Amendment 215
Ulrike Müller
on behalf of the Renew Group
Anne Sander
on behalf of the PPE Group
Pina Picerno
on behalf of the S&D Group
Tilly Metz
on behalf of the Verts/ALE Group
Krzysztof Jurgiel
on behalf of the ECR Group
Chris MacManus
on behalf of the GUE/NGL Group

Report
Ulrike Müller
Common agricultural policy: financing, management and monitoring

Proposal for a regulation
Recital 46 a (new)

Text proposed by the Commission

(46a) In order to ensure greater accountability and transparency concerning support from the EAFRD and EAGF, additional information on ownership structures should be collected by Member States through the Integrated Administration and Control System. To facilitate the monitoring of land concentration and of ownership structures and the investigation of potential conflicts of interest, corruption, and fraudulent behaviour, beneficiaries should, where applicable, indicate the identity of their parent undertaking or undertakings. Applicants should be facilitated to minimise admin burden, e.g. pre-filled application forms and access to appropriate data.

Or. en
Amendment 216

Ulrike Müller  
on behalf of the Renew Group

Anne Sander  
on behalf of the PPE Group

Pina Picerno  
on behalf of the S&D Group

Tilly Metz  
on behalf of the Verts/ALE Group

Krzysztof Jurgiel  
on behalf of the ECR Group

Chris MacManus  
on behalf of the GUE/NGL Group

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Common agricultural policy: financing, management and monitoring


Proposal for a regulation

Recital 66 a (new)

Text proposed by the Commission

(66a) Following demands by the European Parliament for greater transparency on distribution of farmland and land concentration which impacts on access to land for farmers, and opinions of the Ombudsman and Court of Auditors on the need to shed more light on ownership structures linked to CAP beneficiaries, in the context of possible fraud and misuse of EU funds, and given that the statistics available provide a limited picture of the ownership and control of farms; in order to facilitate monitoring by public authorities of land-grabbing and land concentration and to ensure greater accountability and transparency concerning support from the EAFRD and EAGF, information on ownership structures should therefore also be made available to the public. The list of beneficiaries of CAP funds, published ex-post by Member State,
should, where applicable, also allow for the identification of parent undertakings. This would significantly contribute to the monitoring of ownership structures and facilitate the investigation of potential conflicts of interest, corruption, and fraudulent behaviour.

1a EP report on the State of Play of Farmland Concentration in the EU (2016/2141(INI))

1b European ombudsman decision in case 1782/2019/EWM

1c Integrated farm statistics regulation 2018/1091
Amendment 217
Ulrike Müller
on behalf of the Renew Group
Anne Sander
on behalf of the PPE Group
Pina Picierno
on behalf of the S&D Group
Tilly Metz
on behalf of the Verts/ALE Group
Krzysztof Jurgiel
on behalf of the ECR Group
Chris MacManus

Report
Ulrike Müller
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Proposal for a regulation
Article 2 – paragraph 1 – point c

Text proposed by the Commission

(c) "basic Union requirements" means the requirements laid down in Regulation (EU) …/[CAP Strategic Plan Regulation] and in this Regulation.

Amendment

(c) "basic Union requirements" means the requirements laid down in Regulation (EU) …/[CAP Strategic Plan Regulation], in this Regulation, in Regulation (EU) 2018/1046 (Financial Regulation) and in Directive 2014/24/EU (Public Procurement Directive).

Or. en
Each Member State shall restrict the number of its accredited paying agencies as follows:

Each Member State shall, taking into account its constitutional provisions, restrict the number of its accredited paying agencies as follows:

Or. en
Amendment 219
Ulrike Müller
on behalf of the Renew Group
Anne Sander
on behalf of the PPE Group
Pina Picierno
on behalf of the S&D Group
Tilly Metz
on behalf of the Verts/ALE Group
Krzysztof Jurgiel
on behalf of the ECR Group
Chris MacManus

Report
Ulrike Müller
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Proposal for a regulation
Article 8 – paragraph 2 – subparagraph 2 – point b

Text proposed by the Commission
(b) to a single agency for the management of both EAGF and EAFRD expenditure.

