



2023/0200(COD)

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AMENDMENTS 250 - 535

Draft report

Michael Gahler, Eider Gardiazabal Rubial
(PE751.825v01-00)

Establishing the Ukraine Facility

Proposal for a regulation

(COM(2023)0338 – C9-0210/2023 – 2023/0200(COD))

Amendment 250

Andrius Kubilius, Miriam Lexmann, Sandra Kalniete, Rasa Juknevičienė, Andrzej Halicki

Proposal for a regulation

Article 1 – paragraph 2 – point a

Text proposed by the Commission

(a) Pillar I: financial support to be provided to Ukraine for the delivery of reforms and investments to implement the Ukraine Plan as well as to maintain macro-financial stability of the country, as set out in Chapter III;

Amendment

(a) Pillar I: financial support to be provided to Ukraine ***for the recovery, reconstruction and modernisation of the country as a future member of the EU*** and for the delivery of reforms and investments to implement the Ukraine Plan as well as to ***support Ukraine's budget and*** maintain macro-financial stability of the country, as set out in Chapter III;

Or. en

Amendment 251

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 1 – paragraph 2 – point a

Text proposed by the Commission

(a) Pillar I: financial support to be provided to Ukraine for the delivery of reforms ***and*** investments to implement the Ukraine Plan as well as to maintain ***macro-financial*** stability of the country, as set out in Chapter III;

Amendment

(a) Pillar I: financial support to be provided to Ukraine for the delivery of reforms ***(the ‘Reform Component’)***, investments to implement the Ukraine Plan ***(the ‘Reconstruction Component’)***, as well as to maintain ***macro- financial*** stability of the country ***(the ‘Stability Component’)***, as set out in Chapter III ;

Or. en

Amendment 252

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 2 – paragraph 1 – point 2

Text proposed by the Commission

2. ‘Measures’ means reforms **and** investments under the Ukraine Plan **set out** in Chapter III.

Amendment

2. ‘Measures’ means reforms **under the Reform Component**, investments under the **Reconstruction Component**, and **budget support for macro-financial stability under the Stability Component as set out in the** Ukraine Plan **referred to** in Chapter III.

Or. en

Amendment 253
Petri Sarvamaa

Proposal for a regulation
Article 2 – paragraph 1 – point 3

Text proposed by the Commission

3. ‘Conditions’ means qualitative or quantitative steps relating to ensuring the maintenance of economic and financial stability or relating to the implementation of the reforms and investments set out in the Ukraine Plan set out in Chapter III.

Amendment

3. ‘Conditions’ means **measurable** qualitative or quantitative steps relating to ensuring the maintenance of economic and financial stability or relating to the implementation of the reforms and investments set out in the Ukraine Plan set out in Chapter III.

Or. en

Amendment 254
Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 2 – paragraph 1 – point 3

Text proposed by the Commission

3. ‘Conditions’ means qualitative or quantitative steps relating to ensuring the maintenance of economic and financial stability or relating to the implementation

Amendment

3. ‘Conditions’ means qualitative or quantitative steps relating to ensuring the maintenance of economic and financial stability or relating to the **effective**

of the **reforms and investments** set out in the Ukraine Plan set out in Chapter III.

implementation of the **measures** set out in the Ukraine Plan set out in Chapter III.

Or. en

Amendment 255

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 2 – paragraph 1 – point 4 a (new)

Text proposed by the Commission

Amendment

4a. ‘Resilience’ means the ability to face economic, social and environmental shocks or persistent structural changes in a fair, sustainable, and inclusive way.

Or. en

Amendment 256

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 2 – paragraph 1 – point 4 b (new)

Text proposed by the Commission

Amendment

4b. ‘Do no significant harm’ means not supporting or carrying out economic activities that do significant harm to any environmental objective, where relevant, within the meaning of Article 17 of Regulation (EU) 2020/852.

Or. en

Amendment 257

Petras Auštrevičius

Proposal for a regulation

Article 3 – paragraph 1 – point a

Text proposed by the Commission

(a) address the social, economic and environmental consequences of the **war**, thereby contributing to the recovery, reconstruction and modernisation of the country;

Amendment

(a) address the social, economic and environmental consequences of the ***Russia's war of aggression***, thereby contributing to the recovery, reconstruction and modernisation of the country, ***including the post-war recovery of Ukrainian society***;

Or. en

Amendment 258

Andrius Kubilius, Miriam Lexmann, Sandra Kalniete, Rasa Juknevičienė

Proposal for a regulation

Article 3 – paragraph 1 – point a

Text proposed by the Commission

(a) address the social, economic and environmental consequences of the war, thereby contributing to the recovery, reconstruction and modernisation of the country;

Amendment

(a) address the social, economic and environmental consequences of the war, thereby contributing to the recovery, reconstruction and modernisation of the country ***under a joint mechanism and by shared ownership***;

Or. en

Amendment 259

Petri Sarvamaa

Proposal for a regulation

Article 3 – paragraph 1 – point a

Text proposed by the Commission

(a) address the social, economic ***and*** environmental consequences of the war, thereby contributing to the recovery, reconstruction and modernisation of the country;

Amendment

(a) address the social, economic, environmental ***and psychological*** consequences of the war, thereby contributing to the recovery, reconstruction and modernisation of the country;

Or. en

Amendment 260

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 3 – paragraph 1 – point a

Text proposed by the Commission

(a) address the social, economic and environmental consequences of the war, thereby contributing to the recovery, reconstruction and modernisation of the country;

Amendment

(a) address the social, economic and environmental consequences of the war, thereby contributing to the recovery, reconstruction, **restoration**, and modernisation of the country;

Or. en

Amendment 261

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 3 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) provide temporary payment support, including for recurring expenses, as part of macro-economic assistance to ensure fiscal stability and the continued functioning of the Ukrainian State;

Or. en

Amendment 262

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 3 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) foster social, economic and environmental resilience and progressive

(b) foster **democratic**, social, economic and environmental resilience, **territorial**

integration into the Union and global economy and markets;

cohesion, and progressive integration into the Union and global economy and markets;

Or. en

Amendment 263

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 3 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) catalyse the green transition and the development of a carbon-neutral and competitive economy, including by building on Ukraine’s access to key natural resources in the green transition;

Or. en

Amendment 264

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 3 – paragraph 1 – point b b (new)

Text proposed by the Commission

Amendment

(bb) substantially improve access to capital, including through advancing the institutional banking and insurance framework, to strengthen entrepreneurial activity and advanced research and development;

Or. en

Amendment 265

Andrius Kubilius, Miriam Lexmann, Sandra Kalniete, Rasa Juknevičienė

Proposal for a regulation
Article 3 – paragraph 1 – point c

Text proposed by the Commission

(c) progressively align **with** Union rules, standards, policies and practices (‘acquis’) with a view to future Union membership, thereby contributing to mutual stability, security, peace, prosperity **and sustainability**.

Amendment

(c) **provide an additional support for Ukraine in adopting and implementing the political, institutional, legal, administrative, social and economic reforms required to comply with Union values and to** progressively align **to** Union rules, standards, policies and practices (‘acquis’) with a view to future Union membership, thereby contributing to mutual stability, security, peace **and** prosperity.

Or. en

Justification

In accordance with objectives of IPA III Art 3 para 1

Amendment 266
Vlad Gheorghe, Olivier Chastel, Moritz Körner

Proposal for a regulation
Article 3 – paragraph 1 – point c

Text proposed by the Commission

(c) progressively align with Union rules, standards, policies and practices (‘acquis’) with a view to future Union membership, thereby contributing to mutual stability, security, peace, prosperity and sustainability.

Amendment

(c) progressively align with Union rules, standards, policies and practices (‘acquis’) with a view to future Union membership, thereby contributing to mutual stability, security, peace, **convergence towards the Union’s economic standards**, prosperity and sustainability.

Or. en

Amendment 267
Petri Sarvamaa

Proposal for a regulation

Article 3 – paragraph 1 – point c

Text proposed by the Commission

(c) progressively align with Union rules, standards, policies and practices (‘acquis’) with a view to future Union membership, thereby contributing to mutual stability, security, peace, prosperity and sustainability.

Amendment

(c) progressively align with Union rules, **values**, standards, policies and practices (‘acquis’) with a view to future Union membership, thereby contributing to mutual stability, security, peace, prosperity and sustainability.

Or. en

Amendment 268

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 3 – paragraph 2 – point b

Text proposed by the Commission

(b) rebuild and modernise infrastructure damaged by the war, such as energy infrastructure, water systems, internal and cross-border transport networks including rail, roads and bridges **and** border crossing points, and foster modern, improved and resilient infrastructures; restore food production capacities; help address social challenges stemming from the war, including for specific groups such as war veterans, Internally Displaced Persons, single parents, disabled people, minorities and other **vulnerable** persons; **contribute to the demining effort**;

Amendment

(b) rebuild and modernise infrastructure damaged by the war, such as energy infrastructure, water systems, internal and cross-border transport networks including rail, roads and bridges, border crossing points, **educational and cultural infrastructure** and foster modern, improved and resilient infrastructures, **which support Ukraine's green transition and the decarbonisation process**; restore food production capacities; help address social **and health** challenges stemming from the war, including for specific groups such as war veterans, Internally Displaced Persons, single parents, **war widows/widowers, children, especially those without parental care**, disabled people, **people with long term (mental) health conditions inflicted by the war**, minorities, **elderly people**, and other persons **at-risk**; **improve the level of accessibility of care, and Ukraine's transition from institutional care to community-based support**;

Or. en

Amendment 269

Nathalie Loiseau, Sven Mikser, Markéta Gregorová, Petras Auštrevičius

Proposal for a regulation

Article 3 – paragraph 2 – point b

Text proposed by the Commission

(b) rebuild and modernise infrastructure damaged by the war, such as energy infrastructure, water systems, internal and cross-border transport networks including rail, roads and bridges and border crossing points, and foster modern, improved and resilient infrastructures; restore food production capacities; help address social challenges stemming from the war, including for specific groups such as war veterans, Internally Displaced Persons, single parents, disabled people, minorities and other vulnerable persons; contribute to the demining effort;

Amendment

(b) rebuild and modernise infrastructure damaged by the war, such as energy infrastructure, water systems, internal and cross-border transport networks including rail, roads and bridges and border crossing points, and foster modern, improved and resilient infrastructures, ***equip digital and other critical infrastructures with state-of-the-art and highly-secure tools, excluding high-risk suppliers of critical products***; restore food production capacities; help address social challenges stemming from the war, including for specific groups such as war veterans, Internally Displaced Persons, single parents, disabled people, minorities and other vulnerable persons; contribute to the demining effort; ***strengthen cyber security and defence as well as resilience against disinformation, foreign information manipulation and interference***;

Or. en

Amendment 270

Michael Gahler

Proposal for a regulation

Article 3 – paragraph 2 – point b

Text proposed by the Commission

(b) rebuild and modernise infrastructure damaged by the war, such as energy infrastructure, water systems, internal and cross-border transport networks including rail, roads and bridges

Amendment

(b) rebuild and modernise infrastructure damaged by the war, such as energy infrastructure, water systems, internal and cross-border transport networks including rail, roads and bridges

and border crossing points, and foster modern, improved and resilient infrastructures; restore food production capacities; help address social challenges stemming from the war, including for specific groups such as war veterans, Internally Displaced Persons, single parents, disabled people, minorities and other vulnerable persons; contribute to the demining effort;

and border crossing points and foster modern, improved and resilient infrastructures; restore food production capacities; ***restore natural ecosystems that have been affected by shelling, bombing, mining, and oil pollution caused by military operations***; help address social challenges stemming from the war, including for specific groups such as war veterans, Internally Displaced Persons, single parents, disabled people, minorities and other vulnerable persons; contribute to the demining ***and decontamination*** effort ***as enablers of recovery and reconstruction work***;

Or. en

Amendment 271

Vlad Gheorghe, Olivier Chastel, Moritz Körner

Proposal for a regulation

Article 3 – paragraph 2 – point b

Text proposed by the Commission

(b) rebuild and modernise infrastructure damaged by the war, such as energy infrastructure, water systems, internal and cross-border transport networks including rail, roads and bridges and border crossing points, and foster modern, improved and resilient infrastructures; restore food production capacities; help address social challenges ***stemming from*** the war, including for specific groups such as war veterans, Internally Displaced Persons, single parents, disabled people, minorities and other vulnerable persons; contribute to the demining effort;

Amendment

(b) rebuild and modernise infrastructure damaged by the war, such as energy infrastructure, water systems, internal and cross-border transport networks including rail, roads and bridges and border crossing points, and foster modern, improved and resilient infrastructures; restore food production capacities; help address social challenges ***aggravated by*** the war, including for specific groups such as war veterans, Internally Displaced Persons, single parents, ***orphans***, disabled people, minorities and other vulnerable persons; ***help to build inclusive and accessible communities in particular with community-based care for children and persons with disabilities***; contribute to the demining effort;

Or. en

Amendment 272
Petras Auštrevičius

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

Text proposed by the Commission

(b) rebuild and modernise infrastructure damaged by the war, such as energy infrastructure, water systems, internal and cross-border transport networks including rail, roads and bridges and border crossing points, and foster modern, improved and resilient infrastructures; restore food production capacities; help address social challenges stemming from the war, including for specific groups such as war veterans, Internally Displaced Persons, single parents, disabled people, minorities and other vulnerable persons; contribute to the demining effort;

Amendment

(b) rebuild and modernise infrastructure damaged by the war, such as energy infrastructure, water systems, internal and cross-border transport networks including rail, roads and bridges and border crossing points, and foster modern, improved and resilient infrastructures; restore food production capacities; help address social challenges stemming from the war, including for specific groups such as war veterans, **victims of war**, Internally Displaced Persons, single parents, **children without parental care including children in or from institutions**, disabled people, minorities and other vulnerable persons; contribute to the demining effort;

Or. en

Amendment 273
Włodzimierz Cimoszewicz

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

Text proposed by the Commission

(b) rebuild and modernise infrastructure damaged by the war, such as energy infrastructure, water systems, internal and cross-border transport networks including rail, roads and bridges and border crossing points, and foster modern, improved and resilient infrastructures; restore food production capacities; help address social challenges stemming from the war, including for

Amendment

(b) rebuild and modernise infrastructure damaged by the war, such as energy infrastructure, water systems, internal and cross-border transport networks including rail, roads and bridges and border crossing points, and foster modern, improved and resilient infrastructures; restore food production capacities; help address social challenges **notably** stemming from the war, including

specific groups such as war veterans, Internally Displaced Persons, single parents, disabled people, minorities and other vulnerable persons; contribute to the demining effort;

for specific groups such as war veterans, Internally Displaced Persons, single parents, ***children without parental care including children in or from institutions***, disabled people, minorities and other vulnerable persons; contribute to the demining effort;

Or. en

Amendment 274

David Lega

Proposal for a regulation

Article 3 – paragraph 2 – point b

Text proposed by the Commission

(b) rebuild and modernise infrastructure damaged by the war, such as energy infrastructure, water systems, internal and cross-border transport networks including rail, roads and bridges and border crossing points, and foster modern, improved and resilient infrastructures; restore food production capacities; help address social challenges stemming from the war, including for specific groups such as war veterans, Internally Displaced Persons, single parents, ***disabled people***, minorities and other vulnerable persons; contribute to the demining effort;

Amendment

(b) rebuild and modernise infrastructure damaged by the war, such as energy infrastructure, water systems, internal and cross-border transport networks including rail, roads and bridges and border crossing points, and foster modern, improved and resilient infrastructures; restore food production capacities; help address social challenges stemming from the war, including for specific groups such as war veterans, Internally Displaced Persons, single parents, ***children without parental care including the children in institutions, persons with disabilities***, minorities and other vulnerable persons; contribute to the demining effort;

Or. en

Amendment 275

Andrzej Halicki, Ewa Kopacz, Andrius Kubilius, Radosław Sikorski

Proposal for a regulation

Article 3 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(b) rebuild and modernise infrastructure damaged by the war, such as energy infrastructure, water systems, internal and cross-border transport networks including rail, roads and bridges and border crossing points, and foster modern, improved and resilient infrastructures; restore food production capacities; help address social challenges stemming from the war, including for specific groups such as war veterans, Internally Displaced Persons, single parents, disabled people, minorities and other vulnerable persons; contribute to the demining effort;

(b) rebuild and modernise infrastructure damaged by the war, such as energy infrastructure, water systems, internal and cross-border transport networks including rail, roads and bridges and border crossing points, and foster modern, improved and resilient infrastructures; restore food production capacities; help address social challenges stemming from the war, including for specific groups such as war veterans, Internally Displaced Persons, single parents, ***children without parental care including children in or from institutions***, disabled people, minorities and other vulnerable persons; contribute to the demining effort;

Or. en

Amendment 276
David McAllister

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

Text proposed by the Commission

(b) rebuild and modernise infrastructure damaged by the war, such as energy infrastructure, water systems, internal and cross-border transport networks including rail, roads and bridges and border crossing points, and foster modern, improved and resilient infrastructures; restore food production capacities; help address social challenges stemming from the war, including for specific groups such as war veterans, Internally Displaced Persons, single parents, disabled people, minorities and other vulnerable persons; contribute to the demining effort;

Amendment

(b) rebuild and modernise infrastructure damaged by the war, such as energy infrastructure, water systems, internal and cross-border transport networks including rail, roads and bridges and border crossing points, and foster modern, improved and resilient infrastructures; restore food production capacities; help address social challenges stemming from the war, ***in particular as regards psychological and psychosocial rehabilitation***, including for specific groups such as war veterans, Internally Displaced Persons, single parents, disabled people, minorities and other vulnerable persons; contribute to the demining effort;

Or. en

Amendment 277

Georgios Kyrtos, Karen Melchior, Petras Auštrevičius

Proposal for a regulation

Article 3 – paragraph 2 – point b

Text proposed by the Commission

(b) rebuild and modernise infrastructure damaged by the war, such as energy infrastructure, water systems, internal and cross-border transport networks including rail, roads and bridges and border crossing points, and foster modern, improved and resilient infrastructures; restore food production capacities; help address social challenges stemming from the war, including for specific groups such as war veterans, Internally Displaced Persons, single parents, disabled people, minorities and other vulnerable persons; contribute to the demining effort;

Amendment

(b) rebuild and modernise infrastructure damaged by the war, such as energy infrastructure, water systems, internal and cross-border transport networks including rail, roads and bridges and border crossing points, and foster modern, improved and resilient infrastructures; restore food production capacities; help address social challenges stemming from the war, including for specific groups such as **young people**, war veterans, Internally Displaced Persons, single parents, disabled people, minorities and other vulnerable persons; contribute to the demining effort;

Or. en

Amendment 278

Andrzej Halicki, Ewa Kopacz, Andrius Kubilius, Radosław Sikorski

Proposal for a regulation

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

Text proposed by the Commission

Amendment

(ba) Strengthen the child care and protection systems, including the transition from institutional to family and community-based care, through the development of a wide range of family and community-based services to help support children without parental care and prevent family separation, including the recruitment, strengthening and professionalisation of the social service workforce required to deliver these services. The Facility shall not be used to finance the reconstruction of existing or establishment of new residential

institutions.

Or. en

Amendment 279

David Lega

Proposal for a regulation

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

Text proposed by the Commission

Amendment

(ba) Enhance the child protection and care system including the transition from institutional to family and community based care. The Facility must not be used to fund institutions, including refurbishing, building, or renovating, if it's not part of a deinstitutionalisation process.

Or. en

Amendment 280

Viola von Cramon-Taubadel, Damian Boeselager

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 3 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) foster the transition to a sustainable and inclusive economy and a stable investment environment; support the integration of Ukraine into the Single Market; repair, rebuild and improve social infrastructure, such as housing, healthcare facilities, schools and higher education institutions, and research infrastructure; strengthen economic and social development, with particular attention to women and youth, including through quality education, training, reskilling and upskilling, and employment policies, including for researchers; support culture

(c) foster the transition to a sustainable, ***climate neutral*** and inclusive economy and a stable ***and innovation-friendly*** investment environment; support the integration of Ukraine into the ***European Union's*** Single Market; repair, rebuild and improve social infrastructure, such as housing, ***social and*** healthcare facilities, ***with a specific emphasis on trauma care,*** schools ***equipped with wartime facilities such as bomb shelters,*** and higher education institutions, and research infrastructure; strengthen economic and social development ***and inclusion,*** with

and cultural heritage; strengthen strategic economic sectors **and support** investment and private **sector development, with a focus on** small and medium-sized **enterprises (SMEs) and innovation**, as well as **on** agriculture and rural development, aquaculture and fisheries; restructure Ukraine's financial markets, including banking sector and capital markets; increase domestic revenue mobilisation; strengthen Ukraine's ability to trade;

particular attention to women **and girls**, and youth, including through quality education, training, reskilling and upskilling, and employment policies, including for researchers; support culture and cultural heritage; strengthen strategic economic sectors, **foster an institutional framework for** investment and **competition to enable** private **citizens, micro-businesses, start-ups, and** small and medium-sized **business to develop modern and competitive products and services, increasing Ukraine's capacity to sustainably process its natural resources and market value-add products**, as well as **support for sustainable** agriculture and rural development, aquaculture and fisheries; restructure Ukraine's financial markets, including banking sector and capital markets, **improving the access to loans and insurance coverage**; increase domestic revenue mobilisation; strengthen Ukraine's ability to trade;

Or. en

Amendment 281 Michael Gahler

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

Text proposed by the Commission

(c) foster the transition to a sustainable and inclusive economy and a stable investment environment; support the integration of Ukraine into the Single Market; repair, rebuild and improve social infrastructure, such as housing, healthcare facilities, schools and higher education institutions, and research infrastructure; strengthen economic and social development, with particular attention to women and youth, including through quality education, training, reskilling and upskilling, and employment policies, including for researchers; support culture

Amendment

(c) foster the transition to a sustainable and inclusive economy and a stable investment environment; support the integration of Ukraine into the Single Market; repair, rebuild and improve social infrastructure, such as housing, healthcare facilities, schools and higher education institutions, and research infrastructure; strengthen economic and social development, with particular attention to women and youth, including through quality education, training, reskilling and upskilling, and employment policies, including for researchers; support culture

and cultural heritage; strengthen strategic economic sectors and support investment and private sector development, with a focus on small and medium-sized enterprises (SMEs) and innovation, as well as on agriculture and rural development, aquaculture and fisheries; restructure Ukraine's financial markets, including banking sector and capital markets; increase domestic revenue mobilisation; strengthen Ukraine's ability to trade;

and cultural heritage; strengthen strategic economic sectors and support investment and private sector development, with a focus on small and medium-sized enterprises (SMEs) and innovation, as well as on agriculture and rural development, aquaculture and fisheries; ***strengthen the resilience of Ukraine's society and economy by building a robust system of protected areas, along the paradigm of the EU's Natura 2000 network***; restructure Ukraine's financial markets, including banking sector and capital markets; increase domestic revenue mobilisation; strengthen Ukraine's ability to trade; ***take steps into reorienting economy of Ukraine from a resource-centric model to a competitive framework akin to EU member states model, diversify and transition away from a heavy reliance on natural resources.***

