of implementation between the Programme and the national and regional strategies for smart specialisation.

Amendment 79

Proposal for a regulation

Article 13 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) the financial instruments relating to justice and citizenship, external cooperation programmes and the pre-accession instruments;

Amendment 80

Proposal for a regulation

Article 13 – paragraph 1 – point b b (new)

Text proposed by the Commission

Amendment

(bb) other Union programmes;

Amendment 81

Proposal for a regulation

Article 13 – paragraph 1 – point b c (new)

Text proposed by the Commission

Amendment

(bc) national, regional and local strategies.

Amendment 82

Proposal for a regulation

Article 13 – paragraph 2

Text proposed by the Commission

Amendment

2. This Regulation shall apply and be implemented ***respecting*** international

2. This Regulation shall apply and be implemented ***without prejudice to the***

commitments of the Union.

international commitments of the Union.

Amendment 83
Proposal for a regulation
Article 14 – paragraph 1

Text proposed by the Commission

1. The Commission shall ensure regular monitoring and external evaluation of the ***Creative Europe*** Programme against the ***following*** performance indicators. ***It has to be taken into account that the achievement of performance results depends on the complementary impact of other activities at European and national level affecting the cultural and creative sectors:***

(a) Indicators for the general objectives referred in Article 4:

– the sectors' share of employment and share of ***GDP***;

– ***percentage of people reporting that they access European cultural works.***

Amendment

1. The Commission shall ensure regular monitoring and external evaluation of the ***Framework*** Programme against the ***qualitative and quantitative*** performance indicators ***set out below.***

Particular attention shall be given to the Guarantee Facility. As an experimental project, the whole process of establishment, functioning and results shall be monitored and evaluated annually, following the different constitution phases, namely the conclusion of an agreement between the Commission and the EIF, the publication of a call for tenders in the Member States, the establishment of a form of agreement between the EIF and the chosen banks/financial intermediaries, the training of staff, the despatch of a communication on the tool itself to the operators, and the production of an impact assessment and progress report with a view to reflecting the situation in the next programme period.

(a) Indicators for the general objectives referred ***to*** in Article 4:

– the ***cultural and creative*** sectors' ***level of, change in and*** share of employment and share of ***gross domestic product***;

– ***statistical data regarding access in the Member States to non-national*** European cultural ***and creative*** works, ***in particular***

(b) Indicators for the specific objectives referred to in Article 5:

With regard to the objective *on support for the capacity of the European cultural and creative sectors* referred to in point (a) of Article 5:

– *internationalisation* of cultural operators and the number of transnational partnerships created;

– number of learning experiences created for artists/cultural operators which have increased their skills and employability.

With regard the objective *on promotion of transnational circulation of cultural and creative works and operators and the reaching of new audiences in Europe and beyond* referred to in point (b) of Article 5:

Culture *Strand*:

– number of people *directly and indirectly* reached through projects supported by the Programme.

MEDIA *Strand*:

– number of admissions for European films *in Europe* and worldwide (10 most important non-European markets);

– percentage of European audiovisual works in cinemas, *TV* and digital

audiovisual works;

– *statistical data regarding access to European cultural and creative works, in particular audiovisual works, in other participating countries and beyond.*

(b) Indicators for the specific objectives referred to in Article 5:

With regard to the objective referred to in point (a) of Article 5:

– *the scale of international activities* of cultural *and creative* operators and the number of transnational partnerships created;

– *the number of activities supported by the Framework Programme which have improved the competences and skills of cultural and creative operators and consequently increased their employability*;

– *the* number of learning experiences created for artists/cultural operators which have increased their skills and employability.

With regard *to* the objective referred to in point (b) of Article 5:

Culture *programme*:

– *the* number of people reached through projects supported by the *Framework* Programme.

MEDIA *programme*:

– *the* number of admissions *in cinemas across the Union* for *national and non-national* European films and *for European films* worldwide (10 most important non-European markets);

– *the* percentage of European audiovisual works in cinemas, *on television* and *on*

platforms.

With regard to the objective *on strengthening of the financial capacity of cultural and creative sectors* referred to in point (c) of Article 5:

- volume of loans granted in the framework of the *financial facility*;

- number and geographical spread of financial *institutions providing access to finance for the cultural and creative sectors*;

- number, national origin and sub-sectors of *final beneficiaries* benefitting from the *financial* facility.

With regard to the objective *on support for transnational policy cooperation* referred to in point (d) of Article 5:

- number of Member States making use of the results of the Open Method of Coordination in their national policy development and the number of new initiatives.

digital platforms;

- *the number of European digital games released in major game platforms (major console, mobile and online platforms).*

With regard to the objective referred to in point (c) of Article 5:

- *the* volume of loans granted in the framework of the *Guarantee Facility, broken down by national origin, size and sub-sectors of SMEs and organisations*;

- *the volume of loans granted by financial intermediaries, categorised by their national origin*;

- *the* number and geographical spread of financial *intermediaries*;

- *the* number, national origin and sub-sectors of *SMEs and organisations* benefitting from the *Guarantee* Facility;

- *the average rate of default on loans, categorised by national origin, size and sub-sectors of SMEs and organisations*;

- *the equity capital situation of the final recipients of funding.*

With regard to the objective referred to in point (d) of Article 5:

- *the* number of Member States making use of the results of the Open Method of Coordination in their national policy development and the number of new initiatives;

- *the number and quality of applications handled in Culture Contact Points and MEDIA Desks*;

- *the quality of the service provided by the Culture Contact Points and MEDIA Desks to the coordinators of potential projects, to be evaluated by an*

independent and external expert office.

Amendment 84

Proposal for a regulation

Article 14 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. In order to ensure optimal monitoring and evaluation of the Framework Programme, the Commission shall be empowered to adopt delegated acts in accordance with Article 17b adapting the qualitative and quantitative performance indicators laid down in paragraph 1.

Amendment 85

Proposal for a regulation

Article 14 – paragraph 2

Text proposed by the Commission

Amendment

2. The results of the monitoring and evaluation process shall be used when implementing the Programme.

deleted

Amendment 86

Proposal for a regulation

Article 14 – paragraph 3 – introductory wording

Text proposed by the Commission

Amendment

3. The evaluation shall have the right scope and will be carried out in a sufficiently timely manner to feed into the decision making process.

deleted

Amendment 87

Proposal for a regulation

Article 14 – paragraph 3 – point a

Text proposed by the Commission

(a) In addition to the regular monitoring the Commission shall establish an external evaluation report no later than end-2017 in order to assess the effectiveness in achieving the objectives and the efficiency of the Programme and its European added value in view of a decision on the renewal, modification or suspension of the Programme. The evaluation shall address the scope for simplification, its internal and external coherence, the continued relevance of all objectives, as well as the contribution of the measures to the Union priorities of smart, sustainable and inclusive growth. It shall take into account evaluation results on the long-term impact of Decision No 1855/2006/EC, Decision No 1718/2006/EC and Decision No 1041/2009/EC of the European Parliament and of the Council.

Amendment

1b. The Commission shall ensure that the Framework Programme is evaluated regularly, externally and independently. In order to assess the effectiveness in achieving the objectives and the efficiency of the Framework Programme, the evaluation shall address the possibility of its being simplified, its internal and external coherence, and the continued relevance of its objectives. As well as considering the indicators referred to in paragraph 1, the evaluation shall include an assessment of other relevant factors, such as the difference between the average interest rate of loans provided under the Guarantee Facility and the average interest rate of loans generally provided to SMEs under normal market conditions. Evaluation results on the long-term impact of Decision No 1855/2006/EC, Decision No 1718/2006/EC and Decision No 1041/2009/EC of the European Parliament and of the Council shall also be taken into account. The Commission shall present a mid-term evaluation report to the European Parliament and the Council by 31 December 2017.

Amendment 88

Proposal for a regulation Article 14 – paragraph 1c (new)

Text proposed by the Commission

Amendment

1c. Without prejudice to the requirements set out in paragraph 1b, the Member States shall submit to the Commission no later than 30 September 2017 a report on the implementation and impact of the Framework Programme within their territory.

Amendment 89

**Proposal for a regulation
Article 14 – paragraph 1d (new)**

Text proposed by the Commission

Amendment

1d. A final evaluation of the Framework Programme shall be submitted by the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions no later than 30 June 2022.

Amendment 90

**Proposal for a regulation
Article 14 – paragraph 3 – point b**

Text proposed by the Commission

Amendment

(b) The longer-term impacts and the sustainability of effects of the measures shall be evaluated by the Commission with view to feeding into a decision on a possible renewal, modification or suspension of a subsequent programme.

1e. The Commission shall evaluate the longer-term impacts and the sustainability of the effects of the Framework Programme from the point of view of the next generation of multiannual financial programmes.

Amendment 91

**Proposal for a regulation
Article 15 – paragraph 1 a (new)**

Text proposed by the Commission

Amendment

1a. The Commission and the EIF shall ensure that information relevant to their tasks is disseminated to the Creative Europe Desks referred to in Article 8b.

Amendment 92

**Proposal for a regulation
Article 15 – paragraph 2**

Text proposed by the Commission

2. The Creative Europe Desks network *referred to in Article 8 (f)* shall ensure communication and dissemination of information concerning the Union funding awarded and results obtained for *their country*.

Amendment

2. The Creative Europe Desks network shall ensure *the* communication and dissemination of information concerning the Union funding awarded and *the* results obtained for *the respective participating countries*.

Amendment 93
Proposal for a regulation
Chapter VI – title

Text proposed by the Commission

Access to the Programme

Amendment

Access to the **Framework** Programme

Amendment 94

Proposal for a regulation
Article 16 – title

Text proposed by the Commission

Provisions concerning *non-EU Member States and international organisations*

Amendment

Provisions concerning *participating countries*

Amendment 95
Proposal for a regulation
Article 16 – paragraph 1

Text proposed by the Commission

1. The Programme shall foster cultural diversity at international level in line with the 2005 UNESCO Convention on the *protection* and *the promotion* of the *diversity of cultural expressions*.

Amendment

1. The **Framework** Programme shall foster cultural diversity at international level in line with the 2005 UNESCO Convention on the **Protection** and **Promotion** of the **Diversity of Cultural Expressions**.

Amendment 96

Proposal for a regulation
Article 16 – paragraph 2

Text proposed by the Commission

2. The **Strands** shall be open to the participation of the **following** countries provided that the conditions **are met, including those contained within** Directive 2010/13/EU of the European Parliament and of the Council of 10 March 2010 on the coordination of certain provisions laid down by law, regulation or administrative action in Member States concerning the provision of audiovisual media services **for the MEDIA strand, and** additional appropriations are paid:

(a) **Acceding** countries, candidate countries and potential **candidates** benefiting from a pre-accession strategy, in accordance with the general principles and general terms and conditions for the participation of those countries in Union programmes established in the respective Framework Agreements, Association Council Decisions or similar agreements;

Amendment

2. The **Framework Programme** shall be open to the participation of the countries **referred to in paragraph 2a**, provided that, **those countries have:**

– **signed and ratified the 2005 UNESCO Convention on the Protection and Promotion of the Diversity of Cultural Expressions;**

– **met** the conditions **laid down in** Directive 2010/13/EU of the European Parliament and of the Council of 10 March 2010 on the coordination of certain provisions laid down by law, regulation or administrative action in Member States concerning the provision of audiovisual media services **in respect of** the MEDIA **programme;**

– **paid** additional appropriations.

2a. In accordance with the conditions set out in paragraph 2, the Framework Programme shall be open, save as regards the measures listed in Article 7, to the participation of the following countries:

(a) the Member States;

(b) acceding countries, candidate countries and potential **candidate countries** benefiting from a pre-accession strategy, in accordance with the general principles and general terms and conditions for the participation of those countries in Union programmes established in the respective Framework Agreements, Association Council Decisions or similar agreements;

(b) **EFTA** countries which are members of the EEA, in accordance with the provisions of the EEA Agreement;

(c) **The** Swiss Confederation, on the basis of a bilateral agreement to be concluded with that country;

(d) **Countries** of the European *neighbourhood* area in accordance with the procedures defined with those countries **following** the framework agreements providing for their participation in **European** Union programmes.

(c) **European Free Trade Association** countries which are members of the **European Economic Area** (EEA), in accordance with the provisions of the EEA Agreement;

(d) **the** Swiss Confederation, on the basis of a bilateral agreement to be concluded with that country;

(e) **countries** of the European *Neighbourhood* area in accordance with the procedures defined with those countries **pursuant to** the framework agreements providing for their participation in Union programmes.

2b. The countries referred to in points (a), (c) and (d) of paragraph 2a shall participate in the Guarantee Facility as defined in Article 7.

Amendment 97
Proposal for a regulation
Article 16 – paragraph 3

Text proposed by the Commission

3. The Programme shall be open for bilateral or multilateral cooperation actions targeted at selected countries or regions on the basis of additional appropriations.

Amendment

3. The **Framework** Programme shall be open for bilateral or multilateral cooperation actions targeted at selected countries or regions on the basis of additional appropriations.

Amendment 98
Proposal for a regulation
Article 16 – paragraph 4

Text proposed by the Commission

4. The Programme shall permit cooperation and joint actions with countries not participating in **the Programme** and with international organisations active in the cultural and creative sectors such as UNESCO, the Council of Europe, **OECD** or the World Intellectual Property

Amendment

4. The **Framework** Programme shall permit cooperation and joint actions with countries not participating in **it** and with international organisations active in the cultural and creative sectors, such as UNESCO, the Council of Europe, **the Organisation for Economic Co-operation**

Organisation on the basis of joint contributions for the realisation of the **Programme's** objectives.

and Development or the World Intellectual Property **Organization**, on the basis of joint contributions for the realisation of the objectives **of the Framework Programme**.

Amendment 99
Proposal for a regulation
Article 17

Text proposed by the Commission

Amendment

Article 17

deleted

Implementation of the Programme

In order to implement the programme, the Commission shall adopt annual work programmes by way of implementing acts in accordance with the advisory procedure referred to in Article 18 (2). The annual work programmes shall set out the objectives pursued, the expected results, the method of implementation and the total amount of the financing plan. They shall also contain a description of the actions to be financed, an indication of the amount allocated to each action and an indicative implementation timetable. For grants they shall include the priorities, the essential evaluation criteria and the maximum rate of co-financing.

Amendment 100

Proposal for a regulation
Article 17 a (new)

Text proposed by the Commission

Amendment

Article 17a

Annual work programmes

1. The Commission shall be empowered to adopt delegated acts in accordance with Article 17b laying down annual work programmes.

2. The annual work programmes shall specify, in particular, the objectives pursued, the expected results, the method of implementation and the total amount of the financing plan.

3. The annual work programmes shall also contain a description of the actions to be financed, an indication of the amount allocated to each section and an indicative implementation timetable. For grants, they shall include the priorities, the essential evaluation criteria and the maximum rate of co-financing.