Amendment
(b) to a single agency for the management of both EAGF and EAFRD expenditure, where only an agency at national level exists.

Or. en
Amendment 220
Ulrike Müller
on behalf of the Renew Group
Tilly Metz
on behalf of the Verts/ALE Group
Chris MacManus

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Ulrike Müller
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Proposal for a regulation
Article 8 – paragraph 3 – subparagraph 1 – introductory part

Text proposed by the Commission

For the purposes of Article 63(5) and (6) of Regulation (EU, Euratom) 2018/... [the new Financial Regulation] ('the Financial Regulation'), the person in charge of the accredited paying agency shall, by 15 February of the year following the financial year concerned, draw up and provide the Commission with the following:

Amendment

For the purposes of Article 63(5) and (6) of Regulation (EU, Euratom) 2018/1046 ('the Financial Regulation') and in order to ensure legality and regularity, the person in charge of the accredited paying agency shall, by 15 February of the year following the financial year concerned, draw up and provide the Commission with the following information:

Or. en
Amendment 221
Ulrike Müller
on behalf of the Renew Group
Tilly Metz
on behalf of the Verts/ALE Group
Chris MacManus

Report
Ulrike Müller
Common agricultural policy: financing, management and monitoring

Proposal for a regulation
Article 8 – paragraph 3 – subparagraph 1 – point b a (new)

_text proposed by the Commission_  
_Amendment_  

(ba) an annual summary of the final audit reports and of controls carried out, including their outcome;  

Or. en
Amendment 222
Ulrike Müller
on behalf of the Renew Group
Anne Sander
on behalf of the PPE Group
Pina Picierno
on behalf of the S&D Group
Tilly Metz
on behalf of the Verts/ALE Group
Krzysztof Jurgiel
on behalf of the ECR Group
Chris MacManus

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Ulrike Müller
Common agricultural policy: financing, management and monitoring

Proposal for a regulation
Article 10 a (new)

Text proposed by the Commission

Amendment

Article 10a

Coordinating bodies

1. Where more than one paying agency is accredited in a Member State, that Member State shall appoint a public coordinating body, to which it shall assign the following tasks:

(a) to collate the documents, data and information to be provided to the Commission and to send that information to the Commission;

(b) to take or coordinate actions with a view to resolving any deficiencies of a common nature and to keep the Commission informed thereof as well as of any follow-up;

(c) to ensure the harmonised application of Union rules.

As regards the processing of the information of a financial character
referred to in point (a) of the first subparagraph, the coordinating body shall be subject to specific accreditation by the Member State.

The documents, data and information referred to in Article 8(3) and (3a) submitted by the paying agencies and to be provided by the coordinating body shall be covered by the scope of the certification body’s opinion referred to in Article 11(1) and transmitted together with a management declaration covering the entirety of those documents.
Amendment 223
Ulrike Müller
on behalf of the Renew Group
Tilly Metz
on behalf of the Verts/ALE Group
Chris MacManus

Report
Ulrike Müller
Common agricultural policy: financing, management and monitoring

Proposal for a regulation
Article 39

_Original text:_

**Article 39**

Suspension of payments in relation to the multi-annual performance monitoring

1. In case of delayed or insufficient progress towards **targets**, as set out in the national CAP Strategic Plan and monitored in accordance with Articles 115 and 116 of Regulation (EU) …/[CAP Strategic Plan Regulation], the Commission may _ask_ the Member State concerned to _implement the necessary remedial actions in accordance with an action plan with clear progress indicators, to be established in consultation with the Commission._

Amendment

**Article 39**

Suspension _and reduction_ of payments in relation to the multi-annual performance monitoring

1. In the case of delayed or insufficient progress towards **milestones for result indicators, and where the reported value of one or more result indicators**, as set out in the national CAP Strategic Plan and monitored in accordance with Articles 115 and 116 of Regulation (EU)…/[CAP Strategic Plan Regulation], reveals a shortfall of more than 25 % for the reporting year concerned, the Member State concerned shall submit justification for that shortfall before the review meeting referred to in Article 122 of that Regulation.