Or. en

Amendment 282

Georgios Kyrtos, Karen Melchior, Petras Auštrevičius

Proposal for a regulation

Article 3 – paragraph 2 – point c

Text proposed by the Commission

(c) foster the transition to a sustainable and inclusive economy and a stable investment environment; support the integration of Ukraine into the Single Market; repair, rebuild and improve social infrastructure, such as housing, healthcare facilities, schools and higher education institutions, and research infrastructure; strengthen economic and social development, with particular attention to women and youth, including through quality education, training, reskilling and upskilling, and employment policies, including for researchers; support culture and cultural heritage; strengthen strategic economic sectors and support investment

Amendment

(c) foster the transition to a sustainable and inclusive economy and a stable investment environment; support the integration of Ukraine into the Single Market; repair, rebuild and improve social infrastructure, such as housing, healthcare facilities, schools and higher education institutions, ***physical culture and sports facilities*** and research infrastructure; ***repair, restoration and improvement of sports and sports-rehabilitation infrastructure, youth infrastructure***, strengthen economic and social development, with particular attention to women and youth, including through quality education, training, reskilling and

and private sector development, with a focus on small and medium-sized enterprises (SMEs) and innovation, as well as on agriculture and rural development, aquaculture and fisheries; restructure Ukraine's financial markets, including banking sector and capital markets; increase domestic revenue mobilisation; strengthen Ukraine's ability to trade;

upskilling, and employment policies, including for researchers; support culture and cultural heritage; strengthen strategic economic sectors and support investment and private sector development, with a focus on small and medium-sized enterprises (SMEs) and innovation, as well as on agriculture and rural development, aquaculture and fisheries; restructure Ukraine's financial markets, including banking sector and capital markets; increase domestic revenue mobilisation; strengthen Ukraine's ability to trade;

Or. en

Amendment 283

Witold Jan Waszczykowski, Bogdan Rzońca
on behalf of the ECR Group

Proposal for a regulation

Article 3 – paragraph 2 – point c

Text proposed by the Commission

(c) foster the transition to a sustainable and inclusive economy and a stable investment environment; support the integration of Ukraine into the Single Market; repair, rebuild and improve social infrastructure, such as housing, healthcare facilities, schools and higher education institutions, and research infrastructure; strengthen economic and social development, with particular attention to women and youth, including through quality education, training, reskilling and upskilling, and employment policies, including for researchers; support culture and cultural heritage; strengthen strategic economic sectors and support investment and private sector development, with a focus on small and medium-sized enterprises (SMEs) and innovation, as well as on agriculture and rural development, aquaculture and fisheries; restructure Ukraine's financial markets, including banking sector and capital markets;

Amendment

(c) foster the transition to a sustainable and inclusive economy and a stable investment environment; support the integration of Ukraine into the Single Market; repair, rebuild and improve social infrastructure, such as housing, healthcare facilities, schools and higher education institutions, and research infrastructure; strengthen economic and social development, with particular attention to women and youth, including through quality education, training, reskilling and upskilling, ***specific exchange programmes for students, researchers and public servants***, and employment policies, including for researchers; support culture and cultural heritage; strengthen strategic economic sectors and support investment and private sector development, with a focus on small and medium-sized enterprises (SMEs) and innovation, as well as on agriculture and rural development, aquaculture and fisheries; restructure

increase domestic revenue mobilisation;
strengthen Ukraine's ability to trade;

Ukraine's financial markets, including
banking sector and capital markets;
increase domestic revenue mobilisation;
strengthen Ukraine's ability to trade;

Or. en

Amendment 284

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 3 – paragraph 2 – point d

Text proposed by the Commission

(d) further strengthen the rule of law, democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime and money laundering, tax evasion and tax fraud; compliance with international law; strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue; promote **non-discrimination** and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality; reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; support initiatives and bodies involved in supporting and enforcing international justice in Ukraine;

Amendment

(d) further strengthen the rule of law, democracy, the respect of human rights and fundamental freedoms, including through ***strengthening democratic institutions, in particular the Verkhovna Rada, as well as regional and municipal representative bodies, and their powers of oversight and inquiry over the distribution of and access to public funds***, promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime and money laundering, tax ***avoidance***, tax evasion and tax fraud; ***open up oligopolistic markets, counter anti-competitive behaviour, nepotism, favouritism, and artificial barriers to market entry***; ***strengthen*** compliance with international law; strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue; promote ***non-discrimination*** and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities, ***including LGBTI people***, and the promotion of gender equality, ***gender mainstreaming and the overall empowerment of women and girls***; reinforce the effectiveness of public administration, ***ensure access to information, ensure the participation of civil society in decision making processes and public scrutiny***, and support

transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; support initiatives and bodies involved in supporting and enforcing international justice in Ukraine;

Or. en

Amendment 285

Włodzimierz Cimoszewicz

Proposal for a regulation

Article 3 – paragraph 2 – point d

Text proposed by the Commission

(d) further strengthen the rule of law, democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime and money laundering, tax evasion and tax fraud; compliance with international law; strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue; promote non-discrimination and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality; reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; support initiatives and bodies involved in supporting and enforcing international justice in Ukraine;

Amendment

(d) further strengthen the rule of law, democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime and money laundering, ***aggressive tax planning***, tax evasion and tax fraud; compliance with international law; strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue ***and civil society involvement***; promote non-discrimination and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality; ***promote the rights of children and the rights of persons with disabilities***; reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; support initiatives and bodies involved in supporting and enforcing international justice in Ukraine;

Or. en

Amendment 286

Andrzej Halicki, Ewa Kopacz, Andrius Kubilius, Radosław Sikorski

Proposal for a regulation

Article 3 – paragraph 2 – point d

Text proposed by the Commission

(d) further strengthen the rule of law, democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime and money laundering, tax evasion and tax fraud; compliance with international law; strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue; promote non-discrimination and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality; reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; support initiatives and bodies involved in supporting and enforcing international justice in Ukraine;

Amendment

(d) further strengthen the rule of law, democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime and money laundering, tax evasion and tax fraud; compliance with international law; strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue; promote non-discrimination and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality; ***protect and promote the rights of children and the rights of persons with disabilities;*** reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; support initiatives and bodies involved in supporting and enforcing international justice in Ukraine;

Or. en

Amendment 287

Vlad Gheorghe, Olivier Chastel, Moritz Körner

Proposal for a regulation

Article 3 – paragraph 2 – point d

Text proposed by the Commission

(d) further strengthen the rule of law,

Amendment

(d) further strengthen the rule of law,

democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime and money laundering, tax evasion and tax fraud; compliance with international law; strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue; promote non-discrimination and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality; reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; support initiatives and bodies involved in supporting and enforcing international justice in Ukraine;

democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime and money laundering, tax evasion and tax fraud; compliance with international law; strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue; promote non-discrimination and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality *as well as the respect for children's rights*; reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; *reinforce fair economic competition policy*; support initiatives and bodies involved in supporting and enforcing international justice in Ukraine;

Or. en

Amendment 288

Nathalie Loiseau, Sven Mikser, Markéta Gregorová, Petras Auštrevičius

Proposal for a regulation

Article 3 – paragraph 2 – point d

Text proposed by the Commission

(d) further strengthen the rule of law, democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime and money laundering, tax evasion and tax fraud; compliance with international law; strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue; promote non-discrimination and tolerance,

Amendment

(d) further strengthen the rule of law, democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime, *illicit firearms trafficking* and money laundering, tax evasion and tax fraud; compliance with international law; strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue; promote non-

to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality; reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; support initiatives *and* bodies involved in supporting and enforcing international justice in Ukraine;

discrimination and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality; reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; support initiatives, bodies *and organisations* involved in supporting and enforcing *democracy*, international justice *and anti-corruption efforts* in Ukraine;

Or. en

Amendment 289
Petras Auštrevičius

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

Text proposed by the Commission

(d) further strengthen the rule of law, democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime and money laundering, tax evasion and tax fraud; compliance with international law; strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue; promote non-discrimination and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality; reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; support initiatives and bodies involved in supporting and enforcing international

Amendment

(d) further strengthen the rule of law, democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime and money laundering, tax evasion and tax fraud; compliance with international law; strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue; promote non-discrimination and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality; ***promote the rights of children and the rights of persons with disabilities***; reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; support initiatives and bodies involved in

justice in Ukraine;

supporting and enforcing international
justice in Ukraine;

Or. en

Amendment 290

David Lega

Proposal for a regulation

Article 3 – paragraph 2 – point d

Text proposed by the Commission

(d) further strengthen the rule of law, democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime and money laundering, tax evasion and tax fraud; compliance with international law; strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue; promote non-discrimination and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality; reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; support initiatives and bodies involved in supporting and enforcing international justice in Ukraine;

Amendment

(d) further strengthen the rule of law, democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime and money laundering, tax evasion and tax fraud; compliance with international law; strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue; promote non-discrimination and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality; ***promote and protect the rights of children and persons with disabilities***; reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; support initiatives and bodies involved in supporting and enforcing international justice in Ukraine;

Or. en

Amendment 291

Petri Sarvamaa

Proposal for a regulation

Article 3 – paragraph 2 – point d

Text proposed by the Commission

(d) further strengthen the rule of law, democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime and money laundering, tax evasion and tax fraud; compliance with international law; strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue; promote non-discrimination and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality; reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; support initiatives and bodies involved in supporting and enforcing international justice in Ukraine;

Amendment

(d) further strengthen the rule of law, democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime, ***oligarch structures*** and money laundering, tax evasion and tax fraud; compliance with international law; strengthen freedom ***and independence*** of media and academic freedom and an enabling environment for civil society; foster social dialogue; promote non-discrimination and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality; reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; support initiatives and bodies involved in supporting and enforcing international justice in Ukraine;

Or. en

Amendment 292

Witold Jan Waszczykowski, Bogdan Rzońca
on behalf of the ECR Group

Proposal for a regulation

Article 3 – paragraph 2 – point d

Text proposed by the Commission

(d) further strengthen the rule of law, democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime and money laundering, tax evasion and tax fraud; compliance with international law;

Amendment

(d) further strengthen the rule of law, democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime and money laundering, tax evasion and tax fraud; compliance with international law;

strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue; promote non-discrimination and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality; reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; support initiatives and bodies involved in supporting and enforcing international justice in Ukraine;

strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue; promote ***the rights of children, as well as*** non-discrimination and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality; reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; support initiatives and bodies involved in supporting and enforcing international justice in Ukraine;

Or. en

Amendment 293

Georgios Kyrtos, Karen Melchior, Petras Auštrevičius

Proposal for a regulation

Article 3 – paragraph 2 – point d

Text proposed by the Commission

(d) further strengthen the rule of law, democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime and money laundering, tax evasion and tax fraud; compliance with international law; strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue; promote non-discrimination and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality; reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; support

Amendment

(d) further strengthen the rule of law, democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime and money laundering, tax evasion and tax fraud; compliance with international law; strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue; ***promotion of youth participation***; promote non-discrimination and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality; reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and

initiatives and bodies involved in supporting and enforcing international justice in Ukraine;

State aid; support initiatives and bodies involved in supporting and enforcing international justice in Ukraine;

Or. en

Amendment 294

Valérie Hayer, Vlad Gheorghe, Moritz Körner

Proposal for a regulation

Article 3 – paragraph 2 – point d

Text proposed by the Commission

(d) further strengthen the rule of law, democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, corruption, organised crime and money laundering, tax evasion and tax fraud; compliance with international law; strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue; promote non-discrimination and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality; reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; support initiatives and bodies involved in supporting and enforcing international justice in Ukraine;

Amendment

(d) further strengthen the rule of law, democracy, the respect of human rights and fundamental freedoms, including through promoting an independent judiciary, reinforced security, the fight against fraud, **corruption and grand** corruption, organised crime and money laundering, tax evasion and tax fraud; compliance with international law; strengthen freedom of media and academic freedom and an enabling environment for civil society; foster social dialogue; promote non-discrimination and tolerance, to ensure and strengthen respect for the rights of persons belonging to minorities and the promotion of gender equality; reinforce the effectiveness of public administration and support transparency, structural reforms and good governance at all levels, including in the areas of public financial management and public procurement and State aid; support initiatives and bodies involved in supporting and enforcing international justice in Ukraine;

Or. en

Amendment 295

Vlad Gheorghe, Olivier Chastel, Moritz Körner

Proposal for a regulation

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

Text proposed by the Commission

Amendment

(da) create the conditions for Ukrainian Internally Displace Persons and persons under temporary protection to come back home and get reintegration into the social and economic life of the country;

Or. en

Amendment 296

Vlad Gheorghe, Olivier Chastel, Moritz Körner

Proposal for a regulation

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

Text proposed by the Commission

Amendment

(db) create conditions for the reintegration of children and youth, including through the educational programmes supported by the EU so as to fill where necessary the educational gap resulting from the war circumstances; address the needs of young war veterans by providing opportunities for social integration and tackling war-caused traumas;

Or. en

Amendment 297

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 3 – paragraph 2 – point e

Text proposed by the Commission

Amendment

(e) develop and strengthen a sustainable green transition in all economic sectors, including the transition towards the *decarbonisation of its economy*; promote

(e) develop and strengthen a sustainable green transition in all economic sectors, including the transition towards the *net zero goal by 2050, in accordance with*

the digital transformation as an enabler for sustainable development and inclusive growth;

the Paris Agreement and the Green Deal; support climate change mitigation and adaptation; strengthen Ukraine's natural habitat by supporting the creation of protected areas in line with the principles of the EU' Natura 2000 network; improve the awareness of and fight against environmental crime through the full implementation of the Kyiv Protocol on Pollutant Release and Transfer Registers and ensuring compliance with nature protection law; promote the digital transformation as an enabler for sustainable development and inclusive growth; ensure ecological restoration following the environmental damages inflicted by the war and contribute to decontamination, the demining effort and clearance of other explosive remnants of war as well as oil or chemical pollution caused by military activity; contribute to the efforts to document, map and measure the damage and related consequences;

Or. en

Amendment 298

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 3 – paragraph 2 – point f

Text proposed by the Commission

(f) support decentralisation and local development.

Amendment

(f) support *political and administrative* decentralisation and local development, *especially by ensuring meaningful consultation and a level playing field for all levels of government when accessing funds via open, fair, neutral, and transparent procedures.*

Or. en

Amendment 299

Witold Jan Waszczykowski, Bogdan Rzońca
on behalf of the ECR Group

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

Text proposed by the Commission

(f) support decentralisation and local development.

Amendment

(f) support decentralisation and local development *in accordance with plans put forward by Ukraine;*

Or. en

Amendment 300
Vlad Gheorghe, Olivier Chastel, Moritz Körner

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

Text proposed by the Commission

Amendment

(fa) support cross-border cooperation with EU Member States bordering with Ukraine in the areas such as trade, environment protection, fight against international crime.

Or. en

Amendment 301
Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 4 – paragraph 1

Text proposed by the Commission

Amendment

1. Cooperation under the Facility shall be based on and shall promote the development effectiveness principles, where applicable, across all modalities, namely ownership of development priorities by Ukraine, a focus on results, inclusive development partnerships,

1. Cooperation under the Facility shall be based on and shall promote the development effectiveness principles, where applicable, across all modalities, namely ownership of development priorities by Ukraine, a focus on results, inclusive development partnerships,

transparency and mutual accountability.
The cooperation shall be based on effective
and efficient resources allocation and use.

transparency and mutual accountability.
The cooperation shall be based on ***needs-***
based, effective and efficient resources
allocation and use. ***All parties shall take***
utmost care to avoid, report and counter
any corrupt practices, nepotism,
favouritism or undue regional or sectoral
concentration of resource allocation or
use.

Or. en

Amendment 302

Andrius Kubilius, Miriam Lexmann, Sandra Kalniete, Rasa Juknevičienė

Proposal for a regulation

Article 4 – paragraph 1

Text proposed by the Commission

1. Cooperation under the Facility shall be based on and shall promote the development effectiveness principles, where applicable, across all modalities, namely ownership of development priorities by Ukraine, a focus on results, inclusive development partnerships, transparency and mutual accountability. The cooperation shall be based on effective and efficient resources allocation and use.

Amendment

1. Cooperation under the Facility shall be based on and shall promote the development effectiveness principles, where applicable, across all modalities, namely ***shared*** ownership of development priorities by Ukraine ***and the Union***, a focus on results, inclusive development partnerships, transparency and mutual accountability. The cooperation shall be based on effective and efficient resources allocation and use.

Or. en

Amendment 303

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 4 – paragraph 2

Text proposed by the Commission

2. Support from the Facility shall be additional to the support provided under other Union programmes and instruments.

Amendment

2. Support from the Facility shall be additional to the support provided under other Union programmes and instruments.

Activities eligible for funding under this Regulation may receive support from other Union programmes and instruments provided that such support does not cover the same cost.

Activities eligible for funding under this Regulation may receive support from other Union programmes and instruments provided that such support does not cover the same cost ***and that appropriate oversight and budget control is established.***

Or. en

Amendment 304

Andrius Kubilius, Miriam Lexmann, Sandra Kalniete, Rasa Juknevičienė, Andrzej Halicki

Proposal for a regulation Article 4 – paragraph 2

Text proposed by the Commission

2. Support from the Facility shall be additional to the support provided under other Union programmes and instruments. Activities eligible for funding under this Regulation may receive support from other Union programmes and instruments provided that such support does not cover the same cost.

Amendment

2. Support from the Facility shall be additional to the support provided under other Union programmes and instruments, ***including under the Instrument for Pre-accession (IPA)***. Activities eligible for funding under this Regulation may receive support from other Union programmes and instruments provided that such support does not cover the same cost.

Or. en

Amendment 305

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation Article 4 – paragraph 3

Text proposed by the Commission

3. In order to promote the complementarity and efficiency of their action and initiative, the Commission and the Member States shall cooperate and shall strive to avoid duplication between assistance under this Regulation and other

Amendment

3. In order to promote the complementarity and efficiency of their action and initiative, the Commission and the Member States shall cooperate and shall strive to avoid duplication between assistance under this Regulation and other

assistance provided by the Union, the Member States, third countries, multilateral and regional organisations and entities, such as international organisations and the relevant International Financial Institutions, agencies and non-Union donors, in line with the established principles for strengthening operational coordination in the field of external assistance, including through enhanced coordination with Member States at local level and through the harmonisation of policies and procedures, in particular the international principles on development effectiveness.

assistance provided by the Union, the Member States, third countries, multilateral and regional organisations and entities, such as international organisations and the relevant International Financial Institutions, agencies and non-Union donors, in line with the established principles for strengthening operational coordination in the field of external assistance, including through enhanced coordination with Member States at local level and through the harmonisation of policies and procedures, in particular the international principles on development effectiveness. ***The Commission shall facilitate the establishment and coordination of decentralised implementation frameworks and know-how for resource allocation and use, with a particular emphasis on supporting SMEs and civil society actors.***

Or. en

Amendment 306
David McAllister

Proposal for a regulation
Article 4 – paragraph 3

Text proposed by the Commission

3. In order to promote the complementarity and efficiency of their action and initiative, the Commission and the Member States shall ***cooperate and shall strive*** to avoid duplication between assistance under this Regulation and other assistance provided by the Union, the Member States, third countries, multilateral and regional organisations and entities, such as international organisations and the relevant International Financial Institutions, agencies and non-Union donors, in line with the established principles for strengthening operational coordination in the field of external assistance, including through enhanced

Amendment

3. In order to promote the complementarity and efficiency of their action and initiative, the Commission and the Member States shall ***make effective use of the 'Team Europe' approach*** to avoid duplication between assistance under this Regulation and other assistance provided by the Union, the Member States, third countries, multilateral and regional organisations and entities, such as international organisations and the relevant International Financial Institutions, agencies and non-Union donors, in line with the established principles for strengthening operational coordination in the field of external assistance, including

coordination with Member States at local level and through the harmonisation of policies and procedures, in particular the international principles on development effectiveness.

through enhanced coordination with Member States at local level and through the harmonisation of policies and procedures, in particular the international principles on development effectiveness.

Or. en

Amendment 307

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 4 – paragraph 4

Text proposed by the Commission

4. Activities under the Facility shall mainstream climate change mitigation and adaptation, environmental protection, human rights, democracy, gender equality and, where relevant, disaster risk reduction, and shall support progress towards the Sustainable Development Goals, promoting integrated actions that can create *co-benefits* and meet multiple objectives in a coherent way. They should avoid stranded assets, and shall be *guided by* the principles of ‘do no harm’ *and of ‘leaving no one behind’*, as well as *by* the sustainability mainstreaming approach underpinning the European Green Deal.

Amendment

4. ***Activities under the Facility must comply with the climate and environmental standards of the EU and all spending must be subject to Environmental Impact Assessment procedures.*** Activities under the Facility shall mainstream climate change mitigation and adaptation, environmental protection ***and conservation of ecosystems***, human rights, democracy, gender equality and, where relevant, disaster risk reduction ***and sustainable water management***, and shall support progress towards the Sustainable Development Goals, promoting integrated actions that can create *co- benefits* and meet multiple objectives in a coherent way. They should avoid stranded assets, and shall be *compatible with* the principles of ‘do no *significant* harm’, ***within the meaning of Article 17 of Regulation (EU) 2020/852***, as well as *with* the sustainability mainstreaming approach underpinning the European Green Deal, ***and shall be guided by the ‘leaving no one behind’ principle.***

Or. en

Amendment 308

Vlad Gheorghe

Proposal for a regulation
Article 4 – paragraph 4

Text proposed by the Commission

4. Activities under the Facility shall mainstream climate change mitigation and adaptation, environmental protection, human rights, democracy, gender equality and, where relevant, disaster risk reduction, and shall support progress towards the Sustainable Development Goals, promoting integrated actions that can create co-benefits and meet multiple objectives in a coherent way. They should avoid stranded assets, and shall be ***guided by*** the principles of ‘do no harm’ and of ‘leaving no one behind’, as well as by the sustainability mainstreaming approach underpinning the European Green Deal.

Amendment

4. Activities under the Facility shall mainstream climate change mitigation and adaptation, environmental protection, human rights, democracy, gender equality and, where relevant, disaster risk reduction, and shall support progress towards the Sustainable Development Goals, promoting integrated actions that can create co-benefits and meet multiple objectives in a coherent way. They should avoid stranded assets, and shall be ***compatible with*** the principles of ‘do no harm’ and of ‘leaving no one behind’ ***to the best possible extent in a war-torn country***, as well as by the sustainability mainstreaming approach underpinning the European Green Deal.

Or. en

Amendment 309
Petras Auštrevičius

Proposal for a regulation
Article 4 – paragraph 4

Text proposed by the Commission

4. Activities under the Facility shall mainstream climate change mitigation and adaptation, environmental protection, human rights, democracy, gender equality and, where relevant, disaster risk reduction, and shall support progress towards the Sustainable Development Goals, promoting integrated actions that can create co-benefits and meet multiple objectives in a coherent way. They should avoid stranded assets, and shall be guided by the principles of ‘do no harm’ and of ‘leaving no one behind’, as well as by the sustainability mainstreaming approach

Amendment

4. Activities under the Facility shall mainstream climate change mitigation and adaptation, environmental protection, human rights, democracy, gender equality and, where relevant, disaster risk reduction ***and nuclear safety***, and shall support progress towards the Sustainable Development Goals, promoting integrated actions that can create co-benefits and meet multiple objectives in a coherent way. They should avoid stranded assets, and shall be guided by the principles of ‘do no harm’ and of ‘leaving no one behind’, as well as by the sustainability mainstreaming

underpinning the European Green Deal.

approach underpinning the European Green Deal.