4. For the Guarantee Facility, the annual work programme shall include the eligibility and selection criteria for financial intermediaries, the exclusion criteria related to the content of projects submitted to the participating financial intermediaries, the annual allocation to the EIF and the eligibility, selection and award criteria for capacity-building providers.

Amendment 101
Proposal for a regulation
Article 17 b (new)

Text proposed by the Commission

Amendment

Article 17b

Exercise of the delegation

1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.

2. The power to adopt delegated acts referred to in Articles 14(1a) and 17a(1) shall be conferred on the Commission for a period of seven years from the date of entry into force of this Regulation and for the duration of the Framework Programme.

3. The delegation of power referred to in Articles 14(1a) and 17a(1) may be revoked

at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect on the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.

4. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.

5. A delegated act adopted pursuant to Articles 14(1a) and 17a(1) shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.

Amendment 102
Proposal for a regulation
Article 18 – paragraph 1

Text proposed by the Commission

1. The Commission shall be assisted by the Creative Europe Programme Committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.

Amendment

deleted

Amendment 103
Proposal for a regulation
Article 18 – paragraph 2

Text proposed by the Commission

2. Where reference is made to this paragraph, Article 4 of the Regulation (EU) No 182/2011 shall apply.

Amendment

deleted

Amendment 104
Proposal for a regulation
Article 19 – paragraph 1

Text proposed by the Commission

1. The financial envelope for implementing this Programme for the period set out in Article 1 (1) is **fixed** at EUR 1 801 000 000.

Amendment

1. Within the meaning of point [17] of the Interinstitutional Agreement of .../.... between the European Parliament, the Council and the Commission on cooperation in budgetary matters and on sound financial management, the prime reference amount for the budgetary authority during the annual budgetary procedure in terms of the financial envelope for implementing this Programme for the period set out in Article 1(1) is **set at EUR 1 801 000 000.**

Amendment 105
Proposal for a regulation
Article 19 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. The budgetary allocation between the MEDIA and Culture programmes and the Cross-sectoral Strand referred to in Article 6 shall be as follows:

- at least 55% for the MEDIA programme;**
- at least 30% for the Culture programme;**
- a maximum of 15% for the Cross-**

sectoral Strand, with at least 4% being allocated for the transnational cooperation measures listed in Article 8 and for the Creative Europe Desk network referred to in Article 8b.

Amendment 106

Proposal for a regulation

Article 19 – paragraph 1 b (new)

Text proposed by the Commission

Amendment

1b. The budgetary authority shall authorise the available annual appropriations without prejudice to the provisions of the Council Regulation laying down the multiannual financial framework for the years 2014-2020 and the Interinstitutional Agreement of xxx/201z between the European Parliament, the Council and the Commission on cooperation in budgetary matters and sound financial management.

Justification

The amendment aims to reinforce the role of the European Parliament as the budgetary authority in the annual budgetary procedure.

Amendment 107

Proposal for a regulation

Article 19 – paragraph 1 c (new)

Text proposed by the Commission

Amendment

1c. Funds that remain unallocated under the Cross-sectoral Strand to measures provided for in Article 7 shall be distributed to the Culture and MEDIA programmes.

Amendment 108

Proposal for a regulation
Article 19 – paragraph 2

Text proposed by the Commission

2. The financial allocation for the Programme may also cover expenses pertaining to preparatory, monitoring, control, audit and evaluation activities which are required directly for the management of the *programme* and the achievement of its objectives; in particular, studies, meetings of experts, information and communication actions, including corporate communication of the political priorities of the European Union as far as they are related to the general objectives of this Regulation, expenses linked to IT networks focusing on information processing and exchange, together with all other technical and administrative assistance expenses incurred by the Commission for the management of the Programme.

Amendment

2. The financial allocation for the **Framework** Programme may also cover expenses pertaining to preparatory, monitoring, control, audit and evaluation activities which are required directly for the management of the **Framework Programme** and the achievement of its objectives; in particular, studies, meetings of experts, information and communication actions, including corporate communication of the political priorities of the European Union as far as they are related to the general objectives of this Regulation, expenses linked to IT networks focusing on information processing and exchange, together with all other technical and administrative assistance expenses incurred by the Commission for the management of the **Framework Programme**. *Such allocation must be clearly defined and visible.*

Amendment 109

Proposal for a regulation
Article 20 – paragraph 2

Text proposed by the Commission

2. The Commission or its representatives and the Court of Auditors shall have the power of audit, on the basis of documents and on-the-spot, over all grant beneficiaries, contractors and subcontractors who have received Union funds. The European Anti-fraud Office (OLAF) may be authorised to carry out on-the-spot checks and inspections on economic operators concerned directly or indirectly by such funding in accordance with the procedures laid down in the Regulation (Euratom, EC) No 2185/96

Amendment

2. The Commission or its representatives and the Court of Auditors shall have the power of audit, on the basis of documents and on the spot, over all grant beneficiaries, contractors and subcontractors who have received Union funds. The European Anti-fraud Office (OLAF) may be authorised to carry out on-the-spot checks and inspections on economic operators concerned directly or indirectly by such funding **obtained under the Framework Programme**, in accordance with the procedures laid down

with a view to establishing *that* there has been fraud, corruption or any other illegal activity affecting the financial interests of the European Union in connection with a grant agreement or decision or a contract concerning Union funding.

Amendment 110
Proposal for a regulation
Annex I

Text proposed by the Commission

**IMPLEMENTATION
ARRANGEMENTS FOR THE
CULTURAL AND CREATIVE
SECTORS FACILITY**

The Commission shall establish a facility targeting the cultural and creative sectors and operated within the context of a European Union debt instrument for small and medium-sized enterprises. The financial support thus provided shall be earmarked to small and medium-sized

in the Regulation (Euratom, EC) No 2185/96, with a view to establishing *whether* there has been fraud, corruption or any other illegal activity affecting the financial interests of the European Union in connection with a grant agreement or decision or a contract concerning Union funding.

Amendment

**THE CULTURAL AND CREATIVE
SECTORS *GUARANTEE* FACILITY**

(1) The Guarantee Facility shall be a self-standing debt instrument providing guarantees, technical expertise and capacity to assess and cover risks and, potentially, capital relief for projects in the cultural and creative sectors through leverage opportunities for financial intermediaries.

(1a) The budgetary allocation shall cover the full cost of the Guarantee Facility, including payment obligations towards financial intermediaries such as losses arising from guarantees, management fees for the EIF managing the Union's resources, and any other eligible costs or expenses.

(1b) The target for the volume of financial guarantees in the framework of the Guarantee Facility for 2020 shall be EUR 1 billion worth of loans.

enterprises and organisations operating in the cultural and creative sectors.

1. Tasks

The **Cultural and Creative Sectors** Facility shall *carry out the following tasks*:

(a) **Provide** guarantees to appropriate financial intermediaries from *any country participating in the Creative Europe Programme*;

(b) **Provide** financial intermediaries with additional expertise and capacity to evaluate risks associated with *operators in the cultural and creative sectors*;

2. Selection of intermediaries

Intermediaries shall be selected in conformity with best market practice *with regard to the effect on*:

– the volume of debt financing made available to cultural and creative *operator and/or*

– *cultural and creative operator access to finance, and/or*

– *risk-taking in cultural and creative operator financing by the intermediary concerned.*

(1c) The **Guarantee** Facility shall *provide*:

(a) guarantees to appropriate financial intermediaries from *one of the countries referred to in points (a), (c) and (d) of Article 16(2a)*;

(b) financial intermediaries with additional expertise and capacity to evaluate risks associated with *SMEs and organisations and their cultural and creative projects*;

(2) Selection of *financial* intermediaries

Financial intermediaries shall be selected *by the EIF* in conformity with best market practice, *taking into consideration the difficulty of evaluating risk in cultural and creative projects, and having regard to the specific objectives referred to in Article 7.*

Priority shall be given to financial intermediaries who possess substantial experience in the financing of SMEs in the cultural and creative sectors.

The selection criteria shall in particular include the following:

– the volume of debt financing *so far* made available to *SMEs and organisations in the cultural and creative sectors*;

– *the volume of debt financing set aside to be made available to SMEs and organisations in the cultural and creative sectors*;

– *the risk management policy for lending operations, with particular regard to cultural and creative projects*;

3. Duration of the *Cultural and Creative Sectors* Facility

Individual guarantees may have a maturity of up to 10 years.

In accordance with Article **18.2** of Regulation XX/2012 [the Financial Regulation], revenues and repayments generated by the guarantees shall be assigned to the *financial facility*. For *financial facilities already set up in the previous multiannual financial framework*, revenues and repayments generated by operations *started* in the *previous* period shall be assigned to the *financial facility* in the current period.

4. Capacity Building

Capacity building under the *Cultural and Creative Sectors* Facility is *essentially* the provision of *expert services* to *the* financial intermediaries *signing a facility agreement under the Cultural and Creative Sectors Facility, with the objective of providing each financial intermediary with additional expertise and capacity to evaluate risks associated to financing the cultural and creative sectors. Additionally, operators in the cultural and creative sectors could benefit from this capacity building by developing the appropriate skills to elaborate business plans and to prepare accurate information of their projects that would help the financial intermediary evaluate the cultural and creative projects in an efficient way.*

– the ability to build a diversified loan portfolio and to propose a marketing and promotion plan to SMEs across regions and sub-sectors.

(3) Duration of the *Guarantee* Facility

Individual guarantees may have a maturity of up to 10 years.

In accordance with *point (h) of* Article **18.3** of Regulation XX/2012 [the Financial Regulation], revenues and repayments generated by the guarantees shall be assigned to the *Guarantee Facility for a period not exceeding the period of commitment plus 10 years*. For the *MEDIA Production Guarantee Fund*, revenues and repayments generated by *its* operations *set up* in the period *prior to that covered by the Framework Programme* shall be assigned to the *Guarantee Facility* in the current period.

(4) Capacity-building

Capacity-building under the *Guarantee* Facility is the provision of *expertise* to financial intermediaries *in order to increase their understanding of the cultural and creative sectors – as regards the intangible nature of collateral assets, the size of the market lacking critical mass, and the prototype nature of products and services – and to provide each financial intermediary with additional expertise in building portfolios and evaluating risks associated with cultural and creative projects.*

The resources allocated to capacity-building shall be limited to [10%] of the budget for the Guarantee Facility.

The EIF shall select the capacity-building providers on behalf of the Guarantee

Facility and under the supervision of the Commission through a public and open procurement procedure, on the basis of criteria such as experience in financing the cultural and creative sectors, expertise, geographical reach, delivery capacity and market knowledge.

5. Budget

The budgetary allocation shall cover the full cost of the Facility, including payment obligations towards financial intermediaries such as losses from guarantees, management fees for the EIF managing the Union's resources, as well as any other eligible costs or expenses.

6. Visibility and awareness-raising

Each intermediary shall provide an appropriate level of visibility and transparency to the support given *by the Union*, including adequate information on the financial opportunities made available by the *Programme*.

It shall be ensured that the final beneficiaries are adequately informed of the available financing opportunities.

(5) Visibility and awareness-raising

Each intermediary shall provide an appropriate level of visibility and transparency to the support given *under the Guarantee Facility*, including adequate information on the financial opportunities made available by the *Guarantee Facility*.

It shall be ensured that the final beneficiaries are adequately informed of the available financing opportunities.

(6) Types of loans

Types of loans covered by the Guarantee Facility shall include, in particular, loans in respect of the following:

- investment in tangible or intangible assets;*
- business transfers;*
- working capital (such as interim finance, gap finance, tax incentives, cash flow, credit lines, etc.).*

Working capital may include relevant short-term bank financing credits by which funds of the producers may be secured.

Amendment 111
Proposal for a regulation
Annex I a (new) – title

Text proposed by the Commission

Amendment

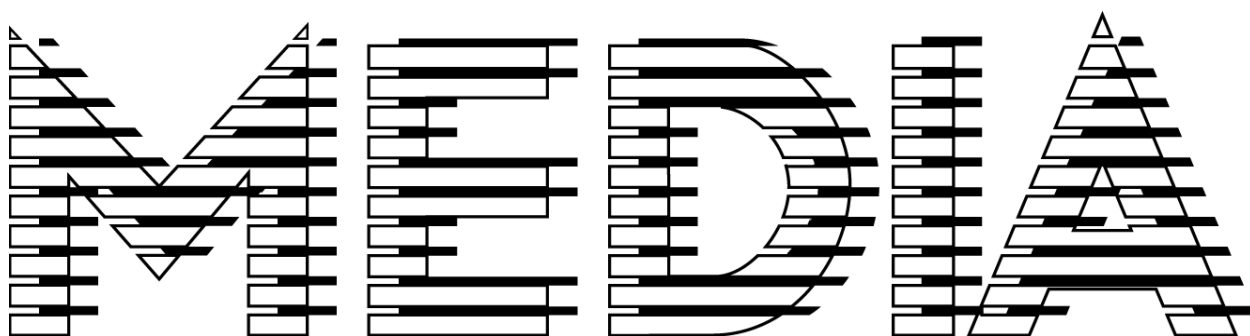
Annex Ia
Logo of the MEDIA programme

Amendment 112
Proposal for a regulation
Annex I a (new) – point 1

Text proposed by the Commission

Amendment by Parliament

1. The MEDIA programme logo shall be as follows:



EXPLANATORY STATEMENT

Introduction

The Rapporteur believes that the protection and promotion of creativity and culture, are necessary to strengthen the roots and the future of the European unity in the diversity with its pluralism, democracy, peaceful living together, as well as to strengthen its social model, innovation, social inclusion, sustainable development, intercultural dialogue and the openness to third countries.

In this perspective, the EU protects and promote tangible and intangible heritage and ensure that the cultural dimension is taken into account in all policies.

The Rapporteur acknowledges the efforts of the Commission to unlock the full potential of the creative and cultural sectors in terms of growth, competitiveness and job creation, as well as also in terms of the protection and promotion of European cultural and linguistic diversity

Today, the cultural and creative sectors contribution to the European GDP is 2,6 %, with an increasing trend, which is remarkable in the current context of economic crisis, with more than 5 million jobs.

Particular attention has also been drawn to the consistency and the complementarity of the proposed programme with other Union policies and actions (in particular in the fields of education, cohesion, research, enterprise).

1. Structure of the programme (Article 1 to Article 6)

The Rapporteur welcomes the Commission's attempt to build bridges between the cultural and the audiovisual sectors, by establishing of a Cross-sectoral strand which will help them to tackle current global challenges: the fragmentation of the European market generated by linguistic and cultural diversity, the need to adapt to globalisation and to digital switchover, the lack of comparable data and the difficulties for cultural and creative SMEs to access credit, which all require action at Union level.