Where the Member State concerned cannot provide justification for the shortfall, the Commission may request _during the review meeting_ the Member State concerned to _devise and establish_ in consultation with the Commission _an action plan and to implement such action plan._

_The Member State concerned shall submit_
to the Commission, within three months following the Commission’s request, the action plan referred to in the second subparagraph, including the necessary remedial actions and the expected timeframe for its execution. That action plan shall clearly identify the interventions related to the result indicators for which the shortfall has been identified. The Commission shall either notify the Member State concerned in writing that it accepts the action plan or it shall send a request to the Member State concerned for its modifications. The Member State concerned shall comply with the action plan and respect the expected timeframe for its execution as accepted by the Commission.

For the purpose of establishing the action plans referred to in this paragraph, the Commission may adopt implementing acts laying down further rules on the elements of action plans and the procedure for setting up the action plans. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 101(3).

2. Where the Member States fails to submit or to implement the action plan referred to in paragraph 1 or if that action plan is manifestly insufficient to remedy the situation, the Commission may adopt implementing acts suspending the monthly payments referred to in Article 19(3) or the interim payments referred to in Article 30.

The Commission may adopt implementing acts laying down further rules on the elements of action plans and the procedure for setting up the action plans. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 101(3).

2. Where the Member State concerned fails to submit or implement the action plan referred to in paragraph 1 or if the action plan submitted by that Member State is manifestly insufficient to remedy the situation, the Commission may, after consulting the Member State concerned and granting it an opportunity to respond within a period which shall not be less than 30 days, adopt implementing acts suspending the monthly payments referred to in Article 19(3) or the interim payments referred to in Article 30. Where the Member State concerned responded and presented its observations and the Commission considered those observations insufficient, the Commission shall, where necessary and at the latest when the implementing act is adopted, provide justification as to why the
observations presented were not sufficient. Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 101(2).

The Commission shall take into account the timeframe indicated for the execution of the action plan before any suspension procedure is initiated under this Article. The Commission shall also take into account cases of force majeure and serious socio-economic crises which could have prevented the Member State from proper implementation of its action plan including the achievement of milestones concerned.

The suspension shall be applied in accordance with the principle of proportionality to the relevant expenditure related to the interventions which were to be covered by that action plan. The Commission shall reimburse the suspended amounts when, on the basis of the performance review referred to in Article 121 of Regulation (EU) …… [CAP Strategic Plan Regulation] satisfactory progress towards targets is achieved. If the situation is not remedied by the closure of the national CAP Strategic Plan, the Commission may adopt an implementing act definitively reducing the amount suspended for the Member State concerned.

The Member State concerned may voluntarily notify the Commission of the advancement of the action plan during the budget year in order to allow the Commission to assess the progress made in reaching the milestones. If a Member State can demonstrate that the shortfall which led to the suspension is reduced to less than 25% during the budget year, the amounts suspended shall be reimbursed. If the situation is not remedied by the
3. The implementing acts provided for in paragraphs 1 and 2 shall be adopted in accordance with the advisory procedure referred to in Article 101(2).

Before adopting those implementing acts, the Commission shall inform the Member State concerned of its intention and shall ask it to respond within a period which shall not be less than 30 days.
Amendment 224
Ulrike Müller
on behalf of the Renew Group
Anne Sander
on behalf of the PPE Group
Pina Picerno
on behalf of the S&D Group
Tilly Metz
on behalf of the Verts/ALE Group
Krzysztof Jurgiel
on behalf of the ECR Group
Chris MacManus

Report
Ulrike Müller
Common agricultural policy: financing, management and monitoring

Proposal for a regulation
Article 40

Text proposed by the Commission

Article 40
Suspension of payments in relation to
deficiencies in the governance systems

1. In case of serious deficiencies in
the functioning of the governance systems,
the Commission may ask the Member
State concerned to implement the
necessary remedial actions in accordance
with an action plan with clear progress
indicators, to be established in consultation
with the Commission.