Or. en

Amendment 310

Viola von Cramon-Taubadel, Damian Boeselager

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 4 – paragraph 5

Text proposed by the Commission

5. The Facility shall not support activities or measures which are incompatible with Ukraine's National Energy and Climate Plan, *if available*, with Ukraine's Nationally Determined Contribution under the Paris Agreement, or that promote investments in fossil fuels, or that cause significant adverse effects on the environment *or* the climate, ***unless such activities or measures are strictly necessary to achieve the objectives of the Facility***, taking into account the need to rebuild and modernise infrastructure damaged by the war in a resilient way, and they are accompanied, where relevant, by appropriate measures to avoid, prevent or reduce and, if possible, offset these effects.

Amendment

5. The Facility shall not support activities or measures ***which do not comply with the 'do no significant harm' principle or*** which are incompatible with Ukraine's National Energy and Climate Plan, with Ukraine's Nationally Determined Contribution under the Paris Agreement, or that promote investments in fossil fuels, or that cause significant adverse effects on the environment, the climate ***or biodiversity***, taking into account the need to rebuild and modernise infrastructure ***and restore nature*** damaged by the war in a resilient way, and they are accompanied, where relevant, by appropriate measures to avoid, prevent or reduce and, if possible, offset these effects.

Or. en

Amendment 311

Witold Jan Waszczykowski, Bogdan Rzońca

on behalf of the ECR Group

Proposal for a regulation

Article 4 – paragraph 5

Text proposed by the Commission

5. The Facility shall not support activities or measures which are incompatible with Ukraine's National

Amendment

5. The Facility shall not support activities or measures which are incompatible with Ukraine's National

Energy and Climate Plan, if available, with Ukraine's Nationally Determined Contribution under the Paris Agreement, **or that promote investments in fossil fuels**, or that cause significant adverse effects on the environment or the climate, unless such activities or measures are strictly necessary to achieve the objectives of the Facility, taking into account the need to rebuild and modernise infrastructure damaged by the war in a resilient way, and they are accompanied, where relevant, by appropriate measures to avoid, prevent or reduce and, if possible, offset these effects.

Energy and Climate Plan, if available, with Ukraine's Nationally Determined Contribution under the Paris Agreement, or that cause significant adverse effects on the environment or the climate, unless such activities or measures are strictly necessary to achieve the objectives of the Facility, taking into account the need to rebuild and modernise infrastructure damaged by the war in a resilient way, and they are accompanied, where relevant, by appropriate measures to avoid, prevent or reduce and, if possible, offset these effects.

Or. en

Amendment 312

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation Article 4 – paragraph 6

Text proposed by the Commission

6. In line with the **principle of inclusive** partnership, **where appropriate**, the Commission shall **strive to ensure** that relevant stakeholders, including local and regional authorities, social partners and civil society organisations, are duly consulted and have timely access to relevant information to allow them to **play a meaningful role during** the design **and** implementation of activities eligible for funding under this Facility, and in the related monitoring processes. The Commission shall in particular promote the involvement of regional, local, **urban and other** public authorities, in accordance with the multi-level governance principle and taking into account a bottom-up approach. The Commission shall encourage coordination among the relevant stakeholders.

Amendment

6. In line with the **EU Partnership Principle and the EU Code of Conduct**, the Commission shall **guarantee** that relevant stakeholders, including **the Verkhovna Rada**, local and regional authorities, social partners and civil society organisations, are duly **and fairly** consulted and have timely access to relevant information to allow them to **meaningfully participate in shaping** the design, implementation of activities eligible for funding under this Facility, and in the related monitoring, **scrutiny and evaluation** processes. **Such involvement shall seek to represent the pluralism of the Ukrainian society and business community.** The Commission shall in particular promote the involvement of **the Verkhovna Rada, as well as** regional **or** local **representative bodies and** public authorities, in accordance with the multi-level governance principle and taking into

account a bottom-up approach. The Commission shall *ensure that the Verkhovna Rada is meaningfully consulted on the entirety of the Plan before the submission to the European Commission and is able to fully fulfil sufficient inquiry and monitoring duties during and after the duration of the Facility. The Commission shall continuously assess the degree to which the involvement of stakeholders is fair and representative of the pluralism of interests in Ukrainian society and business communities, in particular by assessing whether actors of different sizes and with differing or opposing interests have been appropriately consulted. The Commission shall* encourage coordination among the relevant stakeholders. *The Commission shall ensure that civil society in Ukraine is able to directly report any irregularities they may detect to the Commission via appropriate standing channels and platforms.*

Or. en

Amendment 313

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation

Article 4 – paragraph 6

Text proposed by the Commission

6. In line with the principle of inclusive partnership, where appropriate, the Commission shall strive to ensure that relevant stakeholders, including local and regional authorities, social partners and civil society organisations, are duly consulted and have timely access to relevant information to allow them to play a meaningful role during the design and implementation of activities eligible for funding under this Facility, and in the related monitoring processes. The Commission shall in particular promote the

Amendment

6. In line with the principle of inclusive partnership, where appropriate, the Commission shall strive to ensure that relevant stakeholders, including local and regional authorities, social partners and civil society organisations, are duly consulted and have timely access to relevant information to allow them to play a meaningful role during the design and implementation of activities eligible for funding under this Facility, and in the related monitoring processes. *For this purpose, the Commission shall encourage*

involvement of regional, local, urban and other public authorities, in accordance with the multi-level governance principle and taking into account a bottom-up approach. The Commission shall encourage coordination among the relevant stakeholders.

the efforts for more accessibility and inclusiveness of different communities in Ukraine. The Commission shall give particular attention to the participation of women in consultations, as well as the inclusion of vulnerable groups, such as war veterans and persons with disabilities. The Commission shall in particular promote the involvement of regional, local, urban and other public authorities, in accordance with the multi-level governance principle and taking into account a bottom-up approach. The Commission shall encourage coordination among the relevant stakeholders.

Or. en

Amendment 314

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation **Article 4 – paragraph 7**

Text proposed by the Commission

7. The Commission, in cooperation with the Member States and Ukraine, shall **contribute to** the implementation of Union commitments to increased transparency and accountability in the delivery of assistance, including by promoting the implementation and reinforcement of internal control systems and anti-fraud policies, **and by making** information on the volume and allocation of assistance available through **web-based databases**, and shall ensure that data **is** comparable **and can be easily accessed, shared and published**.

Amendment

7. The Commission, in cooperation with the Member States and Ukraine, shall **ensure** the implementation of Union commitments to increased transparency and accountability in the delivery of assistance, including by promoting the **full implementation of the Aarhus Convention and the** implementation and reinforcement of internal control systems and anti-fraud policies. **The Commission shall make** information on the volume and allocation of assistance **publicly** available through **a single webportal mentioning the names or legal identity of the 2 000 largest final beneficiaries and all final beneficiaries that received cumulative amounts higher than EUR 50 000 as well as the total amounts received** and shall ensure that data **are up-to-date, easily accessible, available in machine readable format and**

comparable.

Or. en

Amendment 315

Viola von Cramon-Taubadel

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 4 – paragraph 7

Text proposed by the Commission

7. The Commission, in cooperation with the Member States and Ukraine, shall **contribute to** the implementation of Union commitments to increased transparency and accountability in the delivery of assistance, including by promoting the implementation and reinforcement of internal control systems and anti-fraud policies, and by making information on the volume and allocation of assistance available through **web-based databases**, and shall ensure that data **is** comparable **and can be easily accessed, shared and published**.

Amendment

7. The Commission, in cooperation with the Member States and Ukraine, shall **ensure** the implementation of Union commitments to increased transparency and accountability in the delivery of assistance, including by promoting the **full implementation of the Aarhus Convention and the** implementation and reinforcement of internal control systems and anti-fraud policies, **inter alia by reinstating the electronic declarations for Ukrainian officials and by making them public immediately and retrospectively. The Commission, shall make the** information on the volume and allocation of assistance **publicly** available through **a single webportal mentioning the names or legal identity of the 2 000 largest final beneficiaries and all final beneficiaries that received cumulative amounts higher than EUR 50 000 as well as the total amounts received** and shall ensure that data **are up-to-date, easily accessible, available in machine readable format and** comparable.

Or. en

Amendment 316

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation

Article 4 – paragraph 7

Text proposed by the Commission

7. The Commission, in cooperation with the Member States and Ukraine, shall contribute to the implementation of Union commitments to increased transparency and accountability in the delivery of assistance, including by promoting the implementation and reinforcement of internal control systems and anti-fraud policies, and by making information on the volume and allocation of assistance available through **web-based databases**, and shall ensure that data is comparable and can be easily accessed, shared and published.

Amendment

7. The Commission, in cooperation with the Member States and Ukraine, shall contribute to the implementation of Union commitments to increased transparency and accountability in the delivery of assistance, including by promoting the implementation and reinforcement of internal control systems and anti-fraud policies, and by making information on the volume and allocation of assistance available through **a single webportal**, and shall ensure that data is comparable and can be easily accessed, shared and published. ***The data available in this webportal shall be accessible to the European Parliament and the Verkhovna Rada of Ukraine.***

Or. en

Amendment 317

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 5 – paragraph 1

Text proposed by the Commission

1. A precondition for the support to Ukraine under the Facility shall be that Ukraine continues to uphold and respect effective democratic mechanisms, including a multi-party parliamentary system, and the rule of law, **and** to guarantee respect for human rights, including the rights of persons belonging to minorities.

Amendment

1. A precondition for the support to Ukraine under the Facility shall be that Ukraine continues to uphold and respect effective democratic mechanisms, including a **multi-party** parliamentary system **at all levels of government, appropriate checks and balances, including transparent and institutional budget allocation and monitoring processes** and the rule of law, **free and fair elections as appropriate in line with Ukraine's constitution**, to guarantee respect for human rights, including the rights of persons belonging to minorities.

Or. en

Amendment 318

Dimitrios Papadimoulis

on behalf of The Left Group

Proposal for a regulation

Article 5 – paragraph 1

Text proposed by the Commission

1. A precondition for the support to Ukraine under the Facility shall be that Ukraine ***continues to uphold and respect*** effective democratic mechanisms, including a multi-party parliamentary system, and the rule of law, ***and to guarantee*** respect for human rights, including the rights of persons belonging to minorities.

Amendment

1. A precondition for the support to Ukraine under the Facility shall be that Ukraine ***upholds and respects*** effective democratic mechanisms, including a multi-party parliamentary system, ***media freedom*** and the rule of law, ***guarantees*** respect for human rights, including the rights of persons belonging to minorities, ***and takes effective measures for the protection of the financial interests of the Union, in particular regarding the prevention, detection and correction of fraud, corruption, conflicts of interests and irregularities.***

Or. en

Amendment 319

Mick Wallace, Clare Daly, Manu Pineda, Özlem Demirel

Proposal for a regulation

Article 5 – paragraph 1

Text proposed by the Commission

1. A precondition for the support to Ukraine under the Facility shall be that Ukraine ***continues to uphold and respect*** effective democratic mechanisms, including ***a*** multi-party parliamentary system, ***and*** the rule of law, and ***to guarantee*** respect for human rights, including the rights of persons belonging to minorities.

Amendment

1. A precondition for the support to Ukraine under the Facility shall be that Ukraine ***returns to upholding and respecting*** effective democratic mechanisms, including ***reversing the banning of multiple opposition political parties, restoring the*** multi-party parliamentary system, ***restores workers collective bargaining rights, reverses bans on opposition media organisations and ceases attacks on press freedom, upholds*** the rule of law, and ***guarantees*** respect for

human rights, including the rights of persons belonging to minorities.

Or. en

Amendment 320

Andrius Kubilius, Miriam Lexmann, Sandra Kalniete, Rasa Juknevičienė

Proposal for a regulation

Article 5 – paragraph 1

Text proposed by the Commission

1. A precondition for the support to Ukraine under the Facility shall be that Ukraine continues to uphold and respect effective democratic mechanisms, ***including a multi-party parliamentary system***, and the rule of law, and to guarantee respect for human rights, including the rights of persons belonging to minorities.

Amendment

1. A precondition for the support to Ukraine under the Facility shall be that Ukraine continues to uphold and respect effective democratic mechanisms, ***institutions*** and the rule of law, and to guarantee respect for human rights, including the rights of persons belonging to minorities; ***it would also include a strengthened focus on economic development and improved competitiveness, which are the crucial areas of Ukraine's EU accession process.***

Or. en

Amendment 321

Witold Jan Waszczykowski, Bogdan Rzońca
on behalf of the ECR Group

Proposal for a regulation

Article 5 – paragraph 1

Text proposed by the Commission

1. A precondition for the support to Ukraine under the Facility shall be that Ukraine continues to uphold and respect effective democratic mechanisms, including a multi-party parliamentary system, and the rule of law, ***and*** to guarantee respect for human rights, including the rights of persons belonging to minorities.

Amendment

1. A precondition for the support to Ukraine under the Facility shall be that Ukraine continues to uphold and respect effective democratic mechanisms, including a multi-party parliamentary system, and the rule of law, to guarantee respect for human rights, including the rights of persons belonging to minorities, ***and to continue to fight corruption and***

build adequate safeguards and institutions for countering it;

Or. en

Amendment 322
Petras Auštrevičius

Proposal for a regulation
Article 5 – paragraph 1

Text proposed by the Commission

1. A precondition for the support to Ukraine under the Facility shall be that Ukraine continues to uphold and respect effective democratic mechanisms, including a multi-party parliamentary system, and the rule of law, and to guarantee respect for human rights, including the rights of persons belonging to minorities.

Amendment

1. A precondition for the support to Ukraine under the Facility shall be that Ukraine continues to uphold and respect effective democratic mechanisms, including a multi-party parliamentary system, and the rule of law, and to guarantee respect for human rights, including the rights of persons belonging to minorities ***and to work towards increased women's participation in decision-making.***

Or. en

Amendment 323
Joachim Kuhs, Eric Minardi

Proposal for a regulation
Article 5 – paragraph 1

Text proposed by the Commission

1. A precondition for the support to Ukraine under the Facility shall be that Ukraine continues to uphold and respect effective democratic mechanisms, including a multi-party parliamentary system, and the rule of law, and to guarantee respect for human rights, including the rights of persons belonging to minorities.

Amendment

1. A precondition for the support to Ukraine under the Facility shall be that Ukraine continues to uphold and respect effective democratic mechanisms, including a multi-party parliamentary system, and the rule of law, ***fight against fraud and corruption,*** and to guarantee respect for human rights, including the rights of persons belonging to minorities.

Or. en

Amendment 324

Petri Sarvamaa

Proposal for a regulation

Article 5 – paragraph 1

Text proposed by the Commission

1. A precondition for the support to Ukraine under the Facility shall be that Ukraine continues to uphold and respect effective democratic mechanisms, including a multi-party parliamentary system, and the rule of law, and to guarantee respect for human rights, including the rights of persons belonging to minorities.

Amendment

1. A precondition for the support to Ukraine under the Facility shall be that Ukraine continues to uphold, **develop** and respect effective democratic mechanisms, including a multi-party parliamentary system **and democratic opposition**, and the rule of law, and to guarantee respect for human rights, including the rights of persons belonging to minorities.

Or. en

Amendment 325

Włodzimierz Cimoszewicz

Proposal for a regulation

Article 5 – paragraph 2

Text proposed by the Commission

2. The Commission shall monitor the fulfilment of the precondition set out in paragraph 1 before disbursements to Ukraine under the Facility are made and throughout the period of the support provided under the Facility taking duly into account the Commission's regular enlargement report. The Commission may adopt a decision concluding that this precondition is not met, and in particular, suspend the payments referred to in Article 25, irrespective of the fulfilment of conditions referred to in Article 15(2). In its assessment, the Commission shall also take into account the context in Ukraine, and the consequences of the application there of martial law.

Amendment

2. The Commission shall monitor the fulfilment of the precondition set out in paragraph 1 before disbursements to Ukraine under the Facility are made and throughout the period of the support provided under the Facility taking duly into account the Commission's regular enlargement report. ***The Commission shall take into account the relevant recommendations of international bodies, such as the Council of Europe and its Venice Commission in this process.*** The Commission may adopt a decision concluding that this precondition is not met, and in particular, suspend the payments referred to in Article 25, irrespective of the fulfilment of conditions referred to in Article 15(2). In its

assessment, the Commission shall also take into account the context in Ukraine, and the consequences of the application there of martial law.

Or. en

Amendment 326

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation **Article 5 – paragraph 2**

Text proposed by the Commission

2. The Commission shall monitor the fulfilment of the precondition set out in paragraph 1 before disbursements to Ukraine under the Facility are made and throughout the period of the support provided under the Facility taking duly into account the Commission's regular enlargement report. The Commission may adopt a decision concluding that this precondition is not met, and in particular, suspend the payments referred to in Article 25, irrespective of the fulfilment of conditions referred to in Article 15(2). In its assessment, the Commission shall also take into account the context in Ukraine, and the consequences of the application there of martial law.

Amendment

2. The Commission shall monitor the fulfilment of the precondition set out in paragraph 1 before disbursements to Ukraine under the Facility are made and throughout the period of the support provided under the Facility taking duly into account the Commission's regular enlargement report. The Commission may adopt a decision concluding that this precondition is not met, and in particular, suspend the payments referred to in Article 25, irrespective of the fulfilment of conditions referred to in Article 15(2). In its assessment, the Commission shall also take into account the context in Ukraine, and the consequences of the application there of martial law. ***The Commission's assessment shall be transmitted simultaneously to the European Parliament and the Council.***

Or. en

Amendment 327

Joachim Kuhs, Eric Minardi

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

Text proposed by the Commission

Amendment

(a) 78 % in the form of ***non-repayable*** financial support pursuant to Chapter III of this Regulation;

(a) 78 % in the form of ***repayable*** financial support pursuant to Chapter III of this Regulation; ***repayment shall start within the feasible timeline for Ukraine;***

Or. en

Amendment 328

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 6 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) **78 %** in the form of non-repayable financial support pursuant to Chapter III of this Regulation;

(a) **67%** in the form of non-repayable financial support pursuant to Chapter III of this Regulation;

Or. en

Amendment 329

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 6 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) **16 %** for expenditure pursuant to Chapter IV;

(b) **24%** for expenditure pursuant to Chapter IV;

Or. en

Amendment 330

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 6 – paragraph 1 – point c

Text proposed by the Commission

(c) 5 % for expenditure pursuant to Chapter V;

Amendment

(c) 8 % for expenditure pursuant to Chapter V;

Or. en

Amendment 331

David McAllister

Proposal for a regulation

Article 6 – paragraph 2 – subparagraph 1

Text proposed by the Commission

The financial support pursuant to Chapter III in the form of a loan, shall be available for an amount of up to EUR 50 000 000 000 for the period from 1 January 2024 to 31 December 2027.

Amendment

The financial support pursuant to Chapter III in the form of a loan, shall be available for an amount of up to EUR 50 000 000 000 ***in current prices*** for the period from 1 January 2024 to 31 December 2027 ***for all types of support***.

Or. en

Amendment 332

Vlad Gheorghe, Olivier Chastel

Proposal for a regulation

Article 6 – paragraph 2 – subparagraph 1

Text proposed by the Commission

The financial support pursuant to Chapter III in the form of a loan, shall be available for an amount of ***up to*** EUR 50 000 000 000 for the period from 1 January 2024 to 31 December 2027.

Amendment

The financial support pursuant to Chapter III in the form of a loan, shall be available for an amount of ***at least*** EUR 50 000 000 000 for the period from 1 January 2024 to 31 December 2027.

Or. en

Amendment 333

Eider Gardiazabal Rubial, Michael Gahler

Proposal for a regulation
Article 6 – paragraph 3

Text proposed by the Commission

3. The sum of the resources made available pursuant to paragraphs 1 and 2 shall not exceed EUR 50 000 000 000 for the period 2024 to 2027.

Amendment

3. The sum of the resources made available pursuant to paragraphs 1 and 2 shall not exceed EUR 50 000 000 000 for the period 2024 to 2027. ***The amounts shall be mobilised annually in the budget over and above the ceilings of the Multiannual Financial Framework by the budgetary authority. The nomenclature of the Ukraine Reserve shall be composed of additional budgetary lines, corresponding to each of the pillars in which the proposal is structured.***

Or. en

Amendment 334
David McAllister

Proposal for a regulation
Article 6 – paragraph 3

Text proposed by the Commission

3. The sum of the resources made available pursuant to paragraphs 1 and 2 shall not exceed EUR 50 000 000 000 for the period 2024 to 2027.

Amendment

3. The sum of the resources made available pursuant to paragraphs 1 and 2 shall not exceed EUR 50 000 000 000 ***in current prices*** for the period 2024 to 2027.

Or. en

Amendment 335
Vlad Gheorghe, Olivier Chastel

Proposal for a regulation
Article 6 – paragraph 3

Text proposed by the Commission

3. The sum of the resources made available pursuant to paragraphs 1 and 2 shall ***not exceed*** EUR 50 000 000 000 for

Amendment

3. The sum of the resources made available pursuant to paragraphs 1 and 2 shall ***be at least*** EUR 50 000 000 000 for

the period 2024 to 2027.

the period 2024 to 2027.

Or. en

Amendment 336

Michael Gahler

Proposal for a regulation

Article 6 – paragraph 5

Text proposed by the Commission

5. The resources referred to in point paragraphs 1(d) and 4 may be used for technical and administrative assistance for the implementation of the Facility, such as preparatory actions, monitoring, control, audit and evaluation activities, which are required for the management of the Facility and the achievement of its objectives, in particular studies, meetings of experts, consultations with the Ukrainian authorities, conferences, consultation of stakeholders, information and communication actions, including inclusive outreach actions, and corporate communication of the political priorities of the Union, insofar as they are related to the objectives of this Regulation, expenses linked to IT networks focusing on information processing and exchange, corporate information technology tools, and all other technical and administrative assistance expenses incurred by the Commission for the management and costs of the Facility at headquarters and in Union delegations. Expenses may also cover the costs of other supporting activities such as quality control and monitoring of projects on the ground and the costs of peer counselling and experts for the assessment and implementation of reforms and investments.

Amendment

5. The resources referred to in point paragraphs 1(d) and 4 may be used for technical and administrative assistance for the implementation of the Facility, ***both for the EU and Ukrainian civil society organisations and experts***, such as preparatory actions, monitoring, control, audit and evaluation activities, which are required for the management of the Facility and the achievement of its objectives, in particular studies, meetings of experts, consultations with the Ukrainian authorities, conferences, consultation of stakeholders, ***including local and regional authorities and civil society organisations***, information and communication actions, including inclusive outreach actions, and corporate communication of the political priorities of the Union, insofar as they are related to the objectives of this Regulation, expenses linked to IT networks focusing on information processing and exchange, corporate information technology tools, and all other technical and administrative assistance expenses incurred by the Commission for the management and costs of the Facility at headquarters and in Union delegations. Expenses may also cover the costs of other supporting activities such as quality control and ***independent*** monitoring of projects on the ground and the costs of peer counselling and experts for the assessment and implementation of reforms and investments.