However, the Rapporteur suggests that the particular nature of each sector, as well as their specificities and particular needs must be taken into account. The proposed Creative Europe programme should therefore be established as a Framework Programme (Am. 27, Am. 28), consisting of two independent programmes, ie. a Culture programme and a MEDIA programme, and one Cross-sectoral strand, each programme having its own specific priorities objectives and evaluation criteria.

2. Definitions and objectives (Article 2 to Article 5)

The Rapporteur proposes to clarify the definition of cultural and creative sectors (Am. 30), of cultural and creative operators (Am. 31) and SMEs (Am. 32).

With regard to the general (Article 4) and specific objectives (Article 5), the Rapporteur proposes to add the safeguarding and enhancing of Europe's cultural heritage (Am. 7 and Am. 39) as a general objective, and support for artistic and creative expression through mobility, circulation and partnership as well as promotion of cultural and creative operators, in particular women (Am. 44), and better access to culture for citizens (Am. 46), as specific objectives.

3. Cross-sectoral Strand (Chapter II)

a. Cultural and creative sector Guarantee Facility (Article 7 and Annex I)

The Rapporteur proposes to better describe the functioning of the Guarantee Facility in Article 7 (Am. 56 to Am. 61) and in Annex I (Am. 175 to Am. 195). The Rapporteur suggests in particular that, only SMEs and organisations established in Member States should benefit from the Facility (Am. 57).

Considering the lack of specific and clear provisions on the functioning of the Guarantee Facility, the Rapporteur also proposes to clarify provisions relating to selection criteria and control mechanisms (Am. 180 to Am. 187).

The Rapporteur furthermore calls for a balanced selection of projects in portfolios (Am. 144 to Am. 158, Am. 187) and suggests that the unallocated funds for the provisions relating to Article 7 should be redistributed to the Culture and MEDIA programmes (Am. 174).

b. Transnational policy cooperation (Article 8)

The Rapporteur proposes to enhance some specific points relating to transnational cooperation measures such as the promotion of digital platforms, a more structured networking a better cooperation of the operators also with universities and cultural institutions in the fields of cultural, media and digital literacy as well as in film education (Am. 68). The Rapporteur also proposes specific support for training of cultural and creative sectors' professionals in enhancing their digital skills (Am. 69).

The Rapporteur suggests that the lack of comparable data in the cultural and creative fields has to be tackled, and proposes a feasibility study to explore the possibility of collecting and analysing data in the cultural and creative sectors, other than in the audiovisual sector (Am. 66).

The Rapporteur considers that the European Audiovisual Observatory should keep on collecting data in the audiovisual sector only (Am.65) and also proposes to clarify the participation of the Union to the Observatory, by proposing a new Article 12 a (Am. 121).

c. Creative Europe Desks network

The Rapporteur proposes to address this issue in a separate article and suggests, considering the principle of subsidiarity, that Member States are free to decide on how their Desks are organised (Am. 70 to Am. 77) while strengthening their role and capacity. The Commission shall also support the network of the Creative Europe desks (Am. 71).

4. Culture programme (Chapter III)

A stronger accent is given to the multiple positive effect of a better circulation of cultural and creative works and operators to benefit of a larger audience, in particular children, young persons, disabled persons and underrepresented groups (Am 44).

The Rapporteur considers that the Culture programme should be open to the audiovisual works only if they are ancillary to its objectives (Am. 53) and stresses that the Culture programme should be support in particular the non profit-making projects (Am. 96).

The Rapporteur addresses other issues, such as creative partnerships and active participation (Am. 81), festivals (Am. 84), digital platforms for cultural exchanges and circulation of cultural and creative works (Am. 87), promotion of artists' mobility and training (Am. 92) and support translation, in particular literature, subtitling and audio-description of cultural and creative works in live performances and exhibitions (Am. 94).

5. MEDIA programme (Chapter IV)

Today, 38% of 30.000 European screens is still relying on celluloid (source: Mediasalles) and that co-productions are thrice more likely to be distributed abroad compared to national productions (source: Eurimages).

The acquisition and improvement of digital technologies for cinemas, as well as measures to establish systems of support for the distribution of non-national European films, through theatrical distribution and on other platforms- in particular satellite distribution- as well as for international sales activities- are welcomed, including cinema and TV co-productions (Am. 101).

Subtitling, dubbing and audio-description for audiovisual works (Am. 110) are also encouraged. Support should be provided for the establishment of European digital platforms (Am. 114).

The acquisition of skills (Am. 109) as well as audience development (Am. 100), active participation and creative partnerships (Am. 118), promotion of film and media literacy and cooperation between operators and universities or cultural institutions (Am. 119) are also addressed.

7. Performance results and dissemination (Chapter V)

The Rapporteur proposes that both quantitative and qualitative indicators, specific to each programme are used for the monitoring of the Framework Programme (Am. 129) and suggests to clarify them (Am. 30 to Am. 152).

8. Access to the Framework programme (Article 16)

The Rapporteur suggests that the MEDIA Programme should be open to the same number of countries than the Culture Programme, by smoothing the participation conditions (Am. 160).

9. Logos and visibility (Article 6a new)

The Rapporteur notes with concern that the merging of the Culture and MEDIA programmes could undermine their visibility, in particular that of the MEDIA programme now widely recognised.

The Rapporteur therefore suggests that the existing logos of the MEDIA and Culture programmes should be kept (Am. 54, Am. 197 and Am. 198). Additionally, in order to give visibility to the Creative Europe Framework programme, the Rapporteur proposes the establishment of its visual identity, including the creation of a specific emblem.

10. Annual work programme and delegated acts (Article 17 a new)

Considering the open and quite general drafting of the proposal, the Rapporteur considers that the proposed implementation provisions do not guarantee the legislators with sufficient control and monitoring of the implementation process.

The suggestion of the Commission to apply the advisory procedure for the implementation of the programme, as set out in Article 4 of Regulation 182/2011/EU is not appropriate, as under this procedure, the Parliament will be unable to exercise control over how the Commission implements the programme ie. no information nor right to scrutiny on the annual work programme which sets out in detail the objectives pursued, the expected results, the method of implementation, the total amount of the financing plan, a description of the actions to be financed, an indication of the amount allocated to each action for grants, priorities, the essential evaluation criteria and the maximum rate of co-financing.

These elements, under the terms of Article 290 TFEU, supplement the non-essential elements of the basic act in which case they should be either included in the basic act or adopted by means of delegated acts.

The Rapporteur therefore suggests to introduce delegated acts (Am. 24, Am. 166, Am. 167), and proposes to delete therefore all provisions relating to implementing acts (Am. 23, Am. 165, Am. 168, Am.169, Am. 170).

11. Budget (Article 18)

The Rapporteur welcomes the proposed budget of EUR 1.801 billion which represents an actual increase of 37% over the combined budgets of the current MEDIA, MEDIA Mundus and Culture 2007 programmes.

However, the scope of the Framework programme is wider than before with the inclusion of the cultural and creative industries, the increase of the number of beneficiaries and participating countries, and the number of actions to be implemented.

The Rapporteur proposes a breakdown of the budget for the two programmes and the Cross-sectoral strand (Am. 172), and gives indications on the maximum rate of co-financing (Am. 173).

16.11.2012

OPINION OF THE COMMITTEE ON BUDGETS

for the Committee on Culture

on the proposal for a regulation of the European Parliament and of the Council on establishing the Creative Europe programme
(COM(2011)0785 – C7-0435/2011 – 2011/0370(COD))

Rapporteur: Barbara Matera

SHORT JUSTIFICATION

Background

The Commission, in its outline for the next multi-annual financial framework (MFF) for the period 2014-2020, has decided that support for the cultural and creative sectors should remain an essential element of the next financial package and proposed a single "Creative Europe" framework programme, bringing together the current Culture, MEDIA and MEDIA Mundus programmes, and including a **new financial facility** to improve access to finance for small- and medium-sized enterprises (SME) and organisations in the cultural and creative sectors. The sectors are cornerstones for Europe 2020 and the next MFF, according to European Parliament resolution of 12 May 2011 (2010/2156).

Cultural and creative sectors include, in particular, but not limited to, architecture and design, arts and crafts, audiovisual and multimedia, books and press, cultural heritage and archives, libraries, music, performing arts, video games and visual arts. The sectors are important contributors to **jobs and growth** in Europe, representing **4,5% of total European GDP** in 2008 and accounting for some **3,8% of the workforce (8,5 million jobs)**. Beyond their direct contribution to GDP, they trigger spill-over in other sectors of the economy such as tourism and fuelling content for ICT. In a broader sense, creativity will play an essential role in modern education and contribute to Europe 2020 objectives. It will drive innovation, entrepreneurship, as well as smart and sustainable growth and contribute to social inclusion.

Budget

The proposed budget for Creative Europe framework for the next MFF amounts to **EUR 1,8 billion**, compared to **EUR 1,17 billion** in the current MFF for the three programs - Culture (EUR 400 million), Media (EUR 755 million) and Media Mundus (EUR 15 million) - to be subsumed under one heading. The new program is expected to consist of three strands with

the following breakdown: 15% for the Cross-sectoral Strand, 30% for the Culture Strand and 55% for the MEDIA Strand. The Rapporteur welcomes the proposed increase of the budgetary envelope at the Union level for the cultural and creative sectors. At the same time, the Rapporteur emphasizes that the planned percentage distribution of funds ought to be included in the legislative text, not only in the annexed legislative financial statement. Likewise, the detailed description of the setup and implementation of the new Cultural and Creative Sectors (Financial) Facility ought to be covered by the legislative text. Furthermore, the Rapporteur points out that the financial envelope specified in the legislative proposal constitutes only an indication to the legislative authority and can not be fixed until agreement is reached on the proposal for a regulation on the multiannual financial framework for the years 2014-2020.

Objectives

The general objectives of the Programme will be: (i) to safeguard and promote the European cultural and linguistic diversity and (ii) to strengthen the competitiveness of the sector; thereby it will contribute to the EU 2020 strategy and its flagship initiatives. The specific objectives are as follows:

- support the capacity of the European cultural and creative sectors to operate transnationally including by strengthening the relations and networks between operators;
- promote the transnational circulation of cultural and creative works and operators and reach new audiences in Europe and beyond;
- strengthen the financial capacity of the cultural and creative sectors;
- support transnational policy cooperation in order to foster policy development, innovation, audience building and new business models.

The Rapporteur believes that the international aspects of cultural and creative sectors are not sufficiently spelled out, and significant portions of the Media Mundus programme are, therefore, lost in the Commission proposal. The Rapporteur intends to reintroduce the key elements of global cooperation in the legislative proposal.

AMENDMENTS

The Committee on Budgets calls on the Committee on Culture, as the committee responsible, to incorporate the following amendments in its report:

Amendment 1

Draft legislative resolution Paragraph 1 a (new)

Draft legislative resolution

Amendment

1a. Points out that the financial envelope specified in the legislative proposal is only an indication to the legislative authority and can not be fixed until agreement is reached on the proposal for a regulation laying down the multiannual financial framework for the years 2014-2020;

Justification

The figures in the thematic legal bases cannot be considered final, while the negotiations on the MFF are still ongoing, following the principle "nothing is decided, until everything is decided".

Amendment 2

Draft legislative resolution Paragraph 1 b (new)

Draft legislative resolution

Amendment

1b. Recalls its resolution of 8 June 2011 on Investing in the future: a new Multiannual Financial Framework (MFF) for a competitive, sustainable and inclusive Europe¹; reiterates that sufficient additional resources are needed in the next MFF in order to enable the Union to fulfil its existing policy priorities and the new tasks provided for in the Treaty of Lisbon, as well as to respond to

unforeseen events; challenges the Council, if it does not share this approach, to clearly identify which of its political priorities or projects could be dropped altogether, despite their proven European added value; points out that even with an increase in the level of resources for the next MFF of at least 5% compared to the 2013 level only a limited contribution can be made to the achievement of the Union's agreed objectives and commitments and the principle of Union solidarity;

¹Texts adopted, P7_TA(2011)0266.

Justification

If the Council reduces the MFF amounts, the EP urges it to identify "negative priorities" despite their proven added value and new tasks the Union must fulfil after coming into force of the Lisbon Treaty.

Amendment 3

Proposal for a regulation

Recital 1

Text proposed by the Commission

(1) The Treaty aims at an ever closer union among the peoples of Europe and confers on the Union the task, inter alia, of contributing to the flowering of cultures of Member States, while respecting their national and regional diversity and at the same time ensuring that the conditions necessary for the competitiveness of the Union's industry exist. In this respect, the Union, where necessary, supports and supplements Member States' actions to **respect** cultural and linguistic diversity, strengthen the competitiveness of the European cultural and creative sectors and facilitate adaptation to industrial changes, in particular through vocational training.

Amendment

(1) The Treaty aims at an ever closer union among the peoples of Europe and confers on the Union the task, inter alia, of contributing to the flowering of cultures of Member States, while respecting their national and regional diversity and at the same time ensuring that the conditions necessary for the competitiveness of the Union's industry exist. In this respect, the Union, where necessary, supports and supplements Member States' actions to **promote** cultural and linguistic diversity, strengthen the competitiveness of the European cultural and creative sectors and facilitate adaptation to industrial changes, in particular through vocational training.

Amendment 4

Proposal for a regulation Recital 7

Text proposed by the Commission

(7) The Communication from the European Commission on the European Strategy for smart, sustainable and inclusive growth (Europe 2020 Strategy) defines a strategy that aims to turn the Union into a smart, sustainable and inclusive economy delivering high levels of employment, productivity and social cohesion. In this strategy, the Commission noted that the Union needs to provide more attractive framework conditions for innovation and creativity, including through incentives for the growth of knowledge based firms and greater access to finance for cultural and creative sectors.

Amendment

(7) The Communication from the European Commission on the European Strategy for smart, sustainable and inclusive growth (Europe 2020 Strategy) defines a strategy that aims to turn the Union into a smart, sustainable and inclusive economy delivering high levels of employment, productivity and social cohesion. In this strategy, the Commission noted that the Union needs to provide more attractive framework conditions for innovation and creativity, including through incentives for the growth of knowledge based firms and greater access to finance for cultural and creative sectors. ***However, the ability of cultural practitioners to operate across Europe has been severely curtailed by the decrease of funding from national sources. Therefore, the targets for jobs and the creative industries cannot be reached, if the funds for creative mobility and interaction across Europe and beyond are not increased significantly.***

Justification

The financial crisis has caused the reduction of funds for creative and cultural sectors at national level; therefore, the European funds can partially offset these losses.