Amendment

Article 40
Suspension of payments in relation to
deficiencies in the governance systems

1. Where serious deficiencies in the
functioning of the governance systems are
detected and indicated in the management
declaration of a paying agency, in the
opinion of the certification body or during
Commission’s checks under Article 47,
the Commission shall ask the Member
State concerned to respond and provide
comments on the findings within a period
of two months after the request in order to
assess the need for remedial actions and,
where necessary, an action plan. After
expiry of that period, the Commission
shall, where necessary, request the
Member State concerned to implement the
necessary remedial actions in accordance
with an action plan with clear progress
indicators which shall be established in
consultation with the Commission.
The Member State concerned shall, within three months following the Commission’s request, submit to the Commission the action plan referred to in the first subparagraph, including the necessary remedial actions and the expected time frame for its execution. The Commission shall either notify the Member State concerned in writing that it accepts the action plan or it shall send to the Member State concerned a request for modifications. The Member State concerned shall comply with the action plan and respect the expected time frame for its execution as accepted by the Commission.

The Commission may adopt implementing acts laying down further rules on the elements of the action plans and the procedure for setting up the action plans. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 101(3).

2. Where the Member State fails to submit or to implement the action plan referred to in paragraph 1 or if that action plan is manifestly insufficient to remedy the situation, the Commission may adopt implementing acts suspending the monthly payments referred to in Article 19(3) or the interim payments referred to in Article 30.

The suspension shall be applied in accordance with the principle of proportionality to the relevant expenditure effected by the Member State where the deficiencies exist, for a period to be determined in the implementing acts referred to in the first subparagraph, which shall not exceed 12 months. If the conditions for the suspension continue to

The Commission may adopt delegated acts in accordance with Article 100, supplementing this Regulation by laying down further rules on the elements of the action plans referred to in this paragraph and the procedure for establishing them.

2. Where the Member State fails to submit or to implement the action plan referred to in paragraph 1 of this Article or if that action plan is manifestly insufficient to remedy the situation or if it has not been applied in accordance with the written request of the Commission as referred to in that paragraph, the Commission may adopt implementing acts suspending the monthly payments referred to in Article 19(3) or the interim payments referred to in Article 30. Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 101(2).

The suspension shall be applied in accordance with the principle of proportionality to the relevant expenditure effected by the Member State where the deficiencies exist, for a period to be determined in the implementing acts referred to in the first subparagraph, which shall not exceed 12 months. If the conditions for the suspension continue to
be met, the Commission may adopt implementing acts prolonging that period for further periods not exceeding 12 months in total. The amounts suspended shall be taken into account when adopting the implementing acts referred to in Article 53.

3. The implementing acts provided for in this Article shall be adopted in accordance with the advisory procedure referred to in Article 101(2).

Before adopting the implementing acts referred to in paragraph 2, the Commission shall inform the Member State concerned of its intention and shall ask it to respond within a period which shall not be less than 30 days.

The implementing acts determining the monthly payments referred to in Article 19(3) or the interim payments referred to in Article 30 shall take account of the implementing acts adopted under the first subparagraph of this paragraph.

3. Before adopting the implementing acts referred to in paragraph 2, the Commission shall inform the Member State concerned of its intention and shall ask it to respond within a period which shall not be less than 30 days. Where the Member State concerned responded and presented its observations, and the Commission considered those observations insufficient, the Commission shall, where necessary and at the latest when the implementing act is adopted, provide justification as to why the observations presented were not sufficient.

The implementing acts determining the monthly payments referred to in Article 19(3) or the interim payments referred to in Article 30 shall take account of the delegated acts adopted under the third subparagraph of paragraph 1.

Or. en