Or. en

Amendment 337

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation Article 6 – paragraph 5

Text proposed by the Commission

5. The resources referred to in point paragraphs 1(d) and 4 may be used for technical and administrative assistance for the implementation of the Facility, such as preparatory actions, monitoring, control, audit and evaluation activities, which are required for the management of the Facility and the achievement of its objectives, in particular studies, meetings of experts, ***consultations with the Ukrainian authorities, conferences***, consultation of stakeholders, information and communication actions, including inclusive outreach actions, ***and corporate communication of the political priorities of the Union***, insofar as they are related to the objectives of this Regulation, expenses linked to IT networks focusing on information processing and exchange, corporate information technology tools, and all other technical and administrative assistance expenses incurred by the Commission for the management and costs of the Facility at headquarters and in Union delegations. Expenses may also cover the costs of other supporting activities such as quality control and monitoring of projects on the ground and the costs of peer counselling and experts for the assessment and implementation of reforms and investments.

Amendment

5. The resources referred to in point paragraphs 1(d) and 4 may be used for technical and administrative assistance for the implementation of the Facility, such as preparatory actions, monitoring, control, audit and evaluation activities, which are required for the management of the Facility and the achievement of its objectives, in particular studies, meetings of experts, consultation of stakeholders, ***including local and regional authorities and civil society organisations***, information and communication actions, including inclusive outreach actions, insofar as they are ***strictly*** related to the objectives of this Regulation, expenses linked to IT networks focusing on information processing and exchange, corporate information technology tools, and all other technical and administrative assistance expenses incurred by the Commission for the management and costs of the Facility at headquarters and in Union delegations. Expenses may also cover the costs of other supporting activities such as quality control and monitoring of projects on the ground and the costs of peer counselling and experts for the assessment and implementation of reforms and investments.

Or. en

Amendment 338

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation
Article 6 – paragraph 5

Text proposed by the Commission

5. The resources referred to in point paragraphs 1(d) and 4 may be used for technical and administrative assistance for the implementation of the Facility, such as preparatory actions, monitoring, control, audit and evaluation activities, which are required for the management of the Facility and the achievement of its objectives, in particular studies, meetings of experts, consultations with the Ukrainian authorities, conferences, consultation of stakeholders, information and communication actions, including inclusive outreach actions, and corporate communication of the political priorities of the Union, insofar as they are related to the objectives of this Regulation, expenses linked to IT networks focusing on information processing and exchange, corporate information technology tools, and all other technical and administrative assistance expenses incurred by the Commission for the management and costs of the Facility at headquarters and in Union delegations. Expenses may also cover the costs of other supporting activities such as quality control and monitoring of projects on the ground and the costs of peer counselling and experts for the assessment and implementation of reforms and investments.

Amendment

5. The resources referred to in point paragraphs 1(d) and 4 may be used for technical and administrative assistance for the implementation of the Facility, such as preparatory actions, monitoring, control, audit and evaluation activities, which are required for the management of the Facility and the achievement of its objectives, in particular **trainings**, studies, meetings of experts, consultations with the Ukrainian authorities, conferences, consultation of stakeholders, information and communication actions, including inclusive outreach actions, and corporate communication of the political priorities of the Union, insofar as they are related to the objectives of this Regulation, expenses linked to IT networks focusing on information processing and exchange, corporate information technology tools, and all other technical and administrative assistance expenses incurred by the Commission for the management and costs of the Facility at headquarters and in Union delegations. Expenses may also cover the costs of other supporting activities such as quality control and monitoring of projects on the ground and the costs of peer counselling and experts for the assessment and implementation of reforms and investments.

Or. en

Amendment 339
Witold Jan Waszczykowski, Bogdan Rzońca
on behalf of the ECR Group

Proposal for a regulation
Article 7 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Amendment

Member States, third countries, international organisations, international financial institutions or other sources may provide additional financial contributions to the Facility. Such contributions shall constitute external assigned revenue within the meaning of Article 21(2), points (a)(ii), (d), and (e) of Regulation (EU, Euratom) 2018/1046.

Member States, third countries, international organisations, international financial institutions or other sources may provide additional financial contributions to the Facility. Such contributions shall constitute external assigned revenue within the meaning of Article 21(2), points (a)(ii), (d), and (e) of Regulation (EU, Euratom) 2018/1046. ***Moreover, the Facility shall be open for additional financial contributions coming from the Russian frozen and / or confiscated assets and funds should the relevant legal framework to do so be put in place;***

Or. en

Amendment 340

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 7 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Member States, third countries, international organisations, international financial institutions or other sources may provide additional financial contributions to the Facility. Such contributions shall constitute external assigned revenue within the meaning of Article 21(2), points (a)(ii), (d), and (e) of Regulation (EU, Euratom) 2018/1046.

Amendment

Member States, third countries, international organisations, international financial institutions or other sources may provide additional financial contributions ***to one or more of the Pillars of the Facility referred to in Article 6 (1), points (a), (b) and (c), without being bound by the indicative allocation referred to in that Article.*** Such contributions shall constitute external assigned revenue within the meaning of Article 21(2), points (a)(ii), (d), and (e) of Regulation (EU, Euratom) 2018/1046.

Or. en

Amendment 341

Pina Picierno

Proposal for a regulation

Article 7 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Additional amounts received as external assigned revenue within the meaning of Article 21(5) of Regulation (EU, Euratom) 2018/1046 under the relevant Union legal acts in relation to restrictive measures in view of Russia's actions destabilising the situation in Ukraine shall be added to the resources referred to in Article 6.

Amendment

Additional amounts received as external assigned revenue within the meaning of Article 21(5) of Regulation (EU, Euratom) 2018/1046 under the relevant Union legal acts in relation to restrictive measures in view of Russia's actions destabilising the situation in Ukraine shall be added to the resources referred to in Article 6. ***In accordance with the applicable rules of customary international law, any assets, together with the proceeds thereof, confiscated from the Russian Federation and the Republic of Belarus or any proceeds and accrued interest obtained from managing the assets of the Russian Federation and the Republic of Belarus frozen pursuant to EU restrictive measures, may also be received as additional amounts as external assigned revenue within the meaning of Regulation (EU, Euratom) 2018/1046, under any relevant Union legal act to be adopted in future.***

Or. it

Amendment 342

Vlad Gheorghe, Moritz Körner

Proposal for a regulation

Article 7 – paragraph 1 – subparagraph 2 a (new)

Text proposed by the Commission

Amendment

Additional amounts received as a result of asset confiscation in the context of Russian aggression against Ukraine and relevant sanction violation shall be added to the resources referred to in Article 6. These additional amounts should contribute to the Facility and be used in the form of grants, coming on top and in addition to the resources available under this Facility.

Amendment 343

Vlad Gheorghe, Moritz Körner

Proposal for a regulation

Article 7 – paragraph 1 – subparagraph 2 b (new)

Text proposed by the Commission

Amendment

In principle, and subject to respect for applicable rules of customary international law, the proceeds obtained from managing of assets confiscated from the Russian Federation and the Republic of Belarus, may also be received as additional amounts as external assigned revenue within the meaning of Regulation (EU, Euratom) 2018/1046, under any relevant Union legal act to be adopted in future. The use of proceeds shall be envisaged under this Facility under the condition that it does not slow down or impede the use of confiscated assets for this Facility.

Or. en

Amendment 344

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 8 – paragraph 3

Text proposed by the Commission

Amendment

3. Financial instruments, budgetary guarantees and blending operations combining support from financial instruments or budgetary guarantees under the Facility shall be implemented in accordance with the principles laid down in Title X, and in particular Articles 208 and 209(1), (2) and (4), of Regulation (EU, Euratom) 2018/1046. Depending on the

3. Financial instruments, budgetary guarantees and blending operations combining support from financial instruments or budgetary guarantees under the Facility shall be implemented in accordance with the principles laid down in Title X, and in particular Articles 208 and 209(1), (2) and (4), of Regulation (EU, Euratom) 2018/1046. Depending on the

required operational and financial capacity, the counterpart of the budgetary guarantee, or the entrusted entity implementing financial instruments, may be the European Investment Bank or the European Investment Fund, a multilateral European finance institution, such as the European Bank for Reconstruction and Development, or a bilateral **European** finance institution, such as development banks. Whenever possible, the implementation of financial instruments, budgetary guarantees and blending operations under the Facility shall be complemented by additional forms of financial support, from either Member States or third parties.

required operational and financial capacity, the counterpart of the budgetary guarantee, or the entrusted entity implementing financial instruments, may be the European Investment Bank or the European Investment Fund, a multilateral European finance institution, such as the European Bank for Reconstruction and Development, or a bilateral finance institution, such as development banks, ***which may involve national and local private and state-controlled financial institutions in Ukraine in the implementation of the instruments***. Whenever possible, the implementation of financial instruments, budgetary guarantees and blending operations under the Facility shall be complemented by additional forms of financial support, from either Member States or third parties.

Or. en

Amendment 345

Vlad Gheorghe

Proposal for a regulation

Article 8 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. notes that the EU budget is the sole guarantor for the European Investment Bank's (EIB) activity outside the EU; calls, therefore, for additional guarantees for the EIB, including for blending instruments, to allow for further EIB engagement in Ukraine, involving local and EU stakeholders.

Or. en

Amendment 346

Andrius Kubilius, Miriam Lexmann, Sandra Kalniete, Rasa Juknevičienė

Proposal for a regulation

Article 9 – title

Text proposed by the Commission

Framework agreement

Amendment

Ukraine Facility programming framework and Framework agreement

Or. en

Amendment 347

Andrius Kubilius, Miriam Lexmann, Sandra Kalniete, Rasa Juknevičienė

Proposal for a regulation

Article 9 – paragraph 1

Text proposed by the Commission

1. The Commission shall conclude a framework agreement with Ukraine for the implementation of the Facility setting out specific arrangements for the management, control, supervision, monitoring, evaluation, reporting and audit of funds under the Facility, as well as to prevent, investigate and correct irregularities, fraud, corruption and conflicts of interest. The framework agreement shall be complemented by financing agreements in accordance with Article 10 and loan agreements in accordance with Article 21, setting out specific provisions for the management and implementation of funding under the Facility.

Amendment

1. ***Assistance under this Regulation shall be based on a Ukraine Facility programming framework for the delivery of the specific objectives referred to in Article 3. The Commission shall establish the Ukraine Facility programming framework for the duration of the current multiannual financial framework 2021-2027. The Ukraine Facility programming framework shall be developed in accordance with the policy framework and general principles set out in Article 4. The Ukraine Facility programming framework shall include indicators for assessing progress towards the achievement of the specific objectives referred to in Article 3. The Ukraine Facility will have a shared ownership between the Union and Ukraine and will establish an institutional public and private finance management and reform capacity under a joint programming and implementation mechanism for rebuilding of Ukraine, which is adequate to the needs of its recovery, reconstruction and modernisation.*** The Commission shall conclude a framework agreement with Ukraine for the implementation of the Facility setting out specific arrangements for the management, control, supervision, monitoring, evaluation, reporting and audit

of funds under the Facility, as well as to prevent, investigate and correct irregularities, fraud, corruption and conflicts of interest. The framework agreement shall be complemented by financing agreements in accordance with Article 10 and loan agreements in accordance with Article 21, setting out specific provisions for the management and implementation of funding under the Facility.

Or. en

Justification

In accordance with the objectives and general principles of the EU's pre-accession support instrument (IPA III)

Amendment 348

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

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

Text proposed by the Commission

1. The Commission shall conclude a framework agreement with Ukraine for the implementation of the Facility setting out specific arrangements for the management, control, supervision, monitoring, evaluation, reporting and audit of funds under the Facility, as well as to prevent, investigate and correct irregularities, fraud, corruption and conflicts of interest. The framework agreement shall be complemented by financing agreements in accordance with Article 10 and loan agreements in accordance with Article 21, setting out specific provisions for the management and implementation of funding under the Facility.

Amendment

1. The Commission shall conclude a framework agreement with Ukraine for the implementation of the Facility setting out specific arrangements for the management, control, supervision, monitoring, evaluation, reporting and audit of funds under the Facility, as well as to prevent, ***detect***, investigate and correct irregularities, fraud, corruption and conflicts of interest. The framework agreement shall be complemented by financing agreements in accordance with Article 10 and loan agreements in accordance with Article 21, setting out specific provisions for the management and implementation of funding under the Facility. ***That framework agreement, including any related documentation, shall be transmitted to the European Parliament and the Council***

simultaneously and without delay and shall be made public.

Or. en

Amendment 349

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation

Article 9 – paragraph 1

Text proposed by the Commission

1. The Commission shall conclude a framework agreement with Ukraine for the implementation of the Facility setting out specific arrangements for the management, control, supervision, monitoring, evaluation, reporting and audit of funds under the Facility, as well as to prevent, investigate and correct irregularities, fraud, corruption and conflicts of interest. The framework agreement shall be complemented by financing agreements in accordance with Article 10 and loan agreements in accordance with Article 21, setting out specific provisions for the management and implementation of funding under the Facility.

Amendment

1. The Commission shall conclude a framework agreement with Ukraine for the implementation of the Facility setting out specific arrangements for the management, control, supervision, monitoring, evaluation, reporting and audit of funds under the Facility, as well as to prevent, investigate and correct irregularities, fraud, corruption and conflicts of interest ***and to effectively investigate and prosecute criminal offences affecting the funds provided under the Facility.*** The framework agreement shall be complemented by financing agreements in accordance with Article 10 and loan agreements in accordance with Article 21, setting out specific provisions for the management and implementation of funding under the Facility.

Or. en

Amendment 350

Petri Sarvamaa

Proposal for a regulation

Article 9 – paragraph 1

Text proposed by the Commission

1. The Commission shall conclude a framework agreement with Ukraine for the implementation of the Facility setting out

Amendment

1. The Commission shall conclude a framework agreement with Ukraine for the implementation of the Facility setting out

specific arrangements for the management, control, supervision, monitoring, evaluation, reporting and audit of funds under the Facility, as well as to prevent, investigate and correct irregularities, fraud, corruption and conflicts of interest. The framework agreement shall be complemented by financing agreements in accordance with Article 10 and loan agreements in accordance with Article 21, setting out specific provisions for the management and implementation of funding under the Facility.

specific arrangements for the management, control, supervision, monitoring, evaluation, reporting and audit of funds under the Facility, as well as to prevent, ***detect***, investigate and correct irregularities, fraud, corruption and conflicts of interest. The framework agreement shall be complemented by financing agreements in accordance with Article 10 and loan agreements in accordance with Article 21, setting out specific provisions for the management and implementation of funding under the Facility.

Or. en

Amendment 351

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 9 – paragraph 4 – point a

Text proposed by the Commission

(a) the commitment of Ukraine to ***progress towards more*** efficient and effective control systems, and to strengthen the fight against money laundering, terrorism financing, tax avoidance, tax fraud or tax evasion;

Amendment

(a) the commitment of Ukraine to ***strictly prioritise the establishment of*** efficient and effective control systems ***which are able to effectively prevent, detect, investigate and correct irregularities, fraud, corruption and conflict of interests as well as to avoid, report and counter any corrupt practices, nepotism, favouritism or undue regional or sectoral concentration of resource allocation or use*** and to strengthen the fight against money laundering, terrorism financing, tax avoidance, tax fraud or tax evasion;

Or. en

Amendment 352

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation
Article 9 – paragraph 4 – point a

Text proposed by the Commission

(a) the commitment of Ukraine to progress towards more efficient and effective control systems, **and** to strengthen the fight against money laundering, terrorism financing, tax avoidance, tax fraud or tax evasion;

Amendment

(a) the commitment of Ukraine to progress towards ***a robust legal framework to fight fraud by means of criminal law,*** more efficient and effective control systems, ***including appropriate mechanisms and measures to effectively prevent, detect and correct irregularities, fraud, corruption and conflict of interests as well as*** to strengthen the fight against money laundering, ***organised crime,*** terrorism financing, tax avoidance, tax fraud or tax evasion, ***and other illegal activities affecting the funds provided under the Facility.***

Or. en

Amendment 353
Petri Sarvamaa

Proposal for a regulation
Article 9 – paragraph 4 – point a

Text proposed by the Commission

(a) the commitment of Ukraine to progress towards more efficient and effective control systems, and to strengthen the fight against money laundering, terrorism financing, tax avoidance, tax fraud or tax evasion;

Amendment

(a) the commitment of Ukraine to progress towards more efficient and effective control systems, and to strengthen ***rule of law and*** the fight against money laundering, ***corruption, oligarch structures, misuse of public funds,*** terrorism financing, tax avoidance, tax fraud or tax evasion;

Or. en

Amendment 354
Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation
Article 9 – paragraph 4 – point b

Text proposed by the Commission

(b) the activities related to control, supervision, monitoring, evaluation, reporting and audit of Union funding under the Facility, as well as investigations, anti-fraud measures and cooperation;

Amendment

(b) the activities related to control, supervision, monitoring, evaluation, reporting and audit of Union funding under the Facility, as well as ***detections, investigations, prosecutions, anti-fraud measures and cooperation, including mutual legal assistance in criminal matters and extradition;***

Or. en

Amendment 355

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 9 – paragraph 4 – point b a (new)

Text proposed by the Commission

Amendment

(ba) the establishment of a monitoring committee, as referred to in Article 18a, to coordinate the involvement of civil society and experts in the evaluation and monitoring of the allocation and use of resources, in line with the European Code of Conduct on Partnerships;

Or. en

Amendment 356

Michael Gahler

Proposal for a regulation

Article 9 – paragraph 4 – point b a (new)

Text proposed by the Commission

Amendment

(ba) establishing monitoring committees according to the European Code of Conduct on Partnership following the best practices for the preparation of calls for proposals,

progress reports, monitoring and evaluation.

Or. en

Amendment 357

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation

Article 9 – paragraph 4 – point f

Text proposed by the Commission

(f) the obligation for persons or entities implementing Union funds under the Facility to notify the Audit Board, the Commission **and OLAF without delay** of suspected or actual cases of irregularities, fraud, corruption and conflict of interests and their follow-up;

Amendment

(f) the obligation for persons or entities implementing Union funds under the Facility to notify ***without delay*** the Audit Board, the Commission, ***OLAF and, where applicable, the EPPO***, of suspected or actual cases of irregularities, fraud, corruption, and conflict of interests, ***and other illegal activities affecting the funds provided under the Facility*** and their follow-up.

Or. en

Amendment 358

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 9 – paragraph 4 – point f a (new)

Text proposed by the Commission

Amendment

(fa) the commitment of Ukraine to respecting the ‘do no significant harm’ principle, in line with Regulation 2020/852, for all expenditure under this Regulation;

Or. en

Amendment 359

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 9 – paragraph 4 – point g

Text proposed by the Commission

(g) the right of the Commission to monitor activities under the Facility carried out by the Ukrainian authorities, along the whole project cycle, including inter alia projects selection and award procedures including for public procurement, to take part in these as observer, as appropriate, and to make recommendations for the improvement of such activities and commitment from the Ukrainian authorities to ***do their best efforts to*** implement such recommendations of the Commission and to report on this implementation;

Amendment

(g) the right of the Commission to monitor activities under the Facility carried out by the Ukrainian authorities, along the whole project cycle, including inter alia projects selection and award procedures including for public procurement, to take part in these as observer, as appropriate, and to make recommendations for the improvement of such activities and commitment from the Ukrainian authorities to implement such recommendations of the Commission and to report on this implementation;

Or. en

Amendment 360
Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation
Article 9 – paragraph 4 – point h

Text proposed by the Commission

(h) the obligations referred to in Article 33(2), including precise rules and timeframe on collection of data by Ukraine and access for the Commission ***and OLAF;***

Amendment

(h) the obligations referred to in Article 33(2), including precise rules and timeframe on collection of data by Ukraine and access for the Commission, ***OLAF and, where applicable, direct reporting to the EPPO.***

Or. en

Amendment 361
Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 9 – paragraph 4 – point i

Text proposed by the Commission

(i) the obligation for Ukraine to transmit electronically to the Commission the data referred to in Article 26;

Amendment

(i) the obligation for Ukraine to transmit electronically, ***in a machine readable form and on a single web portal,*** to the Commission the data referred to in Article 26;

Or. en

Amendment 362

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation **Article 10 – paragraph 1**

Text proposed by the Commission

1. Financing agreements shall be concluded for Chapters III and V. They shall set out the responsibilities and obligations of Ukraine in the implementation of Union funds, including the obligations set out in Article 129 of Regulation (EU, Euratom) 2018/1046. They shall also set out the conditions for payment of the non-repayable financial support, including in relation to the internal control systems as referred to in Article 9(4), points (a) and (c). The financing agreements shall also set out the Union's rights and obligations.

Amendment

1. Financing agreements shall be concluded for Chapters III and V ***and set out measureable qualitative and quantitative steps linked to the disbursement of funds under this Regulation.*** They shall set out the responsibilities and obligations of Ukraine in the implementation of Union funds, including the obligations set out in Article 129 of Regulation (EU, Euratom) 2018/1046. They shall also set out the conditions for payment of the non-repayable financial support, including in relation to ***Article 5(1), the implementation of the Framework agreement mentioned in Article 9, including*** the internal control systems as referred to in Article 9(4), points (a) and (c). The financing agreements shall also set out the Union's rights and obligations. ***They shall be transmitted to the European Parliament and the Council simultaneously.***

Or. en

Amendment 363

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation Article 10 – paragraph 2

Text proposed by the Commission

2. The financing agreements shall include rules on reporting to the Commission on how activities are carried out, and on whether the conditions mentioned in Article 15(2) are fulfilled.

Amendment

2. The financing agreements shall include rules on reporting to the Commission on how activities are carried out, and on whether the conditions mentioned in Article 15(2) are fulfilled, ***including by allowing the examination of the fulfilment of milestones and targets connected to reforms and investments.***

Or. en

Amendment 364

Witold Jan Waszczykowski, Bogdan Rzońca
on behalf of the ECR Group

Proposal for a regulation Article 11 – paragraph 1 – point a

Text proposed by the Commission

(a) Member States, Ukraine, contracting parties to the Agreement on the European Economic Area and countries covered by Annex I to Regulation (EU) 2021/947 and Annex I to Regulation (EU) 2021/1529 of the European Parliament and of the Council²² ;

²² Regulation (EU) 2021/1529 of the European Parliament and of the Council of 15 September 2021 establishing the Instrument for Pre-Accession assistance (IPA III) (OJ L 330, 20.9.2021, p. 1).

Amendment

(a) Member States, Ukraine, contracting parties to the Agreement on the European Economic Area and countries covered by Annex I to Regulation (EU) 2021/947 and Annex I to Regulation (EU) 2021/1529 of the European Parliament and of the Council²² , ***as well as United Kingdom;***

²² Regulation (EU) 2021/1529 of the European Parliament and of the Council of 15 September 2021 establishing the Instrument for Pre-Accession assistance (IPA III) (OJ L 330, 20.9.2021, p. 1).

Or. en

Amendment 365

Nathalie Loiseau, Sven Mikser, Markéta Gregorová, Petras Auštrevičius

Proposal for a regulation

Article 11 – paragraph 7 – point b

Text proposed by the Commission

(b) where the action or specific award procedures affect security or public order, in particular concerning strategic assets and interests of the Union, its Member States, or Ukraine, including the protection of the integrity of digital infrastructure, communication and information systems, and related supply chains.