Amendment 5

Proposal for a regulation Recital 11

Text proposed by the Commission

(11) The digital shift is having a massive impact on how cultural and creative goods

Amendment

(11) The digital shift is having a massive impact on how cultural and creative goods

and services are made, disseminated, accessed, consumed and monetised. These changes offer great opportunities for the European cultural and creative sectors. Lower distribution costs, new distribution channels and new opportunities for niche products can facilitate access and increase circulation worldwide. In order to *seize* these opportunities and adapt to the context of the digital shift and globalisation, the cultural and creative sectors need to develop new skills and require greater access to finance to upgrade equipment, develop new production and distribution methods and adapt their business models.

and services are made, disseminated, accessed, consumed and monetised. These changes offer great opportunities for the European cultural and creative sectors. Lower distribution costs, new distribution channels and new opportunities for niche products can facilitate access and increase circulation worldwide. In order to *fully take advantage of* these opportunities and adapt to the context of the digital shift and globalisation, the cultural and creative sectors need to develop new skills and require greater access to finance to upgrade equipment, develop new production and distribution methods and adapt their business models.

Amendment 6

Proposal for a regulation Recital 13

Text proposed by the Commission

(13) One of the greatest challenges of the cultural and creative sectors, especially small operators including small and medium-sized enterprises (SMEs) and micro-enterprises, is their difficulty accessing the funds they need to finance their activities, *grow*, maintain their competitiveness or internationalise. While this is a common challenge for SMEs in general, the situation is significantly more difficult in the cultural and creative sectors due to the intangible nature of many of their assets, the prototype profile of their activities, the lack of investment-readiness of the operators in the sectors as well as the insufficient investor-readiness of financial institutions.

Amendment

(13) One of the greatest challenges of the cultural and creative sectors, especially small operators including small and medium-sized enterprises (SMEs) and micro-enterprises, is their difficulty accessing the funds they need to finance their activities *in order to* maintain their competitiveness *and growth* or internationalise. While this is a common challenge for SMEs in general, the situation is significantly more difficult in the cultural and creative sectors due to the intangible nature of many of their assets, the prototype profile of their activities, the lack of investment-readiness of the operators in the sectors as well as the insufficient investor-readiness of financial institutions.

Amendment 7

Proposal for a regulation Recital 19 a (new)

Text proposed by the Commission

Amendment

(19a) The Union shall, in liaison with the Member States, take the necessary steps to ensure proper cooperation in the culture and creative sectors with the third countries (former Media Mundus programme), multilateral and regional organisations and entities, including, but not limited to European financial institutions, international financial institutions, United Nations agencies, funds and programmes, private foundations and non-Union donors.

Justification

Since, in the next MFF, Media Mundus programme has been integrated in the common framework, its priorities - international cooperation and projection of European cultural products abroad - should not be lost.

Amendment 8

Proposal for a regulation Recital 21

Text proposed by the Commission

Amendment

(21) This Regulation lays down, for the entire duration of the Programme, ***a*** financial envelope constituting the ***prime*** reference, within the meaning of point [17] of the Interinstitutional Agreement of XX/YY/201Z between the European Parliament, the Council and the Commission on cooperation in budgetary matters and on sound financial management, for the budgetary authority during the annual budgetary procedure.

(21) This Regulation lays down, for the entire duration of the Programme, ***an indicative*** financial envelope constituting the ***financial*** reference, within the meaning of point [17] of the Interinstitutional Agreement of XX/YY/201Z between the European Parliament, the Council and the Commission on cooperation in budgetary matters and on sound financial management, for the budgetary authority during the annual budgetary procedure.

Justification

Bringing the recital in line with Art.19 paragraph 1.

Amendment 9

Proposal for a regulation Recital 23

Text proposed by the Commission

(23) With regard to the implementation of the Programme, the specific nature of the cultural and creative sectors should be taken into account, **and** particular care should be taken to ensure that administrative and financial procedures are simplified.

Amendment

(23) With regard to the implementation of the Programme, the specific nature of the cultural and creative sectors should be taken into account. ***Access to the Programme, in particular, should be granted to small and medium size entities, and not limited to large operators only. The Programme should support not only multi-year projects, but also short- and medium-term undertakings. Particular*** care should be taken to ensure that administrative and financial procedures are simplified.

Justification

Due to the nature of the culture and creative sectors, the small and medium sized projects and undertakings should not be excluded from the scope of the project, since they also contribute to creativity and diversity which are essential for the flowering of the European culture.

Amendment 10

Proposal for a regulation Recital 29

Text proposed by the Commission

(29) Provisions should be made for measures governing the transition from Culture 2007, MEDIA 2007 and MEDIA Mundus Programmes to the Programme established in this Regulation.

Amendment

(29) Provisions should be made for measures governing the transition from Culture 2007, MEDIA 2007 and MEDIA Mundus Programmes to the Programme established in this Regulation. ***However, in the transition phase as well as in the operation of the new joint Programme, the individual focus and objectives of each of these programmes (Culture, Media and Media Mundus) should not be diminished.***

Justification

Since, in the next MFF, Media Mundus programme has been integrated in the common framework, its priorities - international cooperation and projection of European cultural products abroad - should not be lost.

Amendment 11

Proposal for a regulation Article 7 - Title

Text proposed by the Commission

Amendment

The Cultural and Creative Sectors Facility

The Cultural and Creative Sectors
Financial Facility

Justification

The "financial" nature of the new support instrument should be made explicit in the title.

Amendment 12

Proposal for a regulation Article 7 – paragraph 2

Text proposed by the Commission

Amendment

2. *The priorities* shall be ***implemented as defined in Annex I.***

2. *The Financial Facility* shall be ***a debt instrument providing guarantees, technical expertise and capacity to assess and cover risks and, potentially, capital relief, for projects in the cultural and creative sectors through leverage opportunities for financial intermediaries.***

Justification

The Financial Facility should be described in depth not only in the Annex or the Financial Statement but mainly in the legislative text.

Amendment 13

Proposal for a regulation

Article 7 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Financial intermediaries selected for support shall conform with best market practice, considering the difficulty of valuating risk in creative projects, and shall be based on the volume of debt financing made available to cultural or creative operators, cultural and creative operator's ability to access financing, risk-taking and additional financing available for the financial intermediary for the support of cultural and creative operators.

Justification

The Financial Facility should be described in depth not only in the Annex or the Financial Statement but mainly in the legislative text.

Amendment 14

Proposal for a regulation

Article 7 – paragraph 2 b (new)

Text proposed by the Commission

Amendment

2b. Individual guarantees may have a maturity of up to 10 years. In accordance with Article XX.X of Regulation (EU) No XX/2012 [on the financial rules applicable to the general budget of the Union], revenues and repayments generated by the guarantees shall be re-assigned to the Financial Facility. For financial facilities already set up in the previous multiannual financial framework, revenues and repayments generated by operations started in the previous period shall be assigned to the Financial Facility in the current period.

Justification

The Financial Facility should be described in depth not only in the Annex or the Financial Statement but mainly in the legislative text.

Amendment 15

**Proposal for a regulation
Article 7 – paragraph 2 c (new)**

Text proposed by the Commission

Amendment

2c. Capacity building under the Financial Facility shall be essentially the provision of expert services to the financial intermediaries signing a facility agreement under the Cultural and Creative Sectors Financial Facility, with the objective of providing each financial intermediary with additional expertise and capacity to evaluate risks associated to financing the cultural and creative sectors. Additionally, operators in the cultural and creative sectors shall benefit from this capacity building by developing the appropriate skills to elaborate business plans and to prepare accurate information of their projects that may help the financial intermediary evaluate the cultural and creative projects in an efficient way.

Justification

The Financial Facility should be described in depth not only in the Annex or the Financial Statement but mainly in the legislative text.

Amendment 16

**Proposal for a regulation
Article 7 – paragraph 2 d (new)**

Text proposed by the Commission

Amendment

2d. The budgetary allocation shall cover the full cost of the Financial Facility, including payment obligations towards

financial intermediaries such as losses from guarantees, management fees for the European Investment Fund managing the Union's resources, as well as any other eligible costs or expenses.

Justification

The Financial Facility should be described in depth not only in the Annex or the Financial Statement but mainly in the legislative text.

Amendment 17

Proposal for a regulation

Article 7 – paragraph 2 e (new)

Text proposed by the Commission

Amendment

2e. Each financial intermediary shall provide an appropriate level of visibility and transparency to the support given by the Union, including adequate information on the financial opportunities made available by the Programme. It shall be ensured that the final beneficiaries are adequately informed of the available financing opportunities.

Justification

The Financial Facility should be described in depth not only in the Annex or the Financial Statement but mainly in the legislative text.

Amendment 18

Proposal for a regulation

Article 7 – paragraph 2 f (new)

Text proposed by the Commission

Amendment

2f. The target for the volume of financial guarantees in the framework of the Financial Facility for 2020 shall be EUR 1 billion worth of loans.

Justification

The Financial Facility should be described in depth not only in the Annex or the Financial Statement but mainly in the legislative text. The target for the Facility should be established, as a quantitative indicator.

Amendment 19

Proposal for a regulation

Article 11 – paragraph 2 – point d a (new)

Text proposed by the Commission

Amendment

(da) improving the competitiveness of the European audiovisual industry and the distribution of European works outside of Europe and increasing public demand for culturally diverse audiovisual content.

Justification

In the remit of supporting international circulation of European media products, it is important to support the competitiveness of European audio-visual industry and promote demand for this audiovisual content to counter competition from the United States and growing competition from Asia.

Amendment 20

Proposal for a regulation

Article 19 – paragraph 1

Text proposed by the Commission

Amendment

1. The financial envelope for implementing this Programme for the period set out in Article 1 (1) is fixed at EUR 1 801 000 000.

1. Within the meaning of point [17] of the Interinstitutional Agreement of .../.... between the European Parliament, the Council and the Commission on cooperation in budgetary matters and on sound financial management, the prime reference amount for the budgetary authority during the annual budgetary procedure in terms of the financial envelope for implementing this Programme for the period set out in Article 1 (1) is fixed at EUR 1 801 000 000.

Justification

The Programme break-down for the three strands should be included in the legislative proposal to ensure proper and adequate financing for all priorities.

Amendment 21

Proposal for a regulation

Article 19 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. The budgetary authority shall authorise the available annual appropriations without prejudice to the provisions of the Council Regulation laying down the multiannual financial framework for the years 2014-2020 and the Interinstitutional Agreement of xxx/201z between the European Parliament, the Council and the Commission on cooperation in budgetary matters and sound financial management.

Justification

The amendment aims to reinforce the role of the European Parliament as the budgetary authority in the annual budgetary procedure.

PROCEDURE

Title	Creative Europe Programme						
References	COM(2011)0785 – C7-0435/2011 – 2011/0370(COD)						
Committee responsible Date announced in plenary	CULT 30.11.2011						
Opinion by Date announced in plenary	BUDG 30.11.2011						
Rapporteur Date appointed	Barbara Matera 6.2.2012						
Date adopted	15.11.2012						
Result of final vote	<table> <tr> <td>+: </td><td>23</td></tr> <tr> <td>–: </td><td>2</td></tr> <tr> <td>0: </td><td>3</td></tr> </table>	+:	23	–:	2	0:	3
+:	23						
–:	2						
0:	3						
Members present for the final vote	Marta Andreasen, Zuzana Brzobohatá, José Manuel Fernandes, Eider Gardiazábal Rubial, Salvador Garriga Polledo, Jens Geier, Ivars Godmanis, Lucas Hartong, Jutta Haug, Monika Hohlmeier, Sidonia Elżbieta Jędrzejewska, Anne E. Jensen, Ivailo Kalfin, Jan Kozłowski, Alain Lamassoure, George Lyon, Barbara Matera, Jan Mulder, Juan Andrés Naranjo Escobar, Nadezhda Neynsky, Dominique Riquet, Alda Sousa, Derek Vaughan						
Substitute(s) present for the final vote	François Alfonsi, Jürgen Klute, Peter Šťastný, Georgios Stavrakakis, Nils Torvalds						

20.9.2012

OPINION OF THE COMMITTEE ON EMPLOYMENT AND SOCIAL AFFAIRS

for the Committee on Culture and Education

on the proposal for a regulation of the European Parliament and of the Council on establishing the Creative Europe Programme
(COM(2011)0785 – C7-0435/2011 – 2011/0370(COD))

Rapporteur: Kinga Göncz

SHORT JUSTIFICATION

Today, when the employment and social consequences of the financial crisis and those of our austerity measures are unprecedentedly dramatic and threaten our citizens with deep and long-term poverty and social exclusion, we have to make sure that our legislative proposals truly facilitate our citizens' life and we also have to safeguard that they are accessible to all of them, no matter what nationality they are or what social background they come from.

At present there are 24,5 million unemployed people in the European Union, i.e. 10,2% of our working age citizens, and our young have to overcome a shocking unemployment rate of over 22,4% and even higher (almost 50% in several Member States)¹. Therefore, we have to do our best to provide opportunities and assistance to those sectors that show growth potential. In the cultural and creative sectors such a definite capacity for growth and development can easily be detected, as "between 2000 and 2007, employment in these sectors grew by an average of 3.5% a year, compared to 1% in the overall EU-27 economy"². In 2008 these sectors represented 4.5% of the total European GDP and employed around 3.8% of the workforce; moreover, they also have a positive, activating effect on other sectors, such as tourism, IT, education, etc.

The Creative Europe Programme (the Programme) is yet another framework programme, which might bring about significant advances in the life of the operators of the creative and cultural industries, but only if it is set up well and answers to the needs and challenges of the sectors and those of all their operators.

Nonetheless, the cultural and creative sectors are just as heterogeneous and diverse as the whole of the EU. The proposal of the European Commission already mentions the fact that

¹ Eurostat news release, <http://europa.eu/rapid/pressReleasesAction.do?reference=STAT/12/52&>

² European Commission press release, <http://europa.eu/rapid/pressReleasesAction.do?reference=IP/11/1399>

the cultural and creative sectors of the EU are fragmented along national and linguistic lines; however, we cannot ignore the fact that there are further differences in the operators' chances to set up and maintain their activities. In some Member States having lower production capacity, limited purchasing power and sponsoring capacity, the situation of the cultural and creative sectors is much more difficult; therefore, your rapporteur suggests that special efforts have to be made concerning these countries to promote the cultural and creative sectors' potential to reach customers.

Another factor to be noted is the demanding task of operators belonging to socially disadvantaged groups (such as disabled people, people coming from different minority groups etc.) to access the programme and finance on the whole. Your rapporteur would like to stress that cultural rights of these people have to be protected and promoted.

A further aspect has to be added, i.e. the importance of micro-enterprises. According to European Commission data, 99% of all EU enterprises are SMEs, and 90% of them are actually micro-enterprises (having less than 10 employees, in fact employing 5 people on average). These micro-enterprises employ 53% of the workforce in Europe; therefore, they are essential for our economies. They also play a significant role in the cultural and creative sectors, so safeguarding that our programme would be beneficial for them is of utmost importance.

Young operators must not be neglected either; it is vital that they get as much help and incentives to set up, run and internationalize their enterprises and organizations as possible.

In order to strengthen the competitiveness of the cultural and creative sectors with a view to make EU2020 a reality, the Programme should support them to operate transnationally by equipping them with communication and entrepreneurial skills required in this context, and it should also promote the availability of managerial, business and entrepreneurial trainings specifically tailored for professionals in the sectors in order to strengthen their financial autonomy and make their activities sustainable.

For a more significant advancement of the sectors, overall consistency and complementarity of the Programme with other relevant EU funding sources, such as the ESF, the EU Programme for Social Change and Innovation, the ERDF etc. is needed to be ensured.

Just like in the case of other programmes, monitoring and evaluation have vital importance; therefore a well-founded set of indicators is essential. In order to have a more detailed picture of the situation and the change of the sectors (brought about by the Programme), not only data concerning their share of employment and share of GDP are needed, but also figures on the sectors' change regarding the sustainability of the activities of their operators and concerning the accessibility of socially disadvantaged operators to the Programme. Moreover, as far as the objective on strengthening the financial capacity of cultural and creative sectors is concerned, not only the volume of loans granted in the framework of the financial facility should be monitored and evaluated, but also the number of financial beneficiaries coming from cohesion countries and belonging to socially disadvantaged groups benefitting from the financial facility.

AMENDMENTS

The Committee on Employment and Social Affairs calls on the Committee on Culture and Education, as the committee responsible, to incorporate the following amendments in its report:

Amendment 1

Proposal for a regulation

Recital 1

Text proposed by the Commission

(1) The Treaty aims at an ever closer union among the peoples of Europe and confers on the Union the task, inter alia, of contributing to the flowering of cultures of Member States, while respecting their national and regional diversity ***and at the same time ensuring that the*** conditions necessary for the competitiveness ***of the Union's industry exist***. In this respect, the Union, where necessary, supports and supplements Member States' actions to respect cultural and linguistic diversity, strengthen the ***competitiveness of the*** European cultural and creative sectors and facilitate adaptation to industrial changes, in particular through vocational training.

Amendment

(1) The Treaty aims at an ever closer union among the peoples of Europe and confers on the Union the task, inter alia, of contributing to the flowering of cultures of Member States, while respecting their national and regional diversity, ***taking into consideration, where appropriate,*** conditions necessary for the competitiveness. In this respect, the Union, where necessary, supports and supplements Member States' actions to ***both*** respect ***and promote*** cultural and linguistic diversity, strengthen the European cultural and creative sectors ***in order to help them contribute to social and economic development*** and facilitate adaptation to industrial changes, in particular through ***initial or continuing*** vocational training.

Amendment 2

Proposal for a regulation

Recital 3

Text proposed by the Commission

(3) The 'European agenda for culture in a globalizing world, endorsed by the Council in a Resolution of 16 November 2007 sets the objectives for future activities of the European Union for the cultural and creative sectors. It aims to promote cultural diversity and intercultural dialogue, to promote culture as a catalyst for creativity

Amendment

(3) The 'European agenda for culture in a globalizing world', endorsed by the Council in a Resolution of 16 November 2007 sets the objectives for future activities of the European Union for the cultural and creative sectors. It aims to promote cultural diversity and intercultural dialogue, ***the mobility of professionals, to protect and***

in the framework for growth and jobs and to promote culture as a vital element in the Union's international relations.

promote cultural rights of persons belonging to minorities and socially marginalised people, to promote culture as a catalyst for creativity ***and social inclusion*** in the framework ***of the EU 2020 Strategy*** for growth and jobs and to promote culture as a vital element in the Union's international relations.

Amendment 3

Proposal for a regulation Recital 5

Text proposed by the Commission

(5) The UNESCO Convention on the Protection and the Promotion of the Diversity of Cultural Expressions which entered into force on 18 March 2007, and to which the Union is a party, aims at strengthening international cooperation, including international co-production and co-distribution agreements, and solidarity so as to favour the cultural expression of all countries.

Amendment

(5) The UNESCO Convention on the Protection and the Promotion of the Diversity of Cultural Expressions which entered into force on 18 March 2007, and to which the Union is a party, aims at strengthening international cooperation, including international co-production and co-distribution agreements, and solidarity so as to favour the cultural expression of all countries ***and individuals. In this regard, the Convention states that due attention should be paid to various social groups, including persons belonging to minorities.***

Amendment 4

Proposal for a regulation Recital 10

Text proposed by the Commission

(10) The European cultural and creative sectors are inherently fragmented along national and linguistic lines. On the one hand, fragmentation results in a culturally diverse and highly independent cultural landscape, providing a voice for the different cultural traditions forming the diversity of our European heritage. On the

Amendment

(10) The European cultural and creative sectors are inherently fragmented along national and linguistic lines. ***However, it is appropriate to also take into account the existence of regional cultural and creative sectors which do not always follow national and linguistic borders of Member States, as well as the fragmentation of***

other hand, fragmentation leads to limited and sub-optimal transnational circulation of cultural and creative works and operators within and outside the Union, to geographical imbalances and - subsequently - to a limited choice for the consumer.

cultural and creative sectors in terms of their chances to introduce themselves to the wider public. As for national differences, the fact that the situation of the cultural and creative sectors is much more difficult in some Member States having lower production capacity, limited purchasing power and sponsoring capacity, cannot be ignored; therefore, special efforts should be made to promote the cultural and creative sector's potential to reach customers. On the one hand, fragmentation results in a culturally diverse and highly independent cultural landscape, providing a voice for the different cultural traditions forming the diversity of our European heritage. On the other hand, fragmentation leads to limited and sub-optimal transnational circulation of cultural and creative works and operators within and outside the Union, to geographical **and social** imbalances and - subsequently - to a limited choice for the consumer.

Amendment 5

Proposal for a regulation

Recital 11

Text proposed by the Commission

(11) The digital shift is having a massive impact on how cultural and creative goods and services are made, disseminated, accessed, consumed and monetised. These changes offer great opportunities for the European cultural and creative sectors. Lower distribution costs, new distribution channels and new opportunities for niche products can facilitate access and increase circulation worldwide. In order to seize these opportunities and adapt to the context of the digital shift and globalisation, the cultural and creative sectors need to develop new skills and require greater access to finance to upgrade equipment, develop new production and distribution

Amendment

(11) The digital shift is having a massive impact on how cultural and creative goods and services are made, disseminated, accessed, consumed and monetised. ***It ensures better access to cultural goods and enables strong intercultural relations.*** These changes offer great opportunities for the European cultural and creative sectors. Lower distribution costs, new distribution channels and new opportunities for niche products can facilitate access and increase circulation worldwide. In order to seize these opportunities and adapt to the context of the digital shift and globalisation, the cultural and creative sectors need to develop new skills and require greater

methods and adapt their business models.

access to finance to upgrade equipment, develop new production and distribution methods and adapt their business models. ***These new requirements are difficult to meet for operators coming from socially disadvantaged backgrounds; therefore, special attention should be paid to them in this field.***

Amendment 6

Proposal for a regulation Recital 13

Text proposed by the Commission

(13) One of the greatest challenges of the cultural and creative sectors, especially small operators including small and medium-sized enterprises (SMEs) and micro-enterprises, is their difficulty accessing the funds they need to finance their activities, grow, maintain their competitiveness or internationalise. While this is a common challenge for SMEs in general, the situation is significantly more difficult in the cultural and creative sectors due to the intangible nature of many of their assets, the prototype profile of their activities, the lack of investment-readiness of the operators in the sectors as well as the insufficient investor-readiness of financial institutions.

Amendment

(13) One of the greatest challenges of the cultural and creative sectors, especially ***NGOs or associations***, small operators including small and medium-sized enterprises (SMEs) and micro-enterprises, is their difficulty accessing the funds they need to finance their activities, ***set up their operation***, grow, maintain their competitiveness or internationalise. While this is a common challenge for ***micro-enterprises and*** SMEs in general, the situation is significantly more difficult in the cultural and creative sectors due to the intangible nature of many of their assets, the prototype profile of their activities, the lack of investment-readiness of the operators in the sectors as well as the insufficient investor-readiness of financial institutions.

Amendment 7

Proposal for a regulation Recital 20

Text proposed by the Commission

(20) It is necessary to ensure the European added value of all actions carried out within in the framework of the Programme,

Amendment

(20) It is necessary to ensure the European added value of all actions carried out within in the framework of the Programme,

complementarity to Member State activities and compliance with Article 167 (4) of the Treaty and other Union activities, in particular in the field of education, research and innovation, industrial and cohesion policy, tourism and external relations.

complementarity to Member State activities and compliance with Article 167 (4) of the Treaty and other Union activities, in particular in the field of education, ***employment***, research and innovation, ***social policy***, industrial and cohesion policy, tourism and external relations.

Amendment 8

Proposal for a regulation Recital 27

Text proposed by the Commission

(27) In compliance with the principles for performance related assessment, the procedures for monitoring and evaluating the programme should include detailed annual reports and refer to the ***specific***, measurable, achievable, relevant and time-bound targets and indicators laid down in this Regulation.

Amendment

(27) In compliance with the principles for performance related assessment, the procedures for monitoring and evaluating the programme should include detailed annual reports and refer to the ***qualitative and quantitative***, measurable, achievable, relevant and time-bound targets and indicators laid down in this Regulation.
Annual reports should be sent to and presented in the European Parliament.

Amendment 9

Proposal for a regulation Recital 30 a (new)

Text proposed by the Commission

Amendment

(30a) In the context of the application of the programme, it is important to monitor the quality of the jobs created in the cultural and creative sectors, since these sectors are often characterised by insecure, unstable labour relations.

Amendment 10

Proposal for a regulation Recital 30 b (new)

Text proposed by the Commission

Amendment

(30b) The implementation of the programme should be accompanied by dialogue with all stakeholders in the cultural and creative sectors, including actors from civil society and from the non-commercial sector.

Amendment 11

Proposal for a regulation

Article 3 – paragraph 2 – point a

Text proposed by the Commission

Amendment

(a) the transnational character of its activities and their impact, which will complement national, international and other Union programmes;

(a) the transnational ***and intercultural*** character of its activities and their impact, which will complement national, international and other Union programmes;

Amendment 12

Proposal for a regulation

Article 3 – paragraph 2 – point d

Text proposed by the Commission

Amendment

(d) ensuring a more level playing field in the European cultural and creative sectors by taking account of low production capacity countries and/or countries or regions with a restricted geographical and linguistic area.

(d) ensuring a more level playing field in the European cultural and creative sectors by taking account of low production capacity countries and/or countries or regions with a restricted geographical and linguistic area, ***as well as operators coming from disadvantaged groups.***

Amendment 13

Proposal for a regulation

Article 4 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) to strengthen the ***competitiveness of the*** cultural and creative sectors ***with a view to***

(b) to strengthen the cultural and creative sectors, ***their competitiveness and also***

promoting smart, sustainable and inclusive growth.

their social integration dimensions, in order to enable them to participate in European social and economic development and promote smart, sustainable and inclusive growth.

Amendment 14

Proposal for a regulation

Article 5 – paragraph 1 – point a

Text proposed by the Commission

(a) to support the capacity of the European cultural and creative sectors to operate transnationally;

Amendment

(a) to support the capacity of the European cultural and creative sectors to operate transnationally *inter alia by equipping operators with the communication and entrepreneurial skills required in this context;*

Amendment 15

Proposal for a regulation

Article 5 – paragraph 1 – point c

Text proposed by the Commission

(c) to strengthen the financial capacity of the cultural and creative sectors, and in particular small and medium-sized enterprises and organisations;

Amendment

(c) to strengthen the financial *autonomy and* capacity of the cultural and creative sectors, and in particular *micro*, small and medium-sized enterprises and organisations, *the public, non-commercial and socially disadvantaged operators, and to promote the availability of managerial, business and entrepreneurial training programmes specifically tailored for professionals in the cultural and creative sector, and by expanding present educational programmes, such as the Lifelong Learning Programme, Erasmus, etc.;*

Amendment 16

Proposal for a regulation

Article 7 – paragraph 1 – introductory wording

Text proposed by the Commission

1. The Commission shall establish a Facility targeting the cultural and creative sectors and operated within the context of a Union debt instrument for small and medium-sized enterprises. This facility shall have the following priorities:

Amendment

1. The Commission shall establish a Facility targeting the cultural and creative sectors and operated within the context of a Union debt instrument for **micro**, small and medium-sized enterprises, **associations and foundations, in accordance with Commission Recommendation 2003/361 concerning the definition of micro, small and medium-sized enterprises**. This facility shall have the following priorities:

Amendment 17

Proposal for a regulation

Article 7 – paragraph 1 – point a

Draft legislative resolution

(a) facilitate access to finance for small- and medium-sized enterprises and organisations in the European cultural and creative sectors;

Amendment

(a) facilitate access to finance for **micro**, small- and medium-sized enterprises and organisations in the European cultural and creative sectors, **with special attention being paid to young operators and operators coming from disadvantaged social groups**;

Amendment 18

Proposal for a regulation

Article 8 – point a

Text proposed by the Commission

(a) transnational exchange of experiences and knowhow on new business models, peer-learning activities and networking among cultural operators and policy makers related to the development of the cultural and creative sectors;

Amendment

(a) transnational exchange of experiences and knowhow on new business models, **social integration models, training programmes**, peer-learning activities and networking among cultural operators and policy makers related to the development of the cultural and creative sectors;

Amendment 19

Proposal for a regulation Article 8 – point f – indent 1

Text proposed by the Commission

– promote the Creative Europe Programme at national level;

Amendment

– promote the Creative Europe Programme at national ***and regional*** level;

Amendment 20

Proposal for a regulation Article 8 – point f – indent 3

Text proposed by the Commission

– stimulate cross-border cooperation between professionals, institutions platforms and networks in the cultural and creative sectors;

Amendment

– stimulate cross-border ***mobility and*** cooperation between professionals, institutions platforms and networks in the cultural and creative sectors;

Amendment 21

Proposal for a regulation Article 9 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) supporting cultural action and the participation of artists in social integration activities;

Amendment 22

Proposal for a regulation Article 9 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(bb) supporting creativity and experimentation in cultural operators, irrespective of the size of the organisation

concerned;

Amendment 23

Proposal for a regulation

Article 9 – paragraph 1 – point c

Text proposed by the Commission

(c) providing support to strengthen European operators and international cultural networks in order to facilitate access to professional opportunities.

Amendment

(c) providing support to strengthen European operators and international cultural networks in order to facilitate access to professional opportunities, *to vocational training and to mobility for the operators.*

Amendment 24

Proposal for a regulation

Article 9 – paragraph 2 – point b

Text proposed by the Commission

(b) supporting the circulation of European *literature*;

Amendment

(b) supporting the *transnational* circulation of European *works and cultural and artistic products*;

Amendment 25

Proposal for a regulation

Article 9 – paragraph 2 – point c

Text proposed by the Commission

(c) supporting audience building as a means of stimulating interest in European cultural works.