Amendment

(b) where the action or specific award procedures affect security or public order, in particular concerning strategic assets and interests of the Union, its Member States, or Ukraine, including the protection of the integrity of digital infrastructure, communication and information systems, and related supply chains, ***especially where there is a risk of influence by governments of states classified as systemic rivals of the Union.***

Or. en

Amendment 366

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 12 – paragraph 2

Text proposed by the Commission

2. The Commission shall ***inform*** the European Parliament and the Council ***of*** commitment appropriations carried over in accordance with Article 12(6) of Regulation (EU, Euratom) 2018/1046.

Amendment

2. The Commission shall ***submit to*** the European Parliament and the Council ***information on*** commitment appropriations carried over, ***including the amounts involved***, in accordance with Article 12(6) of Regulation (EU, Euratom) 2018/1046.

Or. en

Amendment 367

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 13 – paragraph 2

Text proposed by the Commission

2. For the purpose of paragraph 1, where the Commission finds that it is impossible for Ukraine to fulfil the conditions attached to the forms of support under this Regulation due to such duly justified exceptional circumstances, ***it may submit to the Council a proposal for an implementing decision providing*** exceptional financing to Ukraine under the Facility.

Amendment

2. For the purpose of paragraph 1, where the Commission finds that it is impossible for Ukraine to fulfil the conditions attached to the forms of support under this Regulation due to such duly justified exceptional circumstances, ***the Commission is empowered to adapt a delegated Act in accordance with Article 38 to supplement this Regulation with provisions setting out*** exceptional financing to Ukraine under the Facility. ***The Commission's assessment shall be transmitted to the European Parliament and Council, simultaneously.***

Or. en

Amendment 368

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation **Article 15 – paragraph 1**

Text proposed by the Commission

1. The Ukraine Plan shall set out the reform and investment agenda of Ukraine, integrated in an economic and fiscal policy framework, towards the achievement of the general and specific objectives mentioned in Article 3. The Plan shall comprise measures for the implementation of reforms ***and*** public investment ***through a comprehensive and coherent package, which may also include*** public schemes that aim to incentivise private investments.

Amendment

1. The Ukraine Plan shall set out the reform and investment agenda of Ukraine, integrated in an economic and fiscal policy framework, towards the achievement of the general and specific objectives mentioned in Article 3. The Plan shall comprise ***a comprehensive and coherent package, comprised of three components:***

- a) measures for the implementation of reforms (the “Reform Component”);***
- b) budget support for macro-financial stability (the “Stability Component”), and;***
- c) measures for public investment, including*** public schemes that aim to

incentivise private investments (*the “Reconstruction Component”*).

The Plan shall address each of those components and the related measures separately and, where possible, provide indicative budgeted costs over the course of the Facility for each category. For investments under the Reconstruction Component, measurable and achievable milestones and targets shall be defined and reviewed by the Commission.

Or. en

Amendment 369

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation Article 15 – paragraph 2

Text proposed by the Commission

2. The Facility shall provide financing under this Chapter upon satisfactory fulfilment of conditions stemming from the Plan, taking the form of qualitative or quantitative steps. Such conditions shall reflect the different objectives of the Facility, as defined in Article 3, and shall include conditions related to essential requirements, such as the maintenance of economic and financial stability, budget oversight and public financial management, and conditions related to the implementation of the reforms and investments set out in the Plan.

Amendment

2. The Facility shall provide financing under this Chapter upon satisfactory fulfilment of conditions stemming from the Plan, taking the form of ***measurable*** qualitative or quantitative steps, ***agreed in the Financing agreement***. Such conditions shall reflect the different objectives of the Facility, as defined in Article 3, ***and general principles, reflected in Article 4*** and shall include conditions related to essential requirements, such as the maintenance of economic and financial stability, budget oversight and public financial management, and conditions related to the implementation of the reforms and investments set out in the Plan, ***including the adherence to the ‘do no significant harm’ principle and a commitment by Ukraine to take utmost care to avoid, report and counter any corrupt practices, favouritism or undue regional or sectoral concentration of resource allocation or use***

Amendment 370

Petri Sarvamaa

Proposal for a regulation

Article 15 – paragraph 2

Text proposed by the Commission

2. The Facility shall provide financing under this Chapter upon satisfactory fulfilment of conditions stemming from the Plan, taking the form of qualitative or quantitative steps. Such conditions shall reflect the different objectives of the Facility, as defined in Article 3, and shall include conditions related to essential requirements, such as the maintenance of economic and financial stability, budget oversight and public financial management, and conditions related to the implementation of the reforms and investments set out in the Plan.

Amendment

2. The Facility shall provide financing under this Chapter upon satisfactory fulfilment of conditions stemming from the Plan, taking the form of **measurable** qualitative or quantitative steps. Such conditions shall reflect the different objectives of the Facility, as defined in Article 3, and shall include conditions related to essential requirements, such as the maintenance of economic and financial stability, budget oversight and public financial management, and conditions related to the implementation of the reforms and investments set out in the Plan.

Amendment 371

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 15 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. At least 50% of any planned investments falling under the Reconstruction Component in Pillar I, referred to in Article 15(1), shall contribute to the green transition or to addressing the challenges resulting therefrom, based on the methodology for climate and environmental tracking set out in an annex VI of [Regulation

2021/241 Establishing the Recovery and Resilience Facility]. That methodology shall be used accordingly for measures that cannot be directly assigned to an intervention field listed in Annex VI 2021/2041.

Or. en

Amendment 372

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation **Article 15 – paragraph 3**

Text proposed by the Commission

3. The conditions mentioned in **paragraph 2** shall **reflect** the amounts referred to in Article 6(1)(a) and (2) and relevant contributions under paragraph 4 of that Article.

Amendment

3. The conditions mentioned in **this Article** shall **apply to** the amounts referred to in Article 6(1)(a) and (2) and relevant contributions under paragraph 4 of that Article.

Or. en

Amendment 373

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation **Article 15 – paragraph 5**

Text proposed by the Commission

5. The Ukraine Plan shall **be consistent with** reform priorities identified in the context of Ukraine's accession path, as outlined in the Commission Opinion and the Analytical Report, and the Association Agreement including a Deep and Comprehensive Free Trade Agreement. It shall also be consistent with Ukraine's Nationally Determined Contribution under the Paris Agreement and, **if available**, the National Energy and Climate Plan.

Amendment

5. The Ukraine Plan shall **contribute to a significant subset of the** reform priorities identified in the context of Ukraine's accession path, as outlined in the Commission Opinion and the Analytical Report, and the Association Agreement including a Deep and Comprehensive Free Trade Agreement **and shall in all parts be consistent with these priorities**. It shall also **contribute to and** be consistent with Ukraine's Nationally Determined

Contribution under the Paris Agreement and the National Energy and Climate Plan, ***while ensuring it does not do significant harm to environmental objectives within the meaning of Article 17 of Regulation (EU) 2020/852 (the principle of ‘do no significant harm’).***

Or. en

Amendment 374

Włodzimierz Cimoszewicz

Proposal for a regulation

Article 16 – paragraph 2 – point a

Text proposed by the Commission

(a) measures constituting a coherent, comprehensive and adequately balanced response to the objectives set out in Article 3, including ***structural*** reforms and measures to promote the convergence with the Union as well as measures referred to in article 15(2), so that the Plan as a whole raises the growth rate of the Ukrainian economy;

Amendment

(a) measures constituting a coherent, comprehensive and adequately balanced response to the objectives set out in Article 3, including reforms and measures to promote the convergence with the Union as well as measures referred to in article 15(2), so that the Plan as a whole raises the growth rate of the Ukrainian economy, ***reduces economic and social inequalities and ensures tangible progress of Ukraine towards EU social, economic, and environmental standards;***

Or. en

Amendment 375

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 16 – paragraph 2 – point a

Text proposed by the Commission

(a) measures constituting a coherent, comprehensive and adequately balanced response to the objectives set out in Article 3, including structural reforms and

Amendment

(a) measures ***under the components established under Article 15(1),*** constituting a ***needs-based,*** coherent, comprehensive and adequately balanced

measures to promote the convergence with the Union as well as *measures* referred to in article 15(2), *so that the Plan as a whole raises the growth rate of the Ukrainian economy*;

response to the objectives set out in Article 3, including structural reforms and measures to promote the convergence with the Union as well as *the application of the conditions* referred to in Article 15(2);

Or. en

Amendment 376

Włodzimierz Cimoszewicz

Proposal for a regulation

Article 16 – paragraph 2 – point a a (new)

Text proposed by the Commission

Amendment

(aa) an explanation of how the Plan contributes to effectively addressing all or a significant subset of challenges identified in the Commission Opinion on Ukraine's application for membership of the European Union, or challenges identified in other relevant documents officially adopted by the Commission in the context of the Ukraine's application for membership of the European Union;

Or. en

Amendment 377

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 16 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(b) an explanation of how the Plan *is* consistent with the principles, plans and programmes referred to in Article *15(5)*;

(b) an explanation of how the Plan *and its measures are* consistent with the *general* principles, *referred to in Article 4, as well as requirements*, plans and programmes referred to in Article *15*;

Or. en

Amendment 378

Włodzimierz Cimoszewicz

Proposal for a regulation

Article 16 – paragraph 2 – point b a (new)

Text proposed by the Commission

Amendment

(ba) a qualitative explanation of how the measures in the Plan are expected to contribute to climate change mitigation and adaptation, environmental protection, to the green transition, including biodiversity, or to addressing the challenges resulting therefrom, and whether they account for an amount that represents at least 20% of the Plan's total allocation, based on the methodology for climate tracking set out in an annex to this Regulation;

Or. en

Amendment 379

Viola von Cramon-Taubadel, Damian Boeselager

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 16 – paragraph 2 – point b a (new)

Text proposed by the Commission

Amendment

(ba) an explanation of how Ukraine has taken utmost care to avoid, report and counter any corrupt practices, favouritism or undue regional or sectoral concentration of resource allocation or use;

Or. en

Amendment 380

Włodzimierz Cimoszewicz

Proposal for a regulation
Article 16 – paragraph 2 – point b b (new)

Text proposed by the Commission

Amendment

(bb) an explanation of how the Plan ensures that the measures included in the Plan are compatible with the principles of ‘do no harm’ and of ‘leaving no one behind’ and, that no measure included in the Plan is incompatible with Ukraine’s National Energy and Climate Plan, if available, with Ukraine’s Nationally Determined Contribution under the Paris Agreement, or that promote investments in fossil fuels;

Or. en

Amendment 381
Petri Sarvamaa

Proposal for a regulation
Article 16 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) for the reforms and investments, an indicative timetable, and the envisaged qualitative and quantitative steps to be implemented by 31 December 2027;

(c) for the reforms and investments, an indicative timetable, and the envisaged **measurable** qualitative and quantitative steps to be implemented by 31 December 2027;

Or. en

Amendment 382
Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 16 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) for **the reforms and investments**, an indicative timetable, and the envisaged

(c) for **measures under the Reform Component**, an indicative timetable, and

qualitative and quantitative steps to be implemented by 31 December 2027;

the envisaged qualitative and quantitative steps to be implemented by 31 December 2027

Or. en

Amendment 383

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 16 – paragraph 2 – point c a (new)

Text proposed by the Commission

Amendment

(ca) for measures under the Reconstruction Component, measurable and achievable milestones and targets, an indicative ex-ante costing, as well as an explanation on how these measures are consistent with the requirements of Article 15, in particular paragraphs (3) and (6) thereof;

Or. en

Amendment 384

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 16 – paragraph 2 – point d

Text proposed by the Commission

Amendment

(d) the arrangements for the effective monitoring, reporting and evaluation of the Ukraine Plan by Ukraine, including the proposed qualitative and quantitative steps, and the related indicators;

(d) the arrangements for the effective monitoring, reporting and evaluation of the Ukraine Plan by Ukraine, including the proposed qualitative and quantitative steps, and the related indicators, ***as well as the proposed comprehensive and timely involvement of the Verkhovna Rada and the Monitoring Committee, referred to in Article [18a] ;***

Or. en

Amendment 385

Petri Sarvamaa

Proposal for a regulation

Article 16 – paragraph 2 – point d

Text proposed by the Commission

(d) the arrangements for the effective monitoring, reporting and evaluation of the Ukraine Plan by Ukraine, including the proposed qualitative and quantitative steps, and the related indicators;

Amendment

(d) the arrangements for the effective monitoring, reporting and evaluation of the Ukraine Plan by Ukraine, including the proposed **measurable** qualitative and quantitative steps, and the related indicators;

Or. en

Amendment 386

Viola von Cramon-Taubadel, Damian Boeselager

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 16 – paragraph 2 – point e

Text proposed by the Commission

(e) an explanation of how the Plan corresponds to the recovery, reconstruction and modernisation needs stemming from **the war** in Ukraine's regions and municipalities, and thereby enhances their economic, social, environmental and territorial development, supports the decentralisation reform across Ukraine and convergence towards the Union's standards; an explanation of the methodology and processes used for the selection and implementation of projects, and the mechanisms to involve sub-national authorities, in particular municipalities, in decision-making on the use of support in the reconstruction process at local level; the methodology used to track related expenditure; and an explanation of how the Plan ensures that the reconstruction projects selected and

Amendment

(e) an explanation of how the Plan corresponds to the recovery, **restoration**, reconstruction and modernisation needs stemming from **Russia's war of aggression** in Ukraine's regions and municipalities, and thereby enhances their **inclusive** economic, social, environmental and territorial development, supports the decentralisation reform across Ukraine and convergence towards the Union's standards; **this explanation shall take into account the powers, tasks and responsibilities assigned to different levels of government**; an explanation of the methodology and processes used for the selection and implementation of projects, and the mechanisms to involve sub-national authorities, in particular municipalities, **as well as civil society organisations**, in decision-making on the

implemented by such sub-national authorities constitute an adequately substantial share of the support;

use of support in the reconstruction process at local level ***and in the democratic scrutiny process, in particular timely and equal access to information and funds for the relevant sub-national authorities***; the methodology used to track related expenditure; and an explanation of how the Plan ensures that the reconstruction projects selected and implemented by such sub-national authorities constitute an adequately substantial share of the support;

Or. en

Amendment 387
Michael Gahler

Proposal for a regulation
Article 16 – paragraph 2 – point e

Text proposed by the Commission

(e) an explanation of how the Plan corresponds to the recovery, reconstruction and modernisation needs stemming from the war in Ukraine's regions and municipalities, and thereby enhances their economic, social, environmental and territorial development, supports the decentralisation reform across Ukraine and convergence towards the Union's standards; an explanation of the methodology and processes used for the selection and implementation of projects, and the mechanisms to involve sub-national authorities, in particular municipalities, in decision-making on the use of support in the reconstruction process at local level; the methodology used to track related expenditure; and an explanation of how the Plan ensures that the reconstruction projects selected and implemented by such sub-national authorities constitute an adequately substantial share of the support;

Amendment

(e) an explanation of how the Plan corresponds to the recovery, reconstruction and modernisation needs stemming from the war in Ukraine's regions and municipalities, and thereby enhances their economic, social, environmental and territorial development, supports the decentralisation reform across Ukraine and convergence towards the Union's standards; an explanation of the methodology and processes used for the selection and implementation of projects, and the mechanisms to involve sub-national authorities, in particular municipalities, in decision-making on the use of support in the reconstruction process at local level; the methodology used to track related expenditure; and an explanation of how the Plan ensures that the reconstruction projects selected and implemented by such sub-national authorities constitute an adequately substantial share of the support; ***this explanation is intended to cover twinning and partnerships between cities, as well as peer-to-peer cooperation and programmes***

embedded in partnerships between cities and regions in the Union and Ukraine.

Or. de

Justification

European cities are already involved in Ukraine's reconstruction and should therefore be taken into account in the plan for Ukraine. There has been long-standing and consistent cooperation between European and Ukrainian local and regional authorities. These partnerships thus form a good basis for the necessary exchange of expertise and experience for the rebuilding and recovery of Ukraine's regions in the wake of the war. These close partnerships shall ensure that aid, the necessary products and support reach the right place to address the true needs on the ground.

Amendment 388
Petras Auštrevičius

Proposal for a regulation
Article 16 – paragraph 2 – point e

Text proposed by the Commission

(e) an explanation of how the Plan corresponds to the recovery, reconstruction and modernisation needs stemming from the war in Ukraine's regions and municipalities, and thereby enhances their economic, social, environmental and territorial development, supports the decentralisation reform across Ukraine and convergence towards the Union's standards; an explanation of the methodology and processes used for the selection and implementation of projects, and the mechanisms to involve sub-national authorities, in particular municipalities, in decision-making on the use of support in the reconstruction process at local level; the methodology used to track related expenditure; and an explanation of how the Plan ensures that the reconstruction projects selected and implemented by such sub-national authorities constitute an adequately substantial share of the support;

Amendment

(e) an explanation of how the Plan corresponds to the recovery, reconstruction and modernisation needs stemming from the war in Ukraine's regions and municipalities, and thereby enhances their economic, social, environmental and territorial development, supports the decentralisation reform across Ukraine and convergence towards the Union's standards; an explanation of the methodology and processes used for the selection and implementation of projects, and the mechanisms to involve sub-national authorities, in particular municipalities, **as well as civil society organisations**, in decision-making on the use of support in the reconstruction process at local level; the methodology used to track related expenditure; and an explanation of how the Plan ensures that the reconstruction projects selected and implemented by such sub-national authorities constitute an adequately substantial share of the support;

Amendment 389

Włodzimierz Cimoszewicz, Carina Ohlsson

Proposal for a regulation

Article 16 – paragraph 2 – point e a (new)

Text proposed by the Commission

Amendment

(ea) an explanation of how the Plan is expected to promote gender equality and the empowerment of women and girls, and seek to protect and promote women's and girls' rights in line with the EU Gender Action Plans and relevant Council conclusions and international conventions;

Or. en

Amendment 390

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 16 – paragraph 2 – point f

Text proposed by the Commission

Amendment

(f) for the preparation and, where available, for the implementation of the Ukraine Plan, a summary of the consultation process, conducted in accordance with the national legal framework, of relevant stakeholders, including local and regional authorities, social partners and civil society organisations, and how the input of ***the*** stakeholders is reflected in the Ukraine Plan;

(f) for the preparation and, where available, for the implementation of the Ukraine Plan, a summary of the consultation process, conducted in accordance with the national legal framework, of relevant stakeholders, including ***the Verkhovna Rada***, local and regional ***representative bodies and*** authorities, social partners and civil society organisations, and how the input of ***these*** stakeholders is reflected in the Ukraine Plan;

Or. en

Amendment 391

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 16 – paragraph 2 – point g

Text proposed by the Commission

(g) an explanation of the extent to which the measures under the Plan are expected to contribute to climate and environmental objectives;

Amendment

(g) an explanation of the extent to which the measures under the Plan are expected to contribute to climate, ***biodiversity***, and environmental objectives ***of Ukraine and the EU acquis; an explanation on how the plan ensures that no measure for the implementation of reforms and investments included in that plan does significant harm to environmental objectives within the meaning of Article 17 of Regulation (EU) 2020/852 (the principle of ‘do no significant harm’)***;

Or. en

Amendment 392

Michael Gahler

Proposal for a regulation

Article 16 – paragraph 2 – point g

Text proposed by the Commission

(g) an explanation of the extent to which the measures under the Plan are expected to contribute to climate and environmental objectives;

Amendment

(g) an explanation of the extent to which the measures under the Plan are expected to contribute to climate and environmental objectives ***of Ukraine and the acquis communautaire***;

Or. en

Amendment 393

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 16 – paragraph 2 – point g a (new)

Text proposed by the Commission

Amendment

(ga) *an explanation of the extent to which the measures under the Plan are expected to contribute to social objectives, equality and inclusion of at-risk groups, such as persons with disabilities and older people and ensure the best interest of children;*

Or. en

Amendment 394
Michael Gahler

Proposal for a regulation
Article 16 – paragraph 2 – point g a (new)

Text proposed by the Commission

Amendment

(ga) *The plan should ensure contribution to environmental and climate objectives, through establishment of the climate and environmental standards as well as relevant legislative initiatives and reforms.*

Or. en

Amendment 395
Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 16 – paragraph 2 – point g b (new)

Text proposed by the Commission

Amendment

(gb) *an explanation of the extent to which the measures under the Plan are expected to contribute to gender mainstreaming objectives and mitigate the gendered effects of the war;*

Amendment 396

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation**Article 16 – paragraph 2 – point h***Text proposed by the Commission*

(h) an explanation of Ukraine's system to effectively prevent, detect and correct irregularities, fraud, corruption and conflicts of interests, when using the funds provided under the Facility, and of the arrangements ***that aim*** to avoid double funding from the Facility and other Union programmes or donors;

Amendment

(h) an explanation of Ukraine's system ***and commitments*** to effectively prevent, detect and correct irregularities, fraud, corruption and conflicts of interests, when using the funds provided under the Facility, and of the arrangements to avoid double funding from the Facility and other Union programmes or donors ***and how Ukraine shall ensure an adequate level of protection of the EU financial interests by applying at least the same standards as provided for in the Financial Regulation and other related EU legislation;***

Or. en

Amendment 397

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation**Article 16 – paragraph 2 – point h***Text proposed by the Commission*

(h) an explanation of Ukraine's system to effectively prevent, detect and correct irregularities, fraud, corruption and conflicts of interests, ***when using*** the funds provided under the Facility, and of the arrangements that aim to avoid double funding from the Facility and other Union programmes or donors;

Amendment

(h) an explanation of Ukraine's system to effectively prevent, detect and correct irregularities, fraud, corruption and conflicts of interests, ***as well as to effectively investigate and prosecute criminal offences affecting*** the funds provided under the Facility, and of the arrangements that aim to avoid double funding from the Facility and other Union programmes or donors, ***as well as to ensure swift judicial cooperation with***

Or. en

Amendment 398

Valérie Hayer, Vlad Gheorghe, Moritz Körner

Proposal for a regulation

Article 16 – paragraph 2 – point h

Text proposed by the Commission

(h) *an* explanation of Ukraine's system to effectively prevent, detect and correct irregularities, fraud, corruption and conflicts of interests, when using the funds provided under the Facility, and of the arrangements that aim to avoid double funding from the Facility and other Union programmes or donors;

Amendment

(h) *a detailed* explanation of Ukraine's system *along with specific measures* to effectively prevent, detect and correct irregularities, fraud, *corruption and grand* corruption and conflicts of interests, when using the funds provided under the Facility, and of the arrangements that aim to avoid double funding from the Facility and other Union programmes or donors;

Or. en

Amendment 399

Petri Sarvamaa

Proposal for a regulation

Article 16 – paragraph 2 – point h

Text proposed by the Commission

(h) an explanation of Ukraine's system to effectively prevent, detect and correct irregularities, fraud, corruption and conflicts of interests, when using the funds provided under the Facility, and of the arrangements *that aim* to avoid double funding from the Facility and other Union programmes or donors;

Amendment

(h) an explanation of Ukraine's system to effectively prevent, detect and correct irregularities, fraud, corruption and conflicts of interests, when using the funds provided under the Facility, and of the arrangements to avoid double funding from the Facility and other Union programmes or donors;

Or. en

Amendment 400
Petri Sarvamaa

Proposal for a regulation
Article 16 – paragraph 2 – point h a (new)

Text proposed by the Commission

Amendment

(ha) *an explanation of the extent which planned measures are expected to contribute and promote to the rule of law;*

Or. en

Amendment 401
Petri Sarvamaa

Proposal for a regulation
Article 16 – paragraph 2 – point h b (new)

Text proposed by the Commission

Amendment

(hb) *an explanation how Ukraine shall ensure an adequate level of protection of the EU financial interests by applying at least the same standards as provided for in the Financial Regulation and other related EU legislation;*

Or. en

Amendment 402
Petri Sarvamaa

Proposal for a regulation
Article 16 – paragraph 3

Text proposed by the Commission

Amendment

3. The Ukraine Plan shall be results-based and include indicators for assessing progress towards the achievement of the general and specific objectives referred to in Article 3.

3. The Ukraine Plan shall be results-based and include **measurable** indicators **such as key performance indicators where applicable** for assessing progress towards the achievement of the general and specific objectives referred to in Article 3.

Amendment 403

Valérie Hayer, Vlad Gheorghe, Moritz Körner

Proposal for a regulation

Article 17 – paragraph 1

Text proposed by the Commission

1. The Ukraine Plan shall be prepared by Ukraine. Ukraine shall strive to submit the Plan to the Commission by two months after entry into force of this Regulation. Ukraine may submit a draft Plan to the Commission.

Amendment

1. The Ukraine Plan shall be prepared by Ukraine. Ukraine shall strive to submit the Plan to the Commission by two months after entry into force of this Regulation. ***At the request of the government of Ukraine, the Commission shall provide a one-time technical and administrative assistance based on already existing programmes, with the view to accelerating the preparation of the Plan.*** Ukraine may submit a draft Plan to the Commission.

Or. en

Amendment 404

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 17 – paragraph 1

Text proposed by the Commission

1. The Ukraine Plan shall be prepared by ***Ukraine***. Ukraine shall strive to submit the Plan to the Commission by ***two*** months after entry into force of this Regulation. Ukraine may submit a draft Plan to the Commission.

Amendment

1. The Ukraine Plan shall be prepared by ***the Ukrainian government and approved by the Verkhovna Rada, which shall be given due time to assess the draft bill***. Ukraine shall strive to submit the Plan to the Commission by ***three*** months after entry into force of this Regulation. Ukraine may submit a draft Plan to the Commission ***after it has published the draft Plan for public consultation for at least one week.***

Or. en

Amendment 405

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation

Article 17 – paragraph 1

Text proposed by the Commission

1. The Ukraine Plan shall be prepared by Ukraine. Ukraine shall strive to submit the Plan to the Commission by two months after entry into force of this Regulation. Ukraine may submit a draft Plan to the Commission.

Amendment

1. The Ukraine Plan shall be prepared by ***Ukraine, with the consultation of relevant committees of the Verkhovna Rada of*** Ukraine. Ukraine shall strive to submit the Plan to the Commission by two months after entry into force of this Regulation. Ukraine may submit a draft Plan to the Commission.

Or. en

Amendment 406

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 17 – paragraph 2

Text proposed by the Commission

2. When preparing the Plan in accordance with Article 16, Ukraine shall take particular account of the situation in Ukraine's regional, local and urban areas, having regard to their specific needs for recovery and reconstruction, reform, modernisation and decentralisation.

Amendment

2. When preparing the Plan in accordance with Article 16, Ukraine shall take particular account of ***relevant resolutions of the Ukrainian Parliament*** ***and*** the situation in Ukraine's regional, local and urban areas, having regard to their specific needs for recovery and reconstruction, reform, modernisation and decentralisation.

Or. en

Amendment 407

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 17 – paragraph 3

Text proposed by the Commission

3. The preparation and implementation of the Ukraine Plan shall be done in consultation with regional, local, urban and other public authorities, in accordance with the multi-level governance principle and taking into account a bottom-up approach.

Amendment

3. The preparation and implementation of the Ukraine Plan shall be done in **full** consultation with **the Verkhovna Rada**, regional, local, urban and other public authorities, in accordance with the multi-level governance principle and taking into account a bottom-up approach. ***In line with the EU Partnership Principle and the European Code of Conduct, Ukraine and the Commission shall ensure that civil society organisations are duly consulted and involved in the process and have timely access to relevant information to allow them to play a meaningful role in the design of the Ukraine Plan.***

Or. en

Amendment 408
Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation
Article 17 – paragraph 3

Text proposed by the Commission

3. The preparation and implementation of the Ukraine Plan shall be done in consultation with regional, local, urban and other public authorities, in accordance with the multi-level governance principle and taking into account a bottom-up approach.

Amendment

3. The preparation and implementation of the Ukraine Plan shall be done in consultation with regional, local, urban and other public authorities, ***including relevant ministerial departments, as well as civil society organisations***, in accordance with the multi-level governance principle and taking into account a bottom-up approach.

Or. en

Amendment 409
Michael Gahler

Proposal for a regulation
Article 17 – paragraph 3

Text proposed by the Commission

3. The preparation and implementation of the Ukraine Plan shall be done in consultation with regional, local, urban and other public authorities, in accordance with the multi-level governance principle and taking into account a bottom-up approach.

Amendment

3. The preparation and implementation of the Ukraine Plan shall be done in consultation with regional, local, urban and other public authorities, ***civil society and expert community***, in accordance with the multi-level governance principle and taking into account a bottom-up approach.

Or. en

Amendment 410
Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 17 a (new)

Text proposed by the Commission

Amendment

Article 17a

Involvement of the Verkhovna Rada and obligation of the Monitoring Committee in the implementation and evaluation of the Ukraine Plan

1. Following the submission of the Ukraine Plan, the Ukrainian government, shall regularly provide the Verkhovna Rada and the public with summaries of all relevant information regarding the implementation of the plan, in a comprehensive and timely manner including through quarterly in person reports by the Government representatives at the Verkhovna Rada plenary meetings, as well as in the form of a regular, publicly accessible inter-institutional dialogue, which shall include independent experts and civil society representatives. Updates shall be given in this forum in particular in the context of amendments

to the Ukraine Plan, as referred to in Article 20.

2. In line with the EU Partnership Principle and the European Code of Conduct, the Ukrainian Government shall establish a Monitoring Committee involving a diverse range of stakeholders, including non-governmental organisations, as well as a specific framework agreement for cooperation with non-governmental organisations.

3. The Monitoring Committee shall be updated regularly on the state of implementation of the Ukraine Plan and the evaluation of its measures. It shall be provided comprehensive, timely and relevant information for this purpose and be given appropriate time to process such information. Opinions of the Monitoring Committee shall be forwarded to the European Commission, which should make them available to the European Parliament and the European Council without delay.

4. Upon a well reasoned request by the Monitoring Committee, the Ukrainian Government or, where relevant, the Commission shall request audits or external evaluations of one or more measures in the Ukraine Plan, funded by funds available under Article 6(1d).

Or. en

Amendment 411

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation **Article 18 – paragraph 1**

Text proposed by the Commission

1. The Commission shall assess the relevance, comprehensiveness and appropriateness of the Ukraine Plan or, where applicable, the amendment to that

Amendment

1. The Commission shall assess the relevance, comprehensiveness and appropriateness of the Ukraine Plan or, where applicable, the amendment to that

Plan referred to in Article 20, without undue delay, and ***make a proposal for a Council implementing decision*** in accordance with Article 19(1). When carrying out that assessment, the Commission shall act in close cooperation with Ukraine, and may make observations or seek additional information.

Plan referred to in Article 20, without undue delay, and ***where appropriate may adopt a delegated act*** in accordance with Article 19(1). When carrying out that assessment, the Commission shall act in close cooperation with Ukraine, and may make observations or seek additional information. ***The Commission's assessment shall be transmitted simultaneously to the European Parliament and the Council, prior to the adoption of the delegated act. The final assessment shall be published without delay. The Commission shall regularly inform the European Parliament and the Council, on equal terms, on the progress of negotiations with Ukraine on the Ukraine Plan, Framework Agreement and Financing Agreement, and any updates thereof.***

Or. en

Amendment 412

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation Article 18 – paragraph 2

Text proposed by the Commission

2. When assessing the Ukraine Plan, and in the determination of the amount to be allocated to Ukraine, the Commission shall take into account relevant available analytical information on Ukraine, the justification and the elements provided by Ukraine as referred to in Article 16(2), as well as any other relevant information such as, in particular, the information listed in Article **15(5)**.

Amendment

2. When assessing the Ukraine Plan, and in the determination of the amount to be allocated to Ukraine, the Commission shall take into account relevant available analytical information on Ukraine, the justification and the elements provided by Ukraine as referred to in Article 16(2), as well as any other relevant information such as, in particular, the information listed in Article **15**.

Or. en

Amendment 413

Włodzimierz Cimoszewicz

Proposal for a regulation

Article 18 – paragraph 3 – point a

Text proposed by the Commission

(a) whether the Plan represents a coherent, comprehensive and adequately balanced response to the objectives set out in Article 3, including **structural** reforms and measures to promote the convergence with the Union, so that the Plan as a whole raises the growth rate of the Ukrainian economy;

Amendment

(a) whether the Plan represents a coherent, comprehensive and adequately balanced response to the objectives set out in Article 3, including reforms and measures to promote the convergence with the Union, so that the Plan as a whole raises the growth rate of the Ukrainian economy, ***reduces economic and social inequalities and ensures tangible progress of Ukraine towards EU social, economic, and environmental standards;***

Or. en

Amendment 414

Viola von Cramon-Taubadel, Damian Boeselager

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 18 – paragraph 3 – point a

Text proposed by the Commission

(a) whether the Plan ***represents a*** coherent, comprehensive and adequately balanced response to the objectives set out in Article 3, including structural reforms and measures to promote the convergence with the Union, ***so that the Plan as a whole raises the growth rate of the Ukrainian economy;***

Amendment

(a) whether the Plan ***outlines measures under the components established under Article 15(1) and represent a needs-based,*** coherent, comprehensive and adequately balanced response to the objectives set out in Article 3, including structural reforms and measures to promote the convergence with the Union, ***as well as the application of the conditions measures referred to in Article 15(2);***

Or. en

Amendment 415

Michael Gahler

Proposal for a regulation
Article 18 – paragraph 3 – point a

Text proposed by the Commission

(a) whether the Plan represents a coherent, comprehensive and adequately balanced response to the objectives set out in Article 3, including structural reforms and measures to promote the convergence with the Union, so that the Plan as a whole **raises the** growth **rate** of the Ukrainian economy;

Amendment

(a) whether the Plan represents a coherent, comprehensive and adequately balanced response to the objectives set out in Article 3, including structural reforms and measures to promote the convergence with the Union, so that the Plan as a whole **leads to sustainable** growth of the Ukrainian economy **while fostering resilience to climate change**;

Or. en

Amendment 416
Petri Sarvamaa

Proposal for a regulation
Article 18 – paragraph 3 – point a

Text proposed by the Commission

(a) whether the Plan represents a coherent, comprehensive and adequately balanced response to the objectives set out in Article 3, including structural reforms and measures to promote the convergence with the Union, so that the Plan as a whole raises the growth rate of the Ukrainian economy;

Amendment

(a) whether the Plan represents a coherent, comprehensive and adequately balanced response to the objectives set out in Article 3, including structural reforms and measures to promote **rule of law and** the convergence with the Union, so that the Plan as a whole raises the growth rate of the Ukrainian economy;

Or. en

Amendment 417
Włodzimierz Cimoszewicz

Proposal for a regulation
Article 18 – paragraph 3 – point a a (new)

Text proposed by the Commission

Amendment

(aa) whether the Plan contributes to effectively addressing all or a significant

subset of challenges identified in the Commission Opinion on Ukraine's application for membership of the European Union, or challenges identified in other relevant documents officially adopted by the Commission in the context of the Ukraine's application for membership of the European Union;

Or. en

Amendment 418

Viola von Cramon-Taubadel, Damian Boeselager

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 18 – paragraph 3 – point a a (new)

Text proposed by the Commission

Amendment

(aa) whether the plan and its measures are is consistent with the general principles, referred to in Article 4, including adherence to the 'do no harm principle' as well as requirements, plans and programmes referred to in Article 15;

Or. en

Amendment 419

Viola von Cramon-Taubadel, Damian Boeselager

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 18 – paragraph 3 – point a b (new)

Text proposed by the Commission

Amendment

(ab) whether Ukraine has taken utmost care to avoid, report and counter any corrupt practices, favouritism or undue regional or sectoral concentration of resource allocation or use;

Or. en

Amendment 420

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 18 – paragraph 3 – point b

Text proposed by the Commission

(b) whether the Plan corresponds to the recovery, reconstruction and modernisation needs stemming from **the war** in Ukraine's regions and municipalities, and thereby enhances their economic, social, environmental and territorial development, supports the decentralisation reform across Ukraine and convergence towards the Union's standards; whether the methodology and processes used for the selection and implementation of projects, and the mechanisms to involve sub-national authorities, in particular municipalities, in decision-making on the use of support in the reconstruction process at local level are appropriate; whether the methodology used to track related expenditure for the reconstruction projects selected and implemented by such sub-national authorities is appropriate and whether such projects constitute an adequately substantial share of the support;

Amendment

(b) whether the Plan corresponds to the recovery, **restoration**, reconstruction and modernisation needs stemming from **Russia's war of aggression** in Ukraine's regions and municipalities, and thereby enhances their economic, social, environmental and territorial development, supports the decentralisation reform across Ukraine and convergence towards the Union's standards; whether the methodology and processes used for the selection and implementation of projects, and the mechanisms to involve sub-national authorities, in particular municipalities **and civil society organisations**, in decision-making on the use of support in the reconstruction process at local level **and in the democratic scrutiny process, in particular timely and equal access to information and funds for the relevant sub-national authorities** are appropriate; whether the methodology used to track related expenditure for the reconstruction projects selected and implemented by such sub-national authorities is appropriate and whether such projects constitute an adequately substantial share of the support;

Or. en

Amendment 421

Petras Auštrevičius

Proposal for a regulation

Article 18 – paragraph 3 – point b

(b) whether the Plan corresponds to the recovery, reconstruction and modernisation needs stemming from the war in Ukraine's regions and municipalities, and thereby enhances their economic, social, environmental and territorial development, supports the decentralisation reform across Ukraine and convergence towards the Union's standards; whether the methodology and processes used for the selection and implementation of projects, and the mechanisms to involve sub-national authorities, in particular municipalities, in decision-making on the use of support in the reconstruction process at local level are appropriate; whether the methodology used to track related expenditure for the reconstruction projects selected and implemented by such sub-national authorities is appropriate and whether such projects constitute an adequately substantial share of the support;

(b) whether the Plan corresponds to the recovery, reconstruction and modernisation needs stemming from the war in Ukraine's regions and municipalities, and thereby enhances their economic, social, environmental and territorial development, supports the decentralisation reform across Ukraine and convergence towards the Union's standards; whether the methodology and processes used for the selection and implementation of projects, and the mechanisms to involve sub-national authorities, in particular municipalities, ***as well as civil society organisations***, in decision-making on the use of support in the reconstruction process at local level are appropriate; whether the methodology used to track related expenditure for the reconstruction projects selected and implemented by such sub-national authorities is appropriate and whether such projects constitute an adequately substantial share of the support;

Or. en

Amendment 422

Włodzimierz Cimoszewicz

Proposal for a regulation

Article 18 – paragraph 3 – point b a (new)

(ba) whether the measures in the Plan are expected to contribute to climate change mitigation and adaptation, environmental protection, to the green transition, including biodiversity, or to addressing the challenges resulting therefrom, and whether they account for an amount that represents at least 20% of the Plan's total allocation, based on the methodology for climate tracking set out in an annex to this Regulation;

Amendment 423

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 18 – paragraph 3 – point b a (new)

Text proposed by the Commission

Amendment

(ba) whether at least 50% of planned investments falling under the Reconstruction Component in Pillar I, referred to in Article 15(1), contribute to the green transition or to addressing the challenges resulting therefrom;

Or. en

Amendment 424

Włodzimierz Cimoszewicz

Proposal for a regulation

Article 18 – paragraph 3 – point b b (new)

Text proposed by the Commission

Amendment

(bb) whether the measures included in the Plan are compatible with the principles of ‘do no harm’ and of ‘leaving no one behind’ and that no measure included in the Plan is incompatible with Ukraine’s National Energy and Climate Plan, if available, with Ukraine’s Nationally Determined Contribution under the Paris Agreement, or that promote investments in fossil fuels;

Or. en

Amendment 425

Włodzimierz Cimoszewicz, Carina Ohlsson

Proposal for a regulation
Article 18 – paragraph 3 – point b c (new)

Text proposed by the Commission

Amendment

(bc) whether the Plan is expected to promote gender equality and the empowerment of women and girls, and seeks to protect and promote women's and girls' rights in line with the EU Gender Action Plans and relevant Council conclusions and international conventions;

Or. en

Amendment 426
Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 18 – paragraph 3 – point c

Text proposed by the Commission

Amendment

(c) whether the arrangements proposed by Ukraine are expected to ensure an effective monitoring, reporting and implementation of the Ukraine Plan, including the envisaged timetable, qualitative and quantitative steps, and the related indicators;

(c) whether the arrangements proposed by Ukraine are expected to ensure an effective monitoring, reporting and implementation of the Ukraine Plan ***and any updates thereof, in particular comprehensive and timely involvement of the Verkhovna Rada and the Monitoring Committee, referred to in Article 17a,*** including the envisaged timetable, qualitative and quantitative steps, and the related indicators ***and ensure that the financial interests of the Union are protected;***

Or. en

Amendment 427
Petri Sarvamaa

Proposal for a regulation
Article 18 – paragraph 3 – point c

Text proposed by the Commission

Amendment

(c) whether the arrangements proposed by Ukraine are expected to ensure an effective monitoring, reporting and implementation of the Ukraine Plan, including the envisaged timetable, qualitative and quantitative steps, and the related indicators;

(c) whether the arrangements proposed by Ukraine are expected to ensure an effective monitoring, reporting and implementation of the Ukraine Plan, including the envisaged timetable, **measurable** qualitative and quantitative steps, and the related indicators;

Or. en

Amendment 428

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation

Article 18 – paragraph 3 – point d

Text proposed by the Commission

Amendment

(d) whether the arrangements proposed by Ukraine are expected to effectively prevent, detect and correct irregularities, fraud, corruption and conflicts of interests, **when using** the funds provided under the Facility, and are expected to allow avoiding double funding from the Facility and other Union programmes as well as other donors.

(d) whether the arrangements proposed by Ukraine are expected to effectively prevent, detect and correct irregularities, fraud, corruption and conflicts of interests, **as well as, to effectively investigate and prosecute criminal offences affecting** the funds provided under the Facility, and are expected to allow avoiding double funding from the Facility and other Union programmes as well as other donors.

Or. en

Amendment 429

Petri Sarvamaa

Proposal for a regulation

Article 18 – paragraph 3 – point d

Text proposed by the Commission

Amendment

(d) whether the arrangements proposed by Ukraine are expected to effectively prevent, detect and correct irregularities, fraud, corruption and conflicts of interests,

(d) whether the arrangements proposed by Ukraine are expected to effectively prevent, detect and correct irregularities, fraud, corruption, **oligarch structures** and

when using the funds provided under the Facility, and are expected to allow avoiding double funding from the Facility and other Union programmes as well as other donors.

conflicts of interests, when using the funds provided under the Facility, and are expected to allow avoiding double funding from the Facility and other Union programmes as well as other donors.

Or. en

Amendment 430

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 18 – paragraph 3 – point d a (new)

Text proposed by the Commission

Amendment

(da) whether the Ukraine Plan effectively reflects the inputs of the stakeholder consultation process, conducted in accordance with the national legal framework, of relevant stakeholders, including the Verkhovna Rada, local and regional representative bodies and authorities, social partners and civil society organisations;.

Or. en

Amendment 431

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 19 – title

Text proposed by the Commission

Amendment

Council implementing decision

Delegated acts on supplementary provisions

Or. en

Amendment 432

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 19 – paragraph 1

Text proposed by the Commission

1. In case of a positive assessment, ***on a proposal from*** the Commission, ***the Council shall approve by means of an implementing decision the assessment*** of the Ukraine Plan submitted by Ukraine in accordance with Article 17(1) or, where applicable, of its amendment submitted in accordance with Article 20(1) or (2).

Amendment

1. In case of a positive assessment ***by*** the Commission of the Ukraine Plan submitted by Ukraine in accordance with Article 17(1) or, where applicable, of its amendment submitted in accordance with Article 20(1) or (2), ***the Commission is empowered to adopt a delegated act in accordance with Article 38 to supplement this Regulation with provisions setting out the matters referred to in paragraphs 2 and 3 of this Article.***

Or. en

Amendment 433
Vlad Gheorghe, Moritz Körner

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

Text proposed by the Commission

Amendment

1a. Where the Commission gives a negative assessment to the Ukraine Plan, it shall communicate a duly justified assessment within two months of the submission of the proposal by Ukraine. Following an invitation from the European Parliament, the Commission shall meet with the competent committees to inform about the reasons for the negative assessment, as well as to outline possible recommendations for the improvement and modification of the Ukraine Plan. Relevant and substantial information shall be transmitted by the Commission to the European Parliament and the Council simultaneously and on equal terms at least five working days ahead of the meeting.

Amendment 434

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 19 – paragraph 2

Text proposed by the Commission

2. The **Commission proposal for a Council implementing decision** shall set out, for the part to be funded by the Facility, **the reforms and investments** to be implemented by Ukraine, the conditions stemming from the Plan as described in Article 15(2), **including** the indicative timetable, **and** the amounts referred to in Article 6(1) point (a) and (2) and relevant contributions under paragraph 4 of that Article.

Amendment

2. The **delegated act** shall set out, for the part to be funded by the Facility, **measures under the Reform Component, Stability Component and Reconstruction Component**, to be implemented by Ukraine, **including** the conditions stemming from the Plan as described in Article 15, **as well as** the indicative timetable, **the milestones and targets required for the disbursement of** the amounts referred to in Article 6(1) point (a) and (2) and relevant contributions under paragraph 4 of that Article.

Or. en

Amendment 435

Michael Gahler

Proposal for a regulation
Article 19 – paragraph 2

Text proposed by the Commission

2. The **Commission** proposal for a Council implementing decision shall set out, for the part to be funded by the Facility, the reforms and investments to be implemented by Ukraine, the conditions stemming from the Plan as described in Article 15(2), including the indicative timetable, and the amounts referred to in Article 6(1) point (a) and (2) and relevant contributions under paragraph 4 of that Article.

Amendment

2. The proposal for a Council implementing decision shall set out, for the part to be funded by the Facility, the reforms and investments to be implemented by Ukraine, the conditions stemming from the Plan as described in Article 15(2), including the indicative timetable, and the amounts referred to in Article 6(1) point (a) and (2) and relevant contributions under paragraph 4 of that Article.