Amendment

(c) supporting audience building *and access to culture for all* as a means of stimulating interest in European cultural works.

Amendment 26

Proposal for a regulation

Article 10 – paragraph 1 – point a

Text proposed by the Commission

(a) cooperation measures bringing together operators from different countries to undertake sectoral or cross-sectoral activities;

Amendment

(a) cooperation measures bringing together operators from different countries to undertake sectoral or cross-sectoral activities, ***with special attention being paid to socially disadvantaged operators;***

Amendment 27

**Proposal for a regulation
Article 10 – point c**

Text proposed by the Commission

(c) activities by organisations providing a promotional European platform for the development of emerging talent and ***stimulating the circulation*** of artists and works, ***with a systemic and large scale effect;***

Amendment

(c) activities by organisations providing a promotional European platform for the development of emerging talent and ***facilitating the mobility*** of artists and works. ***Artists should be able to exercise their rights effectively, without discrimination, particularly with regard to social protection or unemployment or retirement benefits, and irrespective of the EU country in which they work;***

Amendment 28

**Proposal for a regulation
Article 12 – point b**

Text proposed by the Commission

(b) support audiovisual operators to develop European audiovisual works with enhanced cross-border circulation potential;

Amendment

(b) support audiovisual operators to develop European audiovisual works with enhanced cross-border circulation potential, ***with special attention being paid to socially disadvantaged operators;***

Amendment 29

**Proposal for a regulation
Article 12 – point d**

Text proposed by the Commission

(d) facilitate access to professional audiovisual trade events **and** markets and the use of online business tools inside and outside Europe;

Amendment

(d) facilitate access to professional audiovisual trade events, markets **and training courses** and the use of online business tools inside and outside Europe;

Amendment 30

Proposal for a regulation
Article 12 – point h

Text proposed by the Commission

(h) support initiatives presenting and promoting a diversity of European audiovisual works;

Amendment

(h) support initiatives presenting and promoting a diversity of European audiovisual works, **including their linguistic diversity, through the provision of support for translation, dubbing and subtitling**;

Amendment 31

Proposal for a regulation
Article 12 – point i

Text proposed by the Commission

(i) support activities aiming at increasing knowledge and interest of audiences;

Amendment

(i) support activities aiming at increasing knowledge and interest of audiences **regarding the diverse and complex nature of societies**;

Amendment 32

Proposal for a regulation
Article 12 – point j a (new)

Text proposed by the Commission

Amendment

(ja) support the introduction of assistive technology in cultural and education centres with a view to expanding access to culture, education and professional training for people with hearing and

visual impairments.

Amendment 33

Proposal for a regulation

Article 13 – paragraph 1 – point a

Text proposed by the Commission

(a) relevant EU policies, in particular those in the fields of education, employment, health, research and innovation, enterprise, tourism, justice and development;

Amendment

(a) relevant EU policies, in particular those in the fields of ***culture***, education, employment, ***social affairs***, health, research and innovation, ***industry***, enterprise, ***trade***, tourism, justice and development;

Amendment 34

Proposal for a regulation

Article 13 – paragraph 1 – point b

Text proposed by the Commission

(b) other relevant EU funding sources in the field of culture and media policies, in particular the European Social Fund, the European Regional Development Fund, the Research and Innovation Programmes, as well as the financial instruments relating to justice and citizenship, external cooperation programmes and the pre-accession instruments. In particular, it will be important to ensure synergies at the level of implementation between the Programme and the national and regional strategies for smart specialisation.

Amendment

(b) other relevant EU funding sources in the field of culture and media policies, in particular the European Social Fund, the ***European Union Programme for Social Change and Innovation (in particular the Progress Microfinance Facility)***, the European Regional Development Fund, the Research and Innovation Programmes, as well as the financial instruments relating to justice and citizenship, external cooperation programmes and the pre-accession instruments. In particular, it will be important to ensure synergies at the level of implementation between the Programme and the national and regional strategies for smart specialisation.

Amendment 35

Proposal for a regulation

Article 14 – paragraph 1 – point a – indent 1 a (new)

Text proposed by the Commission

Amendment

– changes in the sectors in terms of the sustainability of the activities of different operators;

Amendment 36

Proposal for a regulation

Article 14 – paragraph 1 – point a – indent 1 b (new)

Text proposed by the Commission

Amendment

– changes in the sectors in terms of access for socially disadvantaged operators to the Programme;

Amendment 37

Proposal for a regulation

Article 14 – paragraph 1 – point b – subparagraph 1 – indent 1

Text proposed by the Commission

Amendment

– internationalisation of cultural operators and the number of transnational partnerships created;

– ***diversification***, internationalisation ***and mobility*** of cultural operators and the number of transnational partnerships created;

Amendment 38

Proposal for a regulation

Article 14 – paragraph 1 – point b – subparagraph 3 – indent 3 a (new)

Text proposed by the Commission

Amendment

– number of final beneficiaries coming from Member States having low production capacity, limited purchasing power and limited sponsoring capacity, etc.;

Amendment 39

Proposal for a regulation

Article 14 – paragraph 1 – point b – subparagraph 3 – indent 3 b (new)

Text proposed by the Commission

Amendment

– number of final beneficiaries belonging to socially disadvantaged groups benefitting from the financial facility.

Amendment 40

Proposal for a regulation

Article 14 – paragraph 3 – point a

Text proposed by the Commission

Amendment

(a) In addition to the regular monitoring the Commission shall establish an external evaluation report no later than end-2017 in order to assess the effectiveness in achieving the objectives and the efficiency of the Programme and its European added value in view of a decision on the renewal, modification or suspension of the Programme. The evaluation shall address the scope for simplification, its internal and external coherence, the continued relevance of all objectives, as well as the contribution of the measures to the Union priorities of smart, sustainable and inclusive growth. It shall take into account evaluation results on the long-term impact of Decision No 1855/2006/EC, Decision No 1718/2006/EC and Decision No 1041/2009/EC of the European Parliament and of the Council.

(a) In addition to the regular monitoring the Commission shall establish an external evaluation report no later than end-2017 in order to assess the effectiveness in achieving the objectives and the efficiency of the Programme and its European added value in view of a decision on the renewal, modification or suspension of the Programme. The evaluation shall address the scope for simplification, its internal and external coherence, the continued relevance of all objectives, as well as the contribution of the measures to the Union priorities of smart, sustainable and inclusive growth. It shall take into account evaluation results on the long-term impact of Decision No 1855/2006/EC, Decision No 1718/2006/EC and Decision No 1041/2009/EC of the European Parliament and of the Council. ***The external evaluation report shall be forwarded to and presented in the European Parliament.***

Amendment 41

Proposal for a regulation

Annex I – paragraph 1

Text proposed by the Commission

The Commission shall establish a facility targeting the cultural and creative sectors and operated within the context of a European Union debt instrument for small and medium-sized enterprises. The financial support thus provided shall be earmarked to small and medium-sized enterprises and organisations operating in the cultural and creative sectors.

Amendment

The Commission shall establish a facility targeting the cultural and creative sectors and operated within the context of a European Union debt instrument for **micro**, small and medium-sized enterprises. The financial support thus provided shall be earmarked to **micro**, small and medium-sized enterprises and organisations operating in the cultural and creative sectors.

PROCEDURE

Title	Creative Europe Programme		
References	COM(2011)0785 – C7-0435/2011 – 2011/0370(COD)		
Committee responsible Date announced in plenary	CULT 30.11.2011		
Opinion by Date announced in plenary	EMPL 19.1.2012		
Rapporteur Date appointed	Kinga Göncz 15.12.2011		
Discussed in committee	31.5.2012	10.7.2012	17.9.2012
Date adopted	18.9.2012		
Result of final vote	+: –: 0:	36 0 4	
Members present for the final vote	Regina Bastos, Edit Bauer, Heinz K. Becker, Pervenche Berès, Vilija Blinkevičiūtė, Philippe Boulland, Alejandro Cercas, Ole Christensen, Derek Roland Clark, Marije Cornelissen, Emer Costello, Frédéric Daerden, Sari Essayah, Thomas Händel, Marian Harkin, Nadja Hirsch, Stephen Hughes, Danuta Jazłowiecka, Ádám Kósa, Jean Lambert, Veronica Lope Fontagné, Olle Ludvigsson, Thomas Mann, Elisabeth Morin-Chartier, Csaba Öry, Siiri Oviir, Licia Ronzulli, Elisabeth Schroedter, Jutta Steinruck, Traian Ungureanu, Andrea Zaroni, Inês Cristina Zuber		
Substitute(s) present for the final vote	Kinga Göncz, Richard Howitt, Jan Kozłowski, Svetoslav Hristov Malinov, Anthea McIntyre, Antigoni Papadopoulou, Birgit Sippel, Csaba Sógor		

12.6.2012

OPINION OF THE COMMITTEE ON INDUSTRY, RESEARCH AND ENERGY

for the Committee on Culture and Education

on the proposal for a regulation of the European Parliament and of the Council on establishing the Creative Europe Programme
(COM(2011)0785 – C7-0435/2011 – 2011/0370(COD))

Rapporteur: Silvia-Adriana Țicău

SHORT JUSTIFICATION

Importance of the cultural and creative sectors (CCS)

The cultural and creative sectors (CCS) make an important contribution to jobs and economic growth, representing 4.5% of total European GDP in 2008 and accounting for some 3.8% of the workforce. The cultural and creative sectors also contribute to the development of other sectors of the economy, such as tourism and information and communications technologies (ICTs). By driving innovation and entrepreneurship as part of smart, sustainable growth, the cultural and creative sectors contribute towards social integration.

Problems and common challenges

The CCS are facing various common challenges and difficulties, such as a fragmented market, globalisation and the digital shift, a shortage of data and the lack of private-sector investment. In particular, cultural and creative sector SMEs and organisations encounter difficulties in accessing finance. These difficulties are mainly due to the following causes:

- the intangible nature of many of their assets, such as copyright;
- the fact that, unlike other industrial projects, cultural works are generally not mass-produced, and are often a unique prototype, whereas long-term investment is required to ensure profitability;
- entrepreneurs in the cultural and creative sector often do not possess the requisite marketing skills to promote projects to financial institutions;
- financial institutions have insufficient knowledge of these sectors and are not prepared to invest in developing the knowledge needed to assess the risks relating to them;
- there is often a lack of reliable data, which limits the possibilities of SMEs in this sector securing credit.

Description of the Creative Europe programme

The Creative Europe programme brings together and continues the Culture, Media and Media Mundus Programmes. The overall budget for the actions (2014-2020) amounts to EUR 1 801 billion, which is a 37% increase over the current level of expenditure. The Creative Europe Programme consists of three strands: the Cross-sectoral Strand addressed to all CCS (15% of the programme budget); the Culture Strand addressed to CCS (30% of the programme budget); and the MEDIA Strand, addressed to the audiovisual sector (55% of the programme budget).

The Cross-sectoral Strand provides CCS with a mechanism that facilitates access to finance for cultural and creative sector SMEs and organisations and improves the capacity of financial institutions to assess cultural and creative projects. That mechanism will be complementary to the other EU mechanisms under the Structural Funds and the Programme for Competitiveness and Innovation.

Both the priorities and the support measures for the Culture and MEDIA Programmes seek to reinforce CCS capacities in order to: encourage the use of digital technologies to ensure adaptation to developments in the market; adaptation to digital technologies; new business and distribution models; support transnational marketing and distribution on online platforms.

To implement the programme, the Commission will adopt annual work programmes by means of implementing acts, in accordance with the advisory procedure. The majority of the grants awarded via Creative Europe will be managed by the Education, Audiovisual and Culture Executive Agency by way of calls for proposals. The financial aid provided cannot exceed 50% of the final costs of the operations supported (unless otherwise specified in the annual programme). The Commission will manage directly certain facets of the programme, such as: the awarding of prizes, cooperation with international institutions, international audiovisual coproduction funds, and funding of the 'European Capitals of Culture' and 'European Heritage Label' programmes.

The Commission will perform regular monitoring of the Creative Europe Programme on the basis of the performance indicators set out in Article 14, which include: the sectors' share of employment and share of GDP; the degree of internationalisation of cultural operators and the number of transnational partnerships; the number of admissions for European films in Europe and worldwide; the percentage of European audiovisual works in cinemas, TV and digital platforms; the volume of loans granted in the framework of the financial facility.

Rapporteur's Position

In the amendments proposed, the rapporteur for the ITRE Committee advocates introducing new specific objectives for the programme which strengthen the strands relating to adapting CCS to globalisation and the digital shift. The changes are aimed, in particular, at the online accessibility of cultural material, improving the way in which this is managed and preserved digitally and promoting partnerships between cultural institutions and the private sector, in order to create new ways of funding the digitisation of cultural material and to foster its innovative use. The rapporteur also advocates making improved access to CCS products for

persons with disabilities one of the specific objectives of the programme.

AMENDMENTS

The Committee on Industry, Research and Energy calls on the Committee on Culture and Education, as the committee responsible, to incorporate the following amendments in its report:

Amendment 1

Proposal for a regulation

Recital 1

Text proposed by the Commission

(1) The Treaty aims at an ever closer union among the peoples of Europe and confers on the Union the task, inter alia, of contributing to the flowering of cultures of Member States, while respecting their national and regional diversity and at the same time ensuring that the conditions necessary for the competitiveness of the Union's industry exist. In this respect, the Union, where necessary, supports and supplements Member States' actions to respect cultural and linguistic diversity, strengthen the competitiveness of the European cultural and creative sectors and facilitate adaptation to industrial changes, in particular through vocational training.

Amendment

(1) The Treaty aims at an ever closer union among the peoples of Europe and confers on the Union the task, inter alia, of contributing to the flowering of cultures of Member States, while respecting their national and regional diversity and at the same time ensuring that the conditions necessary for the competitiveness of the Union's industry exist. In this respect, the Union, where necessary, supports and supplements Member States' actions to respect cultural and linguistic diversity, strengthen the competitiveness of the European cultural and creative sectors and facilitate adaptation to industrial changes, in particular through vocational training ***and lifelong learning.***

Amendment 2

Proposal for a regulation

Recital 4 a (new)

Text proposed by the Commission

Amendment

(4a) Persons with disabilities continue to have limited access to cultural and creative products, and the facilitation of such access for persons with disabilities should be included amongst the specific objectives of the Creative Europe

Programme.

Justification

In order to help protect and promote European linguistic and cultural diversity, and to consolidate the competitiveness of the cultural and creative sectors, there is a need to include among the specific programme's specific objectives that of supporting sustainable and inclusive growth by facilitating access to cultural and creative products for persons with disabilities.