Amendment 436

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 19 – paragraph 3 – introductory part

Text proposed by the Commission

3. The ***Commission proposal*** referred to in paragraph 2 shall also lay down:

Amendment

3. The ***delegated act*** referred to in paragraph 2 shall also lay down:

Or. en

Amendment 437

Michael Gahler

Proposal for a regulation

Article 19 – paragraph 3 – introductory part

Text proposed by the Commission

3. The ***Commission*** proposal referred to in paragraph 2 shall also lay down:

Amendment

3. The proposal referred to in paragraph 2 shall also lay down:

Or. en

Amendment 438

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 19 – paragraph 3 – point a

Text proposed by the Commission

(a) the indicative non-repayable financial support and indicative amount of the loan support to be paid in instalments, structured in accordance with Article ***15(2)***, once Ukraine has achieved satisfactory fulfilment of the relevant qualitative and quantitative steps identified

Amendment

(a) the indicative non-repayable financial support and indicative amount of the loan support to be paid in instalments, structured in accordance with Article ***15***, once Ukraine has achieved satisfactory fulfilment of the relevant qualitative and quantitative steps identified in relation to

in relation to the implementation of the Ukraine Plan;

the implementation of the Ukraine Plan, ***including the adherence to the ‘do no significant harm’ principle and the commitment by the Commission to take utmost care to avoid, report and counter any corrupt practices, favouritism or undue regional or sectoral concentration of resource allocation or use;***

Or. en

Amendment 439

Viola von Cramon-Taubadel, Damian Boeselager

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 19 – paragraph 3 – point b a (new)

Text proposed by the Commission

Amendment

(ba) all reforms to be addressed by the Ukrainian government under the Reform Component as well as the relevant indicators relating to the fulfilment of the envisaged milestones and targets;

Or. en

Amendment 440

Viola von Cramon-Taubadel, Damian Boeselager

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 19 – paragraph 3 – point d

Text proposed by the Commission

Amendment

(d) the arrangements and timetable for monitoring and implementation of the Ukraine Plan ***including***, where relevant, measures necessary for complying with Article 33;

(d) the arrangements and timetable for monitoring and implementation of the Ukraine Plan, ***in particular the involvement of the Verkhovna Rada and the Monitoring Committee, referred to in Article 18a, as well as***, where relevant, measures necessary for complying with Article 33;

Amendment 441**Vlad Gheorghe, Moritz Körner****Proposal for a regulation****Article 20 – paragraph 1***Text proposed by the Commission*

1. Where the Ukraine Plan, including relevant qualitative and quantitative steps, is no longer achievable by Ukraine, either partially or totally, because of objective circumstances, Ukraine may propose an amended Ukraine Plan. In that case, Ukraine may make a reasoned request to the Commission to make a proposal to amend all or part of the Council implementing decision referred to in Article 19(1).

Amendment

1. Where the Ukraine Plan, including relevant qualitative and quantitative steps, is no longer achievable by Ukraine, either partially or totally, because of objective ***and initially unforeseeable*** circumstances ***related to the war***, Ukraine may propose an amended Ukraine Plan. In that case, Ukraine may make a reasoned request to the Commission to make a proposal to amend all or part of the Council implementing decision referred to in Article 19(1).

Amendment 442**Viola von Cramon-Taubadel, Damian Boeselager**
on behalf of the Verts/ALE Group**Proposal for a regulation****Article 20 – paragraph 1***Text proposed by the Commission*

1. ***Where the Ukraine Plan, including relevant qualitative and quantitative steps, is no longer achievable by Ukraine, either partially or totally, because of objective circumstances, Ukraine may propose an amended Ukraine Plan. In that case, Ukraine may*** make a reasoned request to the Commission to make a proposal to amend all or part of the ***Council implementing decision*** referred to in Article 19(1).

Amendment

1. ***The Ukrainian government, after consulting the Verkhovna Rada and the Monitoring Committee referred to in Article 18a, may at any time*** make a reasoned request to the Commission to make a proposal to amend all or part of the ***delegated act*** referred to in Article 19(1).

Amendment 443

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation Article 20 – paragraph 2

Text proposed by the Commission

2. The Commission may, in agreement with Ukraine, make a proposal to amend the ***Council implementing decision*** referred to in Article 19(1), in particular to take into account a change of the amounts available, notably due to additional contributions by the Member States or from other sources as referred to in Article 6(4).

Amendment

2. The Commission may, ***after informing the European Parliament and the Council***, in agreement with Ukraine, make a proposal to amend the ***delegated act*** referred to in Article 19(1), in particular to take into account a change of the amounts available, notably due to additional contributions by the Member States or from other sources as referred to in Article 6(4).

Amendment 444

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation Article 20 – paragraph 3

Text proposed by the Commission

3. Where the Commission considers that the reasons put forward by Ukraine justify an amendment to the Ukraine Plan, the Commission shall assess the amended Ukraine Plan in accordance with Article 18 and shall ***make a proposal for*** an amendment of the ***Council implementing decision*** referred to in Article 19(1) without undue delay.

Amendment

3. Where the Commission considers that the reasons put forward by Ukraine justify an amendment to the Ukraine Plan, the Commission shall assess the amended Ukraine Plan in accordance with Article 18 and shall ***adopt*** an amendment of the ***delegated act*** referred to in Article 19(1) without undue delay. ***The Commission's assessment shall be transmitted to the European Parliament and the Council simultaneously and without delay.***

Amendment 445
Włodzimierz Cimoszewicz

Proposal for a regulation
Article 20 a (new)

Text proposed by the Commission

Amendment

Article 20a

***Ukraine social, economic, and
environmental scoreboard***

***(1) The Commission shall establish a
Ukraine Plan scoreboard (the
'Scoreboard'), which shall display the
progress of the implementation of the
Plan in each of the objectives referred to
in Article 3, and the social, economic, and
environmental situation in Ukraine and
the progress of the convergence towards
the Union's standards.***

***(2) The Commission shall be empowered
to adopt a delegated act in accordance
with Article XX to supplement this
Regulation by defining the detailed
elements of the Scoreboard with a view to
displaying the progress of the
implementation of the Plan as referred to
in paragraph 1, the social, economic, and
environmental situation in Ukraine and
the progress of the convergence towards
the Union's standards.***

***(3) The Scoreboard shall be operational
by July 2024 and shall be updated by the
Commission twice a year. The Scoreboard
shall be made publicly available online.***

Or. en

Amendment 446
Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation
Article 21 – paragraph 2 a (new)

2a. The Commission shall transmit to the European Parliament and the Council, simultaneously, the following elements every 6 months:

(a) a general overview on the development of the debts situation in Ukraine;

(b) the amount of the loan in EUR;

(c) the average maturity;

(d) the pricing formula, and the availability period of the loan;

(e) the maximum number of instalments and a clear and precise repayment schedule.

Or. en

Amendment 447

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation **Article 21 – paragraph 2**

Text proposed by the Commission

Amendment

2. Upon adoption of the **Council implementing decision** referred to in Article 19(1), the Commission shall enter into a loan agreement with Ukraine in respect of the amount referred to in Article 6(2). The loan agreement shall lay down the availability period and the detailed terms of the support under the Facility in the form of loans, including in relation to the internal control systems as referred to in Article 9(4), points (a) and (c). The loans shall have maximum duration of 35 years. In addition to the elements laid down in Article 220(5) of Regulation (EU, Euratom) 2018/1046, the loan agreement shall contain the amount of pre-financing and rules on clearing of pre-financing.

2. Upon adoption of the **delegated act** referred to in Article 19(1), the Commission shall enter into a loan agreement with Ukraine in respect of the amount referred to in Article 6(2). The loan agreement shall lay down the availability period and the detailed terms of the support under the Facility in the form of loans, including in relation to the internal control systems as referred to in Article 9(4), points (a) and (c). The loans shall have maximum duration of 35 years. In addition to the elements laid down in Article 220(5) of Regulation (EU, Euratom) 2018/1046, the loan agreement shall contain the amount of pre-financing and rules on clearing of pre-financing. **The Commission shall transmit to the European Parliament and the Council, simultaneously, the**

following elements:

- a) the amount of the loan in EUR;*
- b) the average maturity;*
- c) the pricing formula, and the availability period of the loan;*
- d) the maximum number of instalments and a clear and precise repayment schedule.*

Or. en

Amendment 448

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation

Article 21 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. The loan agreement shall be transmitted simultaneously to the European Parliament and the Council, as well as to the Verkhovna Rada of Ukraine.

Or. en

Amendment 449

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 21 – paragraph 4

Text proposed by the Commission

Amendment

4. No provisioning for the loans under this Regulation shall be constituted and, by way of derogation from Article 211(1) of Regulation (EU, Euratom) 2018/1046, no provisioning rate as a percentage of the amount referred to in Article 6(2) of this Regulation shall be set.

4. No provisioning for the loans under this Regulation shall be constituted and, by way of derogation from Article 211(1) of Regulation (EU, Euratom) 2018/1046, no provisioning rate as a percentage of the amount referred to in Article 6(2) of this Regulation shall be set. ***The loan agreement shall be transmitted***

Amendment 450

Viola von Cramon-Taubadel, Damian Boeselager

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 24 – paragraph 1

Text proposed by the Commission

1. Without prejudice to Article 23, if the Framework Agreement referred to in Article 9 is not signed or the Ukraine Plan referred to in Chapter III is not adopted by 31 December 2023, the Commission may decide to provide limited, exceptional support to Ukraine for a period of up to **three** months after either the entry into force of this Regulation, or 1 January 2024, whichever is later, subject to having made satisfactory progress on the preparation of the Ukraine Plan, in order to support the macro-financial stability of the country, subject to conditions to be agreed in a Memorandum of Understanding between the Commission and Ukraine, to the respect of the precondition mentioned in Article 5, to compliance with Article 6 and to available funding.

Amendment

1. Without prejudice to Article 23, if the Framework Agreement referred to in Article 9 is not signed or the Ukraine Plan referred to in Chapter III is not adopted by 31 December 2023, the Commission may decide to provide limited, exceptional support to Ukraine for a period of up to **six** months after either the entry into force of this Regulation, or 1 January 2024, whichever is later, subject to having made satisfactory progress on the preparation of the Ukraine Plan, in order to support the macro-financial stability of the country, subject to conditions to be agreed in a Memorandum of Understanding between the Commission and Ukraine, to the respect of the precondition mentioned in Article 5, to compliance with Article 6 and to available funding.

Amendment 451

Witold Jan Waszczykowski, Bogdan Rzońca

on behalf of the ECR Group

Proposal for a regulation

Article 25 – paragraph 1

Text proposed by the Commission

1. Payments of the non-repayable

Amendment

1. Payments of the non-repayable

financial support and of the loan to Ukraine under this Article shall be made in accordance with the budget appropriations **and subject to the available funding**. Payments shall be made in instalments. An instalment may be disbursed in one or more tranches.

financial support and of the loan to Ukraine under this Article shall be made in accordance with the budget appropriations. Payments shall be made in instalments. An instalment may be disbursed in one or more tranches.

Or. en

Amendment 452

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation **Article 25 – paragraph 2**

Text proposed by the Commission

2. Every quarter, Ukraine **shall** submit a duly justified request for payment of the **non-repayable** financial support and of the loan, and the Commission shall pay the relevant non-repayable financial support and loan, on the basis of the assessment described in paragraph 3.

Amendment

2. Every quarter, Ukraine **may** submit a duly justified request for payment of the **non-repayable** financial support and of the loan, and the Commission shall pay the relevant non-repayable financial support and loan, on the basis of the assessment described in paragraph 3. ***This request shall be transferred to the relevant committee of the European Parliament as well as the relevant Council formation.***

Or. en

Amendment 453

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation **Article 25 – paragraph 3**

Text proposed by the Commission

3. The Commission shall assess without undue delay whether Ukraine has achieved satisfactory fulfilment of the qualitative and quantitative steps set out in the **Council implementing decision**

Amendment

3. The Commission shall assess without undue delay whether Ukraine has achieved satisfactory fulfilment of the qualitative and quantitative steps set out in the **delegated act** referred to in Article

referred to in Article 19(1). The satisfactory fulfilment of qualitative and quantitative steps shall presuppose that measures related to the steps for which Ukraine had achieved satisfactory fulfilment have not been reversed by Ukraine. The Commission may be assisted by experts.

19(1). The satisfactory fulfilment of qualitative and quantitative steps shall presuppose that measures related to the steps for which Ukraine had achieved satisfactory fulfilment have not been reversed by Ukraine. The Commission may be assisted by experts.

Or. en

Amendment 454

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation **Article 25 – paragraph 4**

Text proposed by the Commission

4. Where the Commission makes a positive assessment of the satisfactory fulfilment of qualitative and quantitative steps, it shall adopt without undue delay a decision authorising the disbursement of the part of the non-repayable financial support and of the loan corresponding to such steps.

Amendment

4. Where the Commission makes a positive assessment of the satisfactory fulfilment of qualitative and quantitative steps, it shall adopt without undue delay a decision authorising the disbursement of the part of the non-repayable financial support and of the loan corresponding to such steps. ***This assessment shall be transferred to the relevant committee of the European Parliament as well as the relevant Council formation.***

Or. en

Amendment 455

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation **Article 25 – paragraph 5**

Text proposed by the Commission

5. Where the Commission makes a negative assessment of the fulfilment of qualitative and quantitative steps as per the

Amendment

5. Where the Commission makes a negative assessment of the fulfilment of qualitative and quantitative steps as per the

indicative timetable, the payment of the non-repayable financial support and of the loan corresponding to such steps shall be withheld. The payment withheld shall only be disbursed when Ukraine has duly justified, as part of a subsequent payment request, that it has taken the necessary measures to ensure satisfactory fulfilment of the qualitative and quantitative steps.

indicative timetable, the payment of the non-repayable financial support and of the loan corresponding to such steps shall be withheld. The payment withheld shall only be disbursed when Ukraine has duly justified, as part of a subsequent payment request, that it has taken the necessary measures to ensure satisfactory fulfilment of the qualitative and quantitative steps. *A methodology for handling partial fulfilment of steps shall be published as guidance by the Commission.*

Or. en

Amendment 456

Valérie Hayer, Vlad Gheorghe, Moritz Körner

Proposal for a regulation

Article 25 – paragraph 6

Text proposed by the Commission

Amendment

6. Where the Commission concludes that Ukraine has not taken the necessary measures within a period of twelve months from the initial negative assessment referred to in paragraph 5, the Commission shall reduce the amount of the non-repayable financial support and of the loan proportionately to the part corresponding to the relevant qualitative and quantitative steps. Ukraine may present its observations within two months from the communication of the Commission's conclusions.

deleted

Or. en

Amendment 457

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 25 – paragraph 7

Text proposed by the Commission

7. The Commission may reduce the amount of the non-repayable financial support, including by offsetting in line with Article 102 of Regulation (EU, Euratom) 2018/1046, or of the loan to be disbursed to Ukraine as referred to in paragraph 4, in the event of identified cases of, or serious concerns in relation to, irregularities, fraud, corruption and conflicts of interests affecting the financial interests of the Union that have not been corrected by Ukraine, or a serious breach of an obligation resulting from such agreements, including on the basis of the reports of the Audit Board referred to in Article 34 or information provided by OLAF.

Amendment

7. The Commission may reduce the amount of the non-repayable financial support, including by offsetting in line with Article 102 of Regulation (EU, Euratom) 2018/1046, or of the loan to be disbursed to Ukraine as referred to in paragraph 4, in the event of identified cases of, or serious concerns in relation to, irregularities, fraud, corruption and conflicts of interests affecting the financial interests of the Union that have not been corrected by Ukraine, or a serious breach of an obligation resulting from such agreements, including on the basis of the reports of the Audit Board referred to in Article 34 or information provided by OLAF. ***Information about such decisions need to be transferred to the European Parliament and the Council.***

Or. en

Amendment 458

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 26 – title

Text proposed by the Commission

Transparency with regard to persons ***and*** entities receiving funding for the implementation of the Plan

Amendment

Transparency with regard to persons, entities ***and final beneficiaries*** receiving funding for the implementation of the Plan

Or. en

Amendment 459

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 26 – paragraph 1

Text proposed by the Commission

1. Ukraine shall publish data on persons **and** entities receiving amounts of funding exceeding the equivalent of EUR **500 000** for the implementation of reforms and investments specified in the Ukraine Plan referred to in this Chapter. **Ukraine shall update those data twice a year, in June and December.**

Amendment

1. Ukraine shall publish **up to date** data on persons, entities **and final beneficiaries** receiving amounts of funding exceeding the equivalent of EUR **50 000, cumulative over the period of 4 years**, for the implementation of reforms and investments specified in the Ukraine Plan referred to in this Chapter. **The relevant rules defined in Regulation (EU, Euratom) 2018/1046 shall apply.**

Or. en

Amendment 460
Petri Sarvamaa

Proposal for a regulation
Article 26 – paragraph 1

Text proposed by the Commission

1. Ukraine shall publish data on persons and entities receiving amounts of funding exceeding the equivalent of EUR **500 000** for the implementation of reforms and investments specified in the Ukraine Plan referred to in this Chapter. Ukraine shall update those data twice a year, in June and December.

Amendment

1. Ukraine shall publish data on persons and entities receiving amounts of funding exceeding the equivalent of EUR **200 000** for the implementation of reforms and investments specified in the Ukraine Plan referred to in this Chapter. Ukraine shall update those data twice a year, in June and December.

Or. en

Amendment 461
Petras Auštrevičius

Proposal for a regulation
Article 26 – paragraph 1

Text proposed by the Commission

1. Ukraine shall publish data on persons and entities receiving amounts of funding exceeding the equivalent of EUR **500 000** for the implementation of reforms

Amendment

1. Ukraine shall publish data on persons and entities receiving amounts of funding exceeding the equivalent of EUR **100 000** for the implementation of reforms

and investments specified in the Ukraine Plan referred to in this Chapter. Ukraine shall update those data twice a year, in June and December.

and investments specified in the Ukraine Plan referred to in this Chapter. Ukraine shall update those data twice a year, in June and December.

Or. en

Amendment 462

Mick Wallace, Clare Daly, Manu Pineda, Özlem Demirel

Proposal for a regulation

Article 26 – paragraph 1

Text proposed by the Commission

1. Ukraine shall publish data on persons and entities receiving amounts of funding exceeding the equivalent of EUR **500 000** for the implementation of reforms and investments specified in the Ukraine Plan referred to in this Chapter. Ukraine shall update those data twice a year, in June and December.

Amendment

1. Ukraine shall publish data on persons and entities receiving amounts of funding exceeding the equivalent of EUR **250 000** for the implementation of reforms and investments specified in the Ukraine Plan referred to in this Chapter. Ukraine shall update those data twice a year, in June and December.

Or. en

Amendment 463

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 26 – paragraph 2 – introductory part

Text proposed by the Commission

2. For persons **and** entities referred to in paragraph 1, the following information shall be published, having due regard for the requirements of confidentiality and security, in particular the protection of personal data:

Amendment

2. For persons, entities **and final beneficiaries** referred to in paragraph 1, the following information shall be published **in machine-readable format on a webpage, in order of total funds received**, having due regard for the requirements of confidentiality and security, in particular the protection of personal data:

Or. en

Amendment 464

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 26 – paragraph 2 – point a

Text proposed by the Commission

(a) in the case of a legal person, the recipient's full legal name and VAT identification number or tax identification number, where available, or another unique identifier established at the national level;

Amendment

(a) in the case of a legal person, the recipient's full legal name and VAT identification number or tax identification number, where available, or another unique identifier established at the national level, ***and the recipient's beneficial owner as mandatorily disclosed by the recipient;***

Or. en

Amendment 465

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 26 – paragraph 2 – point b

Text proposed by the Commission

(b) in the case of a natural person, the first and last name(s) of the recipient;

Amendment

(b) in the case of a natural person, the first and last name(s) of the recipient ***and place of residence;***

Or. en

Amendment 466

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 26 – paragraph 3

Text proposed by the Commission

3. ***The*** information referred to in paragraph 2 ***shall*** not be published where

Amendment

3. ***On an exceptional basis and where duly justified by the Ukrainian***

disclosure risks threatening the rights and freedoms of the persons or entities concerned *or seriously harming the commercial interests of the recipients*.

government, information referred to in paragraph 2 *may* not be published, *in cases* where disclosure risks *unduly* threatening the rights and freedoms of the persons or entities concerned. *Such information shall be transferred to the European Commission and to the Audit Board in any case, who shall be able to overturn the decision not to publish such information.*

Or. en

Amendment 467

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation Article 26 – paragraph 4

Text proposed by the Commission

4. Ukraine shall transmit electronically to the Commission at least once a year the data on the persons and entities referred to in paragraph 1 *with the exception of the data referred to in paragraph 3*, in a format to be defined in the Framework agreement referred to in Article 9(4), point (i).

Amendment

4. Ukraine shall transmit electronically *in a machine readable form* to the Commission at least once a year the data on the persons and entities referred to in paragraph 1, in a *machine-readable* format to be defined in the Framework agreement referred to in Article 9(4), point (i).

Or. en

Amendment 468

Valérie Hayer, Vlad Gheorghe, Moritz Körner

Proposal for a regulation Article 26 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. The Commission shall prepare, in close cooperation with the Ukrainian authorities, a register of companies under oligarchic influence identified as potentially hampering free and fair

competition on the market. Entities identified on this register will not be eligible to receive funds under the Facility. This register will be prepared within six months after the entry into force of the regulation and updated quarterly.

Or. en

Amendment 469

Georgios Kyrtos, Karen Melchior, Petras Auštrevičius

Proposal for a regulation Article 27 – paragraph 2

Text proposed by the Commission

2. The Commission shall be supported by an operational board in the implementation of the Ukraine Investment Framework. The Commission shall propose the rules of procedure for the operational board.

Amendment

2. The Commission shall be supported by an operational board in the implementation of the Ukraine Investment Framework. The Commission shall propose the rules of procedure for the operational board; ***the European Parliament should have a role in approving the Board Members in exercising its scrutiny rights enshrined in the Treaties;***

Or. en

Amendment 470

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation Article 27 – paragraph 3

Text proposed by the Commission

3. The operational board of the Ukraine Investment Framework shall comprise representatives of the Commission, of each Member State, and representatives of Ukraine. Counterparts implementing the Ukraine Guarantee and financial instruments supported by the

Amendment

3. The operational board of the Ukraine Investment Framework shall comprise representatives of the Commission, of each Member State, ***the European Parliament***, and representatives of Ukraine, ***including representatives of the Verkhovna Rada***. Counterparts

Ukraine Investment Framework may be given observer status. The Commission shall chair the operational board.

implementing the Ukraine Guarantee and financial instruments supported by the Ukraine Investment Framework may be given observer status. The Commission shall chair the operational board.

Or. en

Amendment 471

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation **Article 27 – paragraph 3**

Text proposed by the Commission

3. The operational board of the Ukraine Investment Framework shall comprise representatives of the Commission, of each Member State, and representatives of **Ukraine**. Counterparts implementing the Ukraine Guarantee and financial instruments supported by the Ukraine Investment Framework may be given observer status. The Commission shall chair the operational board.

Amendment

3. The operational board of the Ukraine Investment Framework shall comprise representatives of the Commission, of each Member State, **the European Parliament**, and representatives of **the Ukrainian Government and the Verkhovna Rada**. Counterparts implementing the Ukraine Guarantee and financial instruments supported by the Ukraine Investment Framework may be given observer status. The Commission shall chair the operational board.