Amendment 3

Proposal for a regulation

Recital 7

Text proposed by the Commission

(7) The Communication from the European Commission on the European Strategy for smart, sustainable and inclusive growth (Europe 2020 Strategy) defines a strategy that aims to turn the Union into a smart, sustainable and inclusive economy delivering high levels of employment, productivity and social cohesion. In this strategy, the Commission noted that the Union needs to provide more attractive framework conditions for innovation and creativity, including through incentives for the growth of knowledge based firms and greater access to finance for cultural and creative sectors.

Amendment

(7) The Communication from the European Commission on the European Strategy for smart, sustainable and inclusive growth (Europe 2020 Strategy) defines a strategy that aims to turn the Union into a smart, sustainable and inclusive economy delivering high levels of employment, productivity and social cohesion. In this strategy, the Commission noted that the Union needs to provide more attractive framework conditions for innovation and creativity, including through incentives for the growth of knowledge based firms and greater access to finance for cultural and creative sectors, ***as well as promoting high levels of digital literacy and accessibility.***

Amendment 4

Proposal for a regulation

Recital 7 a (new)

Text proposed by the Commission

Amendment

(7a) Culture plays a key role in times of economic and financial crisis and makes a creative contribution to achieving social policy objectives, fostering innovation and thereby producing social results.

Amendment 5

Proposal for a regulation Recital 9

Text proposed by the Commission

(9) It emerges from these monitoring, evaluation and public consultation exercises that the Culture, MEDIA and MEDIA Mundus programmes play a very important role in protecting and promoting Europe's cultural and linguistic diversity and that they are relevant for the needs of the cultural and creative sectors, but also that the objectives of any new programme should be realigned to the goals of Europe 2020. It also appears from these evaluations and consultations, as well as from various independent studies, in particular the study on the entrepreneurial dimension of cultural and creative industries, that the cultural and creative sectors are facing common challenges, namely a highly fragmented market context, the impact of the digital shift and globalisation, difficulties in accessing finance and a shortage of comparable data, which all require action at Union level.

Amendment

(9) It emerges from these monitoring, evaluation and public consultation exercises that the Culture, MEDIA and MEDIA Mundus programmes play a very important role in protecting and promoting Europe's cultural and linguistic diversity and that they are relevant for the needs of the cultural and creative sectors, but also that the objectives of any new programme should be realigned to the goals of Europe 2020. It also appears from these evaluations and consultations, as well as from various independent studies, in particular the study on the entrepreneurial dimension of cultural and creative industries, that the cultural and creative sectors are facing common challenges, namely a highly fragmented market context, the impact of the digital shift and globalisation, difficulties in accessing finance and a shortage of comparable data, which all require action at Union level.

However, the digital shift, unlike the other challenges, should be viewed both as a catalyst and as an opportunity.

Justification

Technology and the availability of broadband infrastructure in urban and rural areas opens up new opportunities for creators to produce and distribute their works to a wider public at a lower cost, independently of physical and geographical constraints. Providing that ICTs are used to the full by cultural content providers and traditional patterns of production and distribution are reviewed, this offers potentially larger audiences and markets for creators and a more diverse cultural offer for citizens.

Amendment 6

Proposal for a regulation Recital 10 a (new)

Text proposed by the Commission

Amendment

(10a) The cultural and creative sectors are faced with a digital transition that is shaking up traditional models, transforming value chains and calling for new business models. The digital shift and wider access to cultural resources offer enormous economic opportunities and are a precondition for the further development of Europe's cultural and creative capacities and of its industrial presence in this field.

Justification

Moreover, the digitised material can be re-used – for both commercial and non-commercial purposes – for uses such as developing learning and educational content, documentaries, tourism applications, games, animations and design tools, provided that this is done with full respect for copyright and related rights.

Amendment 7

Proposal for a regulation Recital 11

Text proposed by the Commission

Amendment

(11) The digital shift is having a massive impact on how cultural and creative goods and services are made, disseminated, accessed, consumed and monetised. These changes offer great opportunities for the European cultural and creative sectors. Lower distribution costs, new distribution channels and new opportunities for niche products can facilitate access and increase circulation worldwide. In order to seize these opportunities and adapt to the context of the digital shift and globalisation, the cultural and creative sectors need to develop new skills and require greater access to finance to upgrade equipment,

(11) The digital shift is having a massive impact on how cultural and creative goods and services are made, disseminated, accessed, consumed and monetised. These changes offer great opportunities for the European cultural and creative sectors ***and European society in general***. Lower distribution costs, new distribution channels and new opportunities for niche products can facilitate access and increase circulation worldwide, ***while simultaneously contributing to the enhancement of social cohesion***. In order to seize these opportunities and adapt to the context of the digital shift and

develop new production and distribution methods and adapt their business models.

globalisation, the cultural and creative sectors need to develop new skills and require greater access to finance to upgrade equipment, develop new production and distribution methods and adapt their business models.

Justification

Local and regional development strategies have successfully incorporated the cultural and creative sectors into many fields: promotion of cultural heritage for business use; development of cultural infrastructure and services to support sustainable tourism; clustering of local businesses and partnerships between CCS and industry, research, education and other sectors; setting-up of innovation labs; sustainable urban development.

Amendment 8

Proposal for a regulation

Recital 11 a (new)

Text proposed by the Commission

Amendment

(11a) Digital material should be managed and maintained efficiently, in order to prevent information preserved in digital format from becoming illegible when the hardware and software on which it is stored becomes outdated, when the storage devices deteriorate with age and/or when those devices are no longer able to cope with the large volume of new and continually changing content. Innovative internet-based storage technologies may play an important role in the preservation of cultural and creative data, provided that data security, digital infrastructure resilience and access to those data are enabled, safeguarded and guaranteed.

Amendment 9

Proposal for a regulation

Recital 11 b (new)

Text proposed by the Commission

Amendment

(11b) In order to flourish, Europe's cultural and creative sectors require a modern, accessible and legally certain system for the protection of intellectual property rights (IPR).

Amendment 10

Proposal for a regulation Recital 12

Text proposed by the Commission

Amendment

(12) Current distribution practices underpin the film financing system. However, there is an increasing need to promote the emergence of attractive legal online offers and encourage innovation. Therefore, promoting flexibility of new distribution modes in order to allow the emergence of new business models is essential.

(12) Current distribution practices underpin the film financing system. However, there is an increasing need to promote the emergence of attractive legal online offers and encourage innovation, ***particularly in relation to the mobile internet***. Therefore, promoting flexibility of new distribution modes in order to allow the emergence of new business models is essential. ***The provision of such legal and attractive online offers should be based on a comprehensive pan-Union strategy involving all the stakeholders. Such new legal online offers should be aimed at fostering artistic creation and safeguarding the interests of their creators, but also at ensuring the widest possible public access to cultural and creative sector products.***

Justification

Since the internet is increasingly being accessed from mobile devices (telephones, computers, etc), reference should be made to mobile internet technologies, which have an important role to play in ensuring new and flexible means of distribution. Legal and attractive online offers should foster artistic creation and protect the interests of their creators, but should also ensure as broad as possible public access to CCS products.

Amendment 11

Proposal for a regulation Recital 12 a (new)

Text proposed by the Commission

Amendment

(12a) The Union should take immediate action to harness the benefits of the digital shift and the preservation of digital materials. If Member States do not step up their investments in this area, there is a risk that the cultural and economic benefits of the digital shift will materialise in other continents and not in Europe.

Justification

Digitisation is an important means of ensuring greater access to, and use of, cultural material. The cost of digitising the whole of Europe's cultural heritage is high and cannot be covered by public funding alone. Private sector sponsoring of digitisation or partnerships between the public and private sectors can involve private entities in digitisation efforts and should be further encouraged.

Amendment 12

Proposal for a regulation Recital 12 b (new)

Text proposed by the Commission

Amendment

(12b) Books, newspapers and magazines are components of cultural industries as well as forming part of a pluralistic and diverse European media landscape. The digital age poses challenges to the sustainability of traditional sectors of those industries, including book publishing, bookselling and the print media.

Amendment 13

Proposal for a regulation Recital 12 c (new)

Text proposed by the Commission

Amendment

(12c) The online accessibility of cultural material will make it possible for citizens throughout the Union to access and use it for leisure, studies or work. It will give Europe's diverse and multilingual heritage a clear profile on the internet, and the digitisation of their assets will help Europe's cultural institutions to continue to carry out their mission of giving access to and preserving our heritage, in a digital environment.

Justification

The online accessibility of cultural material will make it possible for citizens throughout the EU to access and use it for leisure, studies or work. At the same time, the online accessibility of cultural material will mean that Europe's diverse and multilingual heritage acquires a clear internet profile.

Amendment 14

Proposal for a regulation Recital 13

Text proposed by the Commission

Amendment

(13) One of the greatest challenges of the cultural and creative sectors, especially small operators including small and medium-sized enterprises (SMEs) and micro-enterprises, is their difficulty accessing the funds they need to finance their activities, grow, maintain their competitiveness or internationalise. While this is a common challenge for SMEs in general, the situation is significantly more difficult in the cultural and creative sectors due to the intangible nature of many of their assets, the prototype profile of their activities, the lack of investment-readiness of the operators in the sectors as well as the insufficient investor-readiness of financial

(13) One of the greatest challenges of the cultural and creative sectors, especially small operators including small and medium-sized enterprises (SMEs) and micro-enterprises, is their difficulty accessing the funds they need to finance their activities, grow, ***create employment***, maintain their competitiveness or internationalise. While this is a common challenge for SMEs in general, the situation is significantly more difficult in the cultural and creative sectors due to the intangible nature of many of their assets, the prototype profile of their activities ***and their intrinsic need to take risks as well as to experiment in order to innovate***, the

institutions.

lack of investment-readiness of the operators in the sectors as well as the insufficient investor-readiness of financial institutions.

Amendment 15

Proposal for a regulation

Recital 15

Text proposed by the Commission

(15) There is a need to bring together the current individual Union programmes for the cultural and creative sectors within a single comprehensive framework programme in order to more effectively support cultural and creative operators to take advantage of the opportunities the digital shift and globalisation offer and help them to address issues currently leading to market fragmentation. To be effective, the Programme should take account of the specific nature of the sub-sectors, their different target groups and their particular needs through tailor-made approaches within independent strands.

Amendment

(15) There is a need to bring together the current individual Union programmes for the cultural and creative sectors within a single comprehensive framework programme in order to more effectively support cultural and creative operators to take advantage of the opportunities the digital shift and globalisation offer and help them to address issues currently leading to market fragmentation. To be effective, the Programme should take account of the specific nature of the sub-sectors, their different target groups and their particular needs through tailor-made approaches within independent strands.
The changes which this involves should prioritise simplification of the process for the application of, and compliance with, financial reporting procedures, so that both SMEs and community and voluntary organisations are not overburdened with administrative tasks.

Amendment 16

Proposal for a regulation

Recital 16

Text proposed by the Commission

(16) The European **Capital** of Culture and the European Heritage Label help to strengthen the feeling of belonging to a common cultural area, and contribute to enhancing the value of cultural heritage.

Amendment

(16) The European **Capitals** of Culture and **Sport and** the European Heritage Label help to strengthen the feeling of belonging to a common cultural area, and contribute to enhancing the value of cultural heritage.

Funding should be provided for these two Union actions.

These Union actions will be funded through the Creative Europe Programme.

Amendment 17
Proposal for a regulation
Recital 23

Text proposed by the Commission

(23) With regard to the implementation of the Programme, the specific nature of the cultural and creative sectors should be taken into account, and particular care should be taken to ensure that administrative and financial procedures are simplified.

Amendment

(23) With regard to the implementation of the Programme, the specific nature of the cultural and creative sectors should be taken into account, ***inter alia by consulting the sector through appropriate channels***, and particular care should be taken to ensure that administrative and financial procedures are simplified, ***particularly for SMEs and community and voluntary organisations***.

Amendment 18
Proposal for a regulation
Recital 25

Text proposed by the Commission

(25) As stated in the Commission report on the impact of the European Parliament and Council Decisions modifying the legal bases of the European Programmes in the areas of Lifelong Learning, Culture, Youth and Citizenship of 30 July 2010, the substantial shortening of the delays in the management procedures has increased the efficiency of programmes. This type of simplification should be continued.

Amendment

(25) As stated in the Commission report on the impact of the European Parliament and Council Decisions modifying the legal bases of the European Programmes in the areas of Lifelong Learning, Culture, Youth and Citizenship of 30 July 2010, the substantial shortening of the delays in the management procedures has increased the efficiency of programmes. This type of simplification should be continued ***and further improved, with a focus on shortening the time it takes to award grants and greater use of electronic project management tools***.

Amendment 19
Proposal for a regulation
Article 2 – paragraph 1

Text proposed by the Commission

1. ‘cultural and creative sectors’ means all sectors whose activities are based on cultural values and/or artistic and creative expressions, whether these activities are market or non-market oriented and whatever the type of structure that carries them out. These activities include the creation, the production, the dissemination and the preservation of goods and services which embody cultural, artistic or creative expressions, as well as related functions such as education, management or regulation. The cultural and creative sectors include *in particular* architecture, archives and libraries, artistic crafts, audiovisual (including film, television, video games and multimedia), cultural heritage, design, *festivals*, music, performing arts, publishing, *radio and* visual arts;

Amendment

1. ‘cultural and creative sectors’ means all sectors whose activities are based on cultural values and/or artistic and creative expressions, whether these activities are market or non-market oriented and whatever the type of structure that carries them out. These activities include the creation, the production, the dissemination and the preservation of goods and services, *including digitalisation of services*, which embody cultural, artistic or creative expressions, as well as related functions such as education, management or regulation *and training*. The cultural and creative sectors include *such sectors as* architecture, archives and libraries, artistic crafts, audiovisual (including film, television, *radio*, video games and multimedia), cultural heritage, design, music, performing arts, publishing, *sport*, visual arts *and recording*;

Amendment 20

Proposal for a regulation
Article 3 – paragraph 2 – point a

Text proposed by the Commission

(a) the transnational character of its activities and their impact, which will complement national, international and other Union programmes;

Amendment

(a) the transnational character of its activities and their impact, *notably on knowledge-sharing*, which will complement *local, regional*, national, international and other Union programmes;

Amendment 21

Proposal for a regulation
Article 3 – paragraph 2 – point c

Text proposed by the Commission

(c) transnational cooperation stimulating more comprehensive, rapid and effective responses to global challenges and creating long-term systemic effects on the sectors;

Amendment

(c) transnational cooperation stimulating more comprehensive, rapid and effective responses to global challenges and ***innovation, and*** creating long-term systemic effects on the sectors;

Amendment 22

Proposal for a regulation

Article 3 – paragraph 2 – point d a (new)

Text proposed by the Commission

Amendment

(da) enhancing social cohesion by improving access to cultural and creative sector products for all Union citizens, and in particular for persons with disabilities;

Justification

Improving access to CCS products for all European citizens, and in particular for persons with disabilities, will contribute significantly to social cohesion within the EU.