Or. en

Amendment 472

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation **Article 27 – paragraph 5 a (new)**

Text proposed by the Commission

Amendment

5a. At least 50% of the the guarantees provided under Pillar II shall be used to provide support to Micro-, Small- and Medium-sized Enterprises, as defined in Article 2 of the Annex to

Recommendation 2003/361/EC, including startups, including through financial tools which have as an objective to de-risk the lending operations of local Ukrainian banks, for example through risk sharing facilities, coverage of risk in loan pools, bank lending incentives, or other means to de-risk investment and trade such as public guarantees for investment insurance or the insurance of trade and commercial transactions.

Or. en

Amendment 473

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 27 – paragraph 5 b (new)

Text proposed by the Commission

Amendment

5b. For the purpose of Pillar II, the Commission, supported by the operational board, shall develop a methodology and processes for annual reporting of investment support outlining at least the following elements:

(a) allocation of grants, and that of loans, each broken down by: (i) size of the final beneficiary; (ii) region of the headquarter of the final beneficiary; (iii) sector;

(b) use of financing instrument for SME support;

(c) percentage of investment support at a high likelihood of impairment;

(d) qualitative analysis of the principal successes and challenges of Pillar II.

Or. en

Amendment 474

Viola von Cramon-Taubadel, Damian Boeselager

on behalf of the Verts/ALE Group

Proposal for a regulation
Article 27 – paragraph 6

Text proposed by the Commission

Amendment

6. For the purpose of Article 209(2), points (d) and (h), of Regulation (EU, Euratom) 2018/1046, the requirement on ex ante evaluations of financial instruments and budgetary guarantees shall be met by the positive assessments of the Ukraine Plan by the Commission, referred to in Article 19(2) of this Regulation.

deleted

Or. en

Amendment 475

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 27 – paragraph 8

Text proposed by the Commission

Amendment

8. The Commission shall report on the implementation of the support under the Ukraine Investment Framework in accordance with Articles 41(4) and (5) of Regulation (EU, Euratom) 2018/1046. For that purpose, each counterpart of the Ukraine Guarantee and each entrusted entity implementing financial instruments shall provide on an annual basis the information necessary to allow the Commission to comply with its reporting obligations.

8. The Commission shall report *annually* on the implementation of the support under the Ukraine Investment Framework in accordance with Articles 41(4) and (5) of Regulation (EU, Euratom) 2018/1046, *including on the elements addressed in paragraph 7 of this Article*. For that purpose, each counterpart of the Ukraine Guarantee and each entrusted entity implementing financial instruments shall provide on an annual basis the information necessary to allow the Commission to comply with its reporting obligations.

Or. en

Amendment 476

Proposal for a regulation
Article 29 – paragraph 2

Text proposed by the Commission

2. The eligible counterparts for the purposes of the Ukraine Guarantee and the eligible entrusted entities for the purpose of financial instruments shall be those identified in Article 208(4) of Regulation (EU, Euratom) 2018/1046, including those from third countries contributing to the Ukraine Guarantee in accordance with Article 28 of this Regulation. In addition, by way of derogation from Article 62(1), point (c), of Regulation (EU, Euratom) 2018/1046, bodies governed by private law of a Member State, or a third country which has contributed to the Ukraine Guarantee in accordance with Article 28 of this Regulation, and which provide adequate assurance of their financial and operational capacity shall be eligible for the purpose of the Ukraine Guarantee.

Amendment

2. The eligible counterparts for the purposes of the Ukraine Guarantee and the eligible entrusted entities for the purpose of financial instruments shall be those identified in Article 208(4) of Regulation (EU, Euratom) 2018/1046, including those from third countries contributing to the Ukraine Guarantee in accordance with Article 28 of this Regulation. In addition, by way of derogation from Article 62(1), point (c), of Regulation (EU, Euratom) 2018/1046, bodies governed by private law of a Member State, or a third country which has contributed to the Ukraine Guarantee in accordance with Article 28 of this Regulation, and which provide adequate assurance of their financial and operational capacity shall be eligible for the purpose of the Ukraine Guarantee.
Preference shall be given to those bodies that disclose information related to environment, social, tax and corporate governance criteria. For this purpose, the Commission shall create a webportal with adequate and user-friendly guidance on disclosure, comprising the examples of such disclosure.

Or. en

Amendment 477

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 29 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. The Commission shall commit all eligible counterparts and eligible

entrusted entities to take utmost care to avoid, report and counter any corrupt practices, favouritism or undue regional or sectoral concentration of resource allocation or use and require dedicated reporting and auditing on these aspects, where relevant.

Or. en

Amendment 478

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation

Article 30 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. The Ukraine Guarantee shall support financing and investment operations which comply with the conditions set out in Article 209(2), points (a) to (e) of Regulation (EU, Euratom) 2018/1046 concerning in particular the need to achieve additionality, including by addressing market failures or sub-optimal investment situations, to avoid the distortion of competition, and to maximise private investment, including also for SMEs.

Or. en

Amendment 479

Viola von Cramon-Taubadel, Damian Boeselager

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 30 – paragraph 2 – introductory part

Text proposed by the Commission

Amendment

2. The Ukraine Guarantee shall be used to cover the risks for the following types of operations:

2. The Ukraine Guarantee shall be used to cover the risks for the following types of operations, ***in line with the provisions of Article 27*** :

Amendment 480

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 30 – paragraph 3 – subparagraph 2

Text proposed by the Commission

The Commission shall provide information on the signature of each Ukraine Guarantee agreement in the reports referred to in Article 27(8). *Upon their request, those* agreements shall be *made available* to the European Parliament and the Council, taking into account the protection of confidential and commercially sensitive information.

Amendment

The Commission shall provide information on the signature of each Ukraine Guarantee agreement in the reports referred to in Article 27(8). ***The European Parliament and the Council shall be notified simultaneously of the signature of all Guarantee agreements concluded under the Ukraine Guarantee. All Ukraine Guarantee*** agreements shall be ***transmitted simultaneously*** to the European Parliament and the Council, taking into account the protection of confidential and commercially sensitive information.

Amendment 481

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 30 – paragraph 4 – point c

Text proposed by the Commission

(c) a reference to the objectives and purpose of the Facility, an assessment of the needs and an indication of the expected results;

Amendment

(c) a reference to the objectives and purpose of the Facility, an assessment of the needs and an indication of the expected results; ***an assessment of the sectors and industries, as well as the share targeted at Start-ups and SMEs;***

Amendment 482

Vlad Gheorghe

Proposal for a regulation

Article 30 – paragraph 5 – introductory part

Text proposed by the Commission

5. The Commission may use **up to 30%** of the amount referred in paragraph 1 of this Article to increase the amounts of the guarantee provided through External Action Guarantee agreements concluded pursuant to Article 38 of Regulation (EU) 2021/947 subject to the following:

Amendment

5. The Commission may use **part** of the amount referred in paragraph 1 of this Article to increase the amounts of the guarantee provided through External Action Guarantee agreements concluded pursuant to Article 38 of Regulation (EU) 2021/947 subject to the following:

Or. en

Amendment 483

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation

Article 30 – paragraph 5 – point c

Text proposed by the Commission

(c) by way of derogation from the second subparagraph of Article 36(1) of Regulation (EU) 2021/947 the operations covered by the Ukraine Guarantee under this paragraph shall constitute a separate portfolio of Ukraine Guarantee and shall not be taken into account for the purposes of calculating the 65% coverage referred to in Article 36(1) of Regulation (EU) 2021/947;

Amendment

deleted

Or. en

Amendment 484

Vlad Gheorghe

Proposal for a regulation

Article 30 – paragraph 5 – point d

Text proposed by the Commission

Amendment

(d) the risk sharing in the separate portfolio of the Ukraine Guarantee shall ensure alignment of interest between the Commission and the eligible counterpart in accordance with Article 209(2)(e) of Regulation (EU, Euratom) 2018/1046 and the counterpart shall contribute with their own resources to this portfolio in accordance with Article 219(4) of Regulation (EU, Euratom) 2018/1046;

(d) the risk sharing in the separate portfolio of the Ukraine Guarantee shall ensure alignment of interest between the Commission and the eligible counterpart in accordance with Article 209(2)(e) of Regulation (EU, Euratom) 2018/1046 and ***without prejudice to the second paragraph of Article 36(1) of Regulation (EU) 2021/947***, the counterpart shall contribute with their own resources to this portfolio in accordance with Article 219(4) of Regulation (EU, Euratom) 2018/1046;

Or. en

Amendment 485

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation

Article 30 – paragraph 9 – point a a (new)

Text proposed by the Commission

Amendment

(aa) The eligible counterparts shall also, upon request, provide the Commission with any additional information necessary to fulfil the Commission's obligations pursuant to this Regulation, together with information regarding compliance with anti-fraud and anti-corruption provisions, human rights, and social, labour and environment standards.

Or. en

Amendment 486

Vlad Gheorghe

Proposal for a regulation

Article 30 – paragraph 10

Text proposed by the Commission

Amendment

10. The condition set out in Article 219(4) of Regulation (EU, Euratom) 2018/1046 on contributions with own resources shall apply to each eligible counterpart allocated with a budgetary guarantee under the Ukraine Investment Framework on a portfolio basis.

10. The condition set out in Article 219(4) of Regulation (EU, Euratom) 2018/1046 on contributions with own resources shall apply to each eligible counterpart allocated with a budgetary guarantee under the Ukraine Investment Framework on a portfolio basis ***and, in the case of the European Investment Bank, the own resources contribution shall be understood as the assumption of residual risk.***

Or. en

Amendment 487
Vlad Gheorghe

Proposal for a regulation
Article 30 – paragraph 11 a (new)

Text proposed by the Commission

Amendment

11a. The EIB shall implement an exclusive dedicated investment window covering a comprehensive risk cover for operations with sovereign counterparts and non-commercial sub-sovereign counterparts with an indicative signature volume of EUR 5.5bn. The EIB shall have the exclusivity for operations with sovereign counterparts and non-commercial sub-sovereign counterparts under the exclusive dedicated investment window. Under it, the own resources contribution shall be understood as the assumption of residual risk and the EU guarantee shall cover 65 % of the aggregate amount disbursed and guaranteed under EIB financing operations, less amounts reimbursed, plus all related amounts. By way of derogation from the second subparagraph, if the EIB cannot carry out or decides not to carry out operations under the exclusive dedicated investment window, the implementation of these operations shall be open to other eligible counterparts, in accordance with conditions which shall be

laid down in the relevant External Action Guarantee agreements, which shall take into account the conditions offered to the EIB for the same type of operations and the specific needs, circumstances and nature of the eligible counterpart implementing these operations.

Or. en

Amendment 488

Vlad Gheorghe

Proposal for a regulation

Article 30 – paragraph 11 b (new)

Text proposed by the Commission

Amendment

11b. *The exclusive dedicated investment window shall be realised by an increase according to Art. 30.5 of the signature volume for operations in Ukraine of the guarantee agreement concluded pursuant to Article 36 and 38 of Regulation (EU) 2021/947.*

Or. en

Amendment 489

Viola von Cramon-Taubadel, Damian Boeselager

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 31 – paragraph 2

Text proposed by the Commission

Amendment

2. The provisioning rate shall be reviewed at least ***every year from*** the entry into force of this Regulation.

2. The provisioning rate shall be reviewed at least ***once a year following*** the entry into force of this Regulation.

Or. en

Amendment 490

Proposal for a regulation
Article 32 – paragraph 1

Text proposed by the Commission

1. Assistance under this Chapter shall support Ukraine in attaining the objectives set out in Article 3. In particular, assistance provided under this Chapter shall ***aim to*** support Ukraine’s progressive alignment to Union ‘acquis’ with a view to future Union membership, thereby contributing to mutual stability, security, peace and prosperity. Such support shall include strengthening of the rule of law, democracy, respect of human rights and fundamental freedoms, reinforcing of the effectiveness of public administration and supporting transparency, structural reforms, sectoral policies and good governance at all levels. Such support should also contribute to the implementation of the Plan.

Amendment

1. Assistance under this Chapter shall support Ukraine in attaining the objectives set out in Article 3. In particular, assistance provided under this Chapter shall support Ukraine’s progressive alignment to Union ‘acquis’ with a view to future Union membership, thereby contributing to mutual stability, security, peace and prosperity. Such support shall include strengthening of the rule of law, democracy, respect of human rights and fundamental freedoms, reinforcing of the effectiveness of public administration and ***institutional capacities, decentralisation, and*** supporting transparency, structural reforms, sectoral policies and good governance at all levels. Such support should also contribute to the implementation of the Plan.

Or. en

Amendment 491
Michael Gahler

Proposal for a regulation
Article 32 – paragraph 2

Text proposed by the Commission

2. Assistance under this Chapter shall also be provided to ensure that capacities of stakeholders, including social partners, civil society organisations and local authorities are strengthened.

Amendment

(2) 2. Assistance under this Chapter shall also be provided to ensure that capacities of stakeholders, including social partners, civil society organisations and local authorities are strengthened, ***in particular to promote twinning and partnerships between cities, as well as peer-to-peer cooperation and programmes embedded in partnerships between cities and regions in the Union and Ukraine.***

Justification

European cities are already involved in Ukraine's reconstruction and this fact should also be taken into account in that country's EU accession process. There is already long-standing and consistent cooperation between European and Ukrainian local and regional authorities. These partnerships thus form a good basis for the necessary exchange of expertise and experience for the rebuilding and recovery of Ukraine's regions in the wake of the war. These close partnerships shall ensure that aid, the necessary products and support reach the right place to address the true needs on the ground.

Amendment 492

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation **Article 32 – paragraph 2**

Text proposed by the Commission

2. Assistance under this Chapter shall also be provided to ensure that capacities of stakeholders, including social partners, civil society organisations and local authorities are strengthened.

Amendment

2. Assistance under this Chapter shall also be provided to ensure that capacities of stakeholders, including social partners, civil society organisations and local ***and regional*** authorities, are strengthened.

Amendment 493

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation **Article 32 – paragraph 3**

Text proposed by the Commission

3. Assistance under this Chapter shall also support confidence-building measures and processes that promote justice, truth-seeking, reparations as well as collection of evidence of crimes committed during the war. Funding for initiatives and bodies involved in supporting and enforcing international justice in Ukraine may be provided under this Chapter.

Amendment

3. Assistance under this Chapter shall also support confidence-building measures and processes that promote justice, truth-seeking, reparations as well as collection of evidence of crimes committed during the war. Funding for initiatives and bodies involved in supporting and enforcing international justice in Ukraine may be provided under this Chapter. ***The findings retrieved as a result of such measures***

shall be brought to the knowledge of the Commission, the Parliament and the Council with a view to be considered during the elaboration of the Union's foreign policy positions.

Or. en

Amendment 494
David McAllister

Proposal for a regulation
Article 32 – paragraph 3

Text proposed by the Commission

3. Assistance under this Chapter shall also support confidence-building measures and processes that promote justice, truth-seeking, reparations as well as collection of evidence of crimes committed during the war. Funding for initiatives and bodies involved in supporting and enforcing international justice in Ukraine may be provided under this Chapter.

Amendment

3. Assistance under this Chapter shall also support confidence-building measures and processes that promote justice, truth-seeking, reparations as well as collection of evidence of crimes committed ***by the Russian political and military leadership and its proxies*** during the war. Funding for initiatives and bodies involved in supporting and enforcing international justice in Ukraine may be provided under this Chapter.

Or. en

Amendment 495
Petri Sarvamaa

Proposal for a regulation
Article 32 – paragraph 4

Text proposed by the Commission

4. Assistance under this Chapter shall support the creation and strengthening of Ukrainian authorities responsible for ensuring appropriate use of funds and effective fight against mismanagement of public funding, in particular fraud, corruption, conflict of interests and irregularities incurred in relation to any

Amendment

4. Assistance under this Chapter shall support the creation and strengthening of Ukrainian authorities responsible for ensuring appropriate use of funds, ***audit*** and effective fight against mismanagement of public funding, in particular fraud, corruption, ***oligarch structures***, conflict of interests and irregularities incurred in

amount spent to achieve the objectives of the Facility.

relation to any amount spent to achieve the objectives of the Facility.

Or. en

Amendment 496

Valérie Hayer, Vlad Gheorghe, Moritz Körner

Proposal for a regulation

Article 32 – paragraph 4

Text proposed by the Commission

4. Assistance under this Chapter shall support the creation and strengthening of Ukrainian authorities responsible for ensuring appropriate use of funds and effective fight against mismanagement of public funding, in particular fraud, corruption, conflict of interests and irregularities incurred in relation to any amount spent to achieve the objectives of the Facility.

Amendment

4. Assistance under this Chapter shall support the creation and strengthening of Ukrainian authorities responsible for ensuring appropriate use of funds and effective fight against mismanagement of public funding, in particular fraud, corruption **and grand corruption**, conflict of interests and irregularities incurred in relation to any amount spent to achieve the objectives of the Facility.

Or. en

Amendment 497

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 32 – paragraph 4

Text proposed by the Commission

4. Assistance under this Chapter shall support the creation and strengthening of Ukrainian authorities responsible for ensuring appropriate use of funds and effective fight against mismanagement of public funding, in particular fraud, corruption, conflict of interests and irregularities incurred in relation to any amount spent to achieve the objectives of the Facility.

Amendment

4. Assistance under this Chapter shall support the creation and strengthening of Ukrainian authorities responsible for ensuring appropriate use of funds, **audit**, and effective fight against mismanagement of public funding, in particular fraud, corruption, conflict of interests and irregularities incurred in relation to any amount spent to achieve the objectives of the Facility.

Amendment 498

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation

Article 33 – paragraph 1

Text proposed by the Commission

1. In implementing the Facility, the Commission and Ukraine shall take all the appropriate measures to protect the financial interests of the Union, taking into account the principle of proportionality and the specific conditions under which the Facility will operate, the precondition set out in Article 5(1) and conditions set out in the framework agreement and specific financing or loan agreements, in particular regarding the prevention, detection and correction of fraud, corruption, conflicts of interests and irregularities. Ukraine shall commit to progressing towards effective and efficient management and control systems and ensure that amounts wrongly paid or incorrectly used can be recovered.

Amendment

1. In implementing the Facility, the Commission and Ukraine shall take all the appropriate measures to protect the financial interests of the Union, taking into account the principle of proportionality and the specific conditions under which the Facility will operate, the precondition set out in Article 5(1) and conditions set out in the framework agreement and specific financing or loan agreements, in particular regarding the prevention, detection and correction of fraud, corruption, conflicts of interests and irregularities, ***as well as investigation and prosecution of criminal offences affecting the funds provided under the Facility.*** Ukraine shall commit to progressing towards ***a robust legal framework to fight fraud by means of criminal law,*** effective and efficient management and control systems and ensure that amounts wrongly paid or incorrectly used can be recovered. ***Ukraine shall also commit to ensure that the competent Ukrainian authorities treat, without delay, mutual legal assistance requests and extradition requests by the EPPO and Member States' competent authorities concerning criminal offences affecting the funds under the Facility.***

Amendment 499

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation

Article 33 – paragraph 2 – point a

Text proposed by the Commission

(a) to regularly check that the financing provided has been used in accordance with the applicable rules, in particular regarding the prevention, detection and correction of fraud, corruption, conflicts of interests and irregularities;

Amendment

(a) to regularly check that the financing provided has been used in accordance with the applicable rules, in particular regarding the prevention, detection and correction of fraud, corruption, conflicts of interests and irregularities ***or any other illegal activity affecting the Union's financial interests, as well as the availability of the reporting tools and protection of whistle-blowers;***

Or. en

Amendment 500

Petri Sarvamaa

Proposal for a regulation

Article 33 – paragraph 2 – point a

Text proposed by the Commission

(a) to regularly check that the financing provided has been used in accordance with the applicable rules, in particular regarding the prevention, detection and correction of fraud, corruption, conflicts of interests and irregularities;

Amendment

(a) to regularly check that the financing provided has been used in accordance with the applicable rules, in particular regarding the prevention, detection and correction of fraud, ***oligarch structures***, corruption, conflicts of interests and irregularities;

Or. en

Amendment 501

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation

Article 33 – paragraph 2 – point b

Text proposed by the Commission

(b) to take appropriate measures to prevent, detect and correct fraud, corruption, conflicts of interests and irregularities affecting the financial interests of the Union, to avoid double

Amendment

(b) to take appropriate measures to prevent, detect and correct fraud, corruption, conflicts of interests and irregularities, ***as well as to investigate and prosecute criminal offences*** affecting the

funding and to take legal actions to recover funds that have been misappropriated, including in relation to any measure for the implementation of reforms and investment projects under the Ukraine Plan;

financial interests of the Union, to avoid double funding and to take legal actions to recover funds that have been misappropriated, including in relation to any measure for the implementation of reforms and investment projects under the Ukraine Plan; ***and to take appropriate measures to treat mutual legal assistance requests and extradition requests by the EPPO and Member States' competent authorities concerning criminal offences affecting the funds under the Facility, without delay;***

Or. en

Amendment 502

Petri Sarvamaa

Proposal for a regulation

Article 33 – paragraph 2 – point b

Text proposed by the Commission

(b) to take appropriate measures to prevent, detect and correct fraud, corruption, conflicts of interests and irregularities affecting the financial interests of the Union, to avoid double funding and to take legal actions to recover funds that have been misappropriated, including in relation to any measure for the implementation of reforms and investment projects under the Ukraine Plan;

Amendment

(b) to take appropriate measures to prevent, detect and correct fraud, corruption, conflicts of interests and irregularities affecting the financial interests of the Union, to ***detect and*** avoid double funding and to take legal actions to recover funds that have been misappropriated, including in relation to any measure for the implementation of reforms and investment projects under the Ukraine Plan;

Or. en

Amendment 503

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 33 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(b) to take appropriate measures to prevent, detect and correct fraud, corruption, conflicts of interests and irregularities affecting the financial interests of the Union, to avoid double funding and to take legal actions to recover funds that have been misappropriated, including in relation to any measure for the implementation of reforms and investment projects under the Ukraine Plan;

(b) to take appropriate measures to prevent, detect and correct fraud, corruption, conflicts of interests and irregularities affecting the financial interests of the Union, to ***detect and*** avoid double funding and to take legal actions to recover funds that have been misappropriated, including in relation to any measure for the implementation of reforms and investment projects under the Ukraine Plan;

Or. en

Amendment 504

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 33 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) to accompany a request for payment as set out in Chapter III by a declaration that the funds were used in accordance with the principle of sound financial management and for their intended purpose and managed appropriately in particular in accordance with Ukrainian rules complemented by international standards, on prevention, detection and correction of irregularities, fraud, corruption and conflicts of interests;

(c) to accompany a request for payment as set out in Chapter III by a declaration that the funds were used in accordance with the principle of sound financial management and for their intended purpose and managed appropriately in particular in accordance with Ukrainian rules complemented by international standards, on prevention, detection and correction of irregularities, fraud, corruption and conflicts of interests, ***accompanied by a declaration of assurance by the Ukrainian authorities;***

Or. en

Amendment 505

Petri Sarvamaa

Proposal for a regulation

Article 33 – paragraph 2 – point c

Text proposed by the Commission

(c) to accompany a request for payment as set out in Chapter III by a declaration that the funds were used in accordance