Amendment 23

Proposal for a regulation

Article 4 – point b

Text proposed by the Commission

Amendment

(b) to strengthen the competitiveness of the cultural and creative sectors with a view to promoting smart, sustainable and inclusive growth.

(b) to strengthen the competitiveness ***and flexibility*** of the cultural and creative sectors with a view to promoting smart, sustainable and inclusive growth.

Amendment 24

Proposal for a regulation

Article 5 – point b

Text proposed by the Commission

(b) to ***promote*** the transnational circulation of cultural and creative works and operators and reach new audiences in Europe and beyond;

Amendment

(b) to ***enable*** the transnational circulation of cultural and creative works and operators and reach new audiences in Europe and beyond;

Amendment 25

**Proposal for a regulation
Article 5 – point b a (new)**

Text proposed by the Commission

Amendment

(ba) to promote mobility among artists, intercultural dialogue and artistic education;

Amendment 26

**Proposal for a regulation
Article 5 – point c**

Text proposed by the Commission

Amendment

(c) to strengthen the financial capacity of the cultural and creative sectors, and in particular small and medium-sized enterprises and organisations;

(c) to strengthen the financial capacity of the cultural and creative sectors, and in particular ***public libraries***, small and medium-sized enterprises, ***microenterprises*** and ***community and voluntary*** organisations;

Amendment 27

**Proposal for a regulation
Article 5 – point d**

Text proposed by the Commission

Amendment

(d) to support transnational policy cooperation in order to foster policy development, innovation, audience building ***and*** new business models.

(d) to support transnational policy cooperation in order to foster policy development, innovation, audience building, new business models ***and entrepreneurial activity;***

Amendment 28

Proposal for a regulation Article 5 – point d a (new)

Text proposed by the Commission

Amendment

(da) to encourage partnerships between cultural institutions and the private sector in order to create new ways of funding digitisation of cultural material and to stimulate innovative uses of such material, while ensuring that public-private partnerships for digitisation are fair and balanced;

Justification

In order to foster the protection and promotion of European linguistic and cultural diversity and to consolidate the competitiveness of the cultural and creative sectors, the specific objectives need to include that of encouraging partnerships between cultural institutions and the private sector in order to create new ways of funding digitisation of cultural material and to stimulate innovative uses of such material.

Amendment 29

Proposal for a regulation Article 5 – point d b (new)

Text proposed by the Commission

Amendment

(db) to promote high levels of digital literacy and accessibility in all the Member States, in order to create equal opportunities enabling Union citizens to enjoy the fruits of cultural, artistic and audiovisual works;

Amendment 30

Proposal for a regulation Article 5 – point d c (new)

Text proposed by the Commission

Amendment

(dc) to stimulate sustainable employment in the cultural and creative sectors, thereby also generating positive employment spin-offs in related sectors such as tourism and the digital sector;

Amendment 31

Proposal for a regulation Article 5 – point d d (new)

Text proposed by the Commission

Amendment

(dd) to improve conditions for the digitisation and online accessibility of copyright material;

Justification

In order to foster the protection and promotion of European linguistic and cultural diversity and to consolidate the competitiveness of the cultural and creative sectors, the specific objectives need to include that of improving conditions for the digitisation and online accessibility of in-copyright material.

Amendment 32

Proposal for a regulation Article 5 – point d e (new)

Text proposed by the Commission

Amendment

(de) to improve digital infrastructural conditions and the legislative framework for the management and storage of digital format materials, in order to guarantee their long-term preservation;

Amendment 33

Proposal for a regulation

Article 5 – point d f (new)

Text proposed by the Commission

Amendment

(df) to support sustainable and inclusive growth by facilitating access to cultural and creative products for persons with disabilities.

Justification

In order to help protect and promote European linguistic and cultural diversity, and to consolidate the competitiveness of the cultural and creative sectors, there is a need to include among the specific programme's specific objectives that of supporting sustainable and inclusive growth by facilitating access to cultural and creative products for persons with disabilities.

Amendment 34

Proposal for a regulation

Article 7 – paragraph 1 – introductory part

Text proposed by the Commission

Amendment

1. The Commission shall establish a Facility targeting the cultural and creative sectors and operated within the context of a Union debt instrument for small and medium-sized enterprises. This facility shall have the following priorities:

1. The Commission shall establish a Facility targeting the cultural and creative sectors and operated within the context of a Union debt instrument for small and medium-sized enterprises, ***micro-enterprises and community and voluntary organisations***. This facility shall have the following priorities:

Amendment 35

Proposal for a regulation

Article 7 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) facilitate access to finance for small- and medium-sized enterprises and organisations in the European cultural and creative sectors;

(a) facilitate access to finance for small- and medium-sized enterprises, ***micro-enterprises, public libraries and community and voluntary organisations*** in the European cultural and creative sectors;

Amendment 36

Proposal for a regulation Article 8 – point e

Text proposed by the Commission

(e) conferences, seminars and policy dialogue including in the field of cultural and media literacy;

Amendment

(e) conferences, seminars and policy dialogue including in the field of cultural and media literacy ***targeted at stakeholders directly involved in the sectors concerned;***

Amendment 37

Proposal for a regulation Article 8 – point f – indent 5 a (new)

Text proposed by the Commission

Amendment

– provide regular feedback on administrative burdens for small and medium-sized enterprises and community and voluntary organisations as well as practical proposals to reduce those burdens.

Amendment 38

Proposal for a regulation Article 9 – paragraph 1 – point a

Text proposed by the Commission

(a) supporting actions providing operators with skills and knowhow encouraging the adaption to digital technologies, including testing new approaches to audience building and business models;

Amendment

(a) supporting actions providing operators, ***including public libraries***, with skills and knowhow encouraging the adaption to digital technologies, including testing new approaches to audience building and business models, ***inter alia by utilising social media platforms; mobile internet technologies should form an integral part of this process, in view of their increasing use;***

Amendment 39

Proposal for a regulation
Article 9 – paragraph 2 – point c

Text proposed by the Commission

(c) supporting audience building as a means of stimulating interest in European cultural works.

Amendment

(c) supporting audience building as a means of stimulating interest in European cultural works, ***including by leveraging social media platforms.***

Amendment 40

Proposal for a regulation
Article 10 – point d a (new)

Text proposed by the Commission

Amendment

(da) activities by public libraries digitising literary works, producing integrated on-line catalogues and integrating public libraries into national and international networks;

Amendment 41

Proposal for a regulation
Article 10 – point e

Text proposed by the Commission

Amendment

(e) special actions aiming to achieve greater visibility for the richness and diversity of European cultures, and stimulate intercultural dialogue and mutual understanding, including European cultural prizes, the European Heritage Label, and the European Capitals of Culture.

(e) special actions aiming to achieve greater visibility for the richness and diversity of European cultures, and stimulate intercultural dialogue and mutual understanding, including European cultural prizes, the European Heritage Label, and the European Capitals of Culture ***and Sport.***

Amendment 42

Proposal for a regulation

Article 11 – paragraph 1 – point a

Text proposed by the Commission

(a) facilitating the acquisition of skills and the development of networks and in particular encouraging the use of digital technologies to ensure the adaptation to market development;

Amendment

(a) facilitating the acquisition of skills and the development of networks and in particular encouraging the use of digital technologies ***and social media*** to ensure the adaptation to market development; ***mobile internet technologies should form an integral part of this process, in view of their increasing use;***

Amendment 43

Proposal for a regulation

Article 11 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) promoting projects which will implement cross-media and multi-platform development both technically and creatively;

Amendment 44

Proposal for a regulation

Article 11 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(ca) supporting pilot project development as well as its promotion and staging.

Amendment 45

Proposal for a regulation

Article 12 – point j a (new)

Text proposed by the Commission

Amendment

(ja) bearing in mind the multifaceted aspects of the creative industries, foster policies which encourage innovation at both technical and creative levels.

Amendment 46

Proposal for a regulation

Article 13 – paragraph 1 – point a

Text proposed by the Commission

(a) relevant EU policies, in particular those in the fields of education, employment, health, research and innovation, enterprise, tourism, justice **and** development;

Amendment

(a) relevant EU policies, in particular those in the fields of education, employment, health, research and innovation, enterprise, tourism, justice, development **and sport**;

Amendment 47

Proposal for a regulation

Article 13 – paragraph 1 – point b

Text proposed by the Commission

(b) other relevant EU funding sources in the field of culture and media policies, in particular the European Social Fund, the European Regional Development Fund, the Research and Innovation Programmes, as well as the financial instruments relating to justice and citizenship, external cooperation programmes and the pre-accession instruments. In particular, it will be important to ensure synergies at the level of implementation between the Programme and the national and regional strategies for smart specialisation.

Amendment

(b) other relevant EU funding sources in the field of culture and media policies, in particular the European Social Fund, the European Regional Development Fund, the Research and Innovation **Programme, the Erasmus for All** Programme, as well as the financial instruments relating to justice and citizenship, external cooperation programmes and the pre-accession instruments. In particular, it will be important to ensure synergies at the level of implementation between the Programme and the national and regional strategies for smart specialisation.

Amendment 48

Proposal for a regulation

Article 14 – paragraph 3 – point a

Text proposed by the Commission

(a) In addition to the regular monitoring the Commission shall establish an external evaluation report no later than end-2017 in order to assess the effectiveness in achieving the objectives and the efficiency of the Programme and its European added value in view of a decision on the renewal, modification or suspension of the Programme. The evaluation shall address the scope for simplification, its internal and external coherence, the continued relevance of all objectives, as well as the contribution of the measures to the Union priorities of smart, sustainable and inclusive growth. It shall take into account evaluation results on the long-term impact of Decision No 1855/2006/EC, Decision No 1718/2006/EC and Decision No 1041/2009/EC of the European Parliament and of the Council.

Amendment

(a) In addition to the regular monitoring the Commission shall establish an external evaluation report no later than end-2017 in order to assess the effectiveness in achieving the objectives and the efficiency of the Programme and its European added value in view of a decision on the renewal, modification or suspension of the Programme. ***The Commission shall present to the European Parliament an annual report on the results and performance indicators for the Programme.*** The evaluation shall address the scope for simplification, its internal and external coherence, the continued relevance of all objectives, as well as the contribution of the measures to the Union priorities of smart, sustainable and inclusive growth. It shall take into account evaluation results on the long-term impact of Decision No 1855/2006/EC, Decision No 1718/2006/EC and Decision No 1041/2009/EC of the European Parliament and of the Council.

Justification

The Commission should present to Parliament an annual report based on the monitoring and evaluation under Article 14, so that Parliament can monitor the results and performance indicators for the programme.

Amendment 49

Proposal for a regulation

Article 15 – paragraph 1

Text proposed by the Commission

1. Beneficiaries of the projects supported by the Programme shall ensure communication and dissemination of information concerning the Union's

Amendment

1. Beneficiaries of the projects supported by the Programme shall ensure communication and dissemination of information concerning the Union's

funding they have received and the results obtained.

funding they have received and the results obtained, *including the prominent display of relevant logos, nomenclature and symbols.*

PROCEDURE

Title	Creative Europe Programme						
References	COM(2011)0785 – C7-0435/2011 – 2011/0370(COD)						
Committee responsible Date announced in plenary	CULT 30.11.2011						
Opinion by Date announced in plenary	ITRE 30.11.2011						
Rapporteur Date appointed	Silvia-Adriana Țicău 27.1.2012						
Discussed in committee	21.3.2012						
Date adopted	31.5.2012						
Result of final vote	<table> <tr> <td>+: </td><td>54</td></tr> <tr> <td>–: </td><td>0</td></tr> <tr> <td>0: </td><td>0</td></tr> </table>	+:	54	–:	0	0:	0
+:	54						
–:	0						
0:	0						
Members present for the final vote	Gabriele Albertini, Amelia Andersdotter, Josefa Andrés Barea, Jean-Pierre Audy, Zigmantas Balčytis, Ivo Belet, Jan Březina, Reinhard Bütikofer, Jürgen Creutzmann, Dimitrios Droutsas, Christian Ehler, Gaston Franco, Adam Gierek, Norbert Glante, András Gyürk, Fiona Hall, Edit Herczog, Kent Johansson, Romana Jordan, Krišjānis Kariņš, Lena Kolarska-Bobińska, Marisa Matias, Angelika Niebler, Jaroslav Paška, Vittorio Prodi, Miloslav Ransdorf, Herbert Reul, Jens Rohde, Paul Rübig, Salvador Sedó i Alabart, Francisco Sosa Wagner, Patrizia Toia, Ioannis A. Tsoukalas, Claude Turmes, Marita Ulvskog, Vladimir Urutchev, Adina-Ioana Vălean, Kathleen Van Brempt, Alejo Vidal-Quadras, Henri Weber						
Substitute(s) present for the final vote	Maria Badia i Cutchet, Francesco De Angelis, Ioan Enciu, Françoise Grossetête, Satu Hassi, Roger Helmer, Jolanta Emilia Hibner, Seán Kelly, Eija-Riitta Korhola, Holger Krahmer, Zofija Mazej Kukovič, Vladimír Remek						
Substitute(s) under Rule 187(2) present for the final vote	María Auxiliadora Correa Zamora, Franziska Keller						

PROCEDURE

Title	Creative Europe Programme			
References	COM(2011)0785 – C7-0435/2011 – 2011/0370(COD)			
Date submitted to Parliament	23.11.2011			
Committee responsible Date announced in plenary	CULT 30.11.2011			
Committee(s) asked for opinion(s) Date announced in plenary	AFET 30.11.2011	DEVE 30.11.2011	BUDG 30.11.2011	EMPL 19.1.2012
	ITRE 30.11.2011	LIBE 30.11.2011	FEMM 30.11.2011	
Not delivering opinions Date of decision	AFET 20.12.2011	DEVE 5.12.2011	LIBE 5.12.2011	FEMM 10.7.2012
Rapporteur(s) Date appointed	Silvia Costa 2.2.2012			
Discussed in committee	9.7.2012	8.10.2012	27.11.2012	
Date adopted	18.12.2012			
Result of final vote	+: -: 0:	25 2 0		
Members present for the final vote	Piotr Borys, Jean-Marie Cavada, Silvia Costa, Santiago Fisas Aixela, Lorenzo Fontana, Mary Honeyball, Petra Kammerevert, Morten Løkkegaard, Emma McClarkin, Emilio Menéndez del Valle, Katarína Neved'álová, Doris Pack, Monika Panayotova, Marie-Thérèse Sanchez-Schmid, Marietje Schaake, Marco Scurria, Hannu Takkula, Helga Trüpel, Milan Zver			
Substitute(s) present for the final vote	Nadja Hirsch, Stephen Hughes, Timothy Kirkhope, Iosif Matula, Raimon Obiols, Georgios Papanikolaou, Rui Tavares			
Substitute(s) under Rule 187(2) present for the final vote	Leonardo Domenici			
Date tabled	14.1.2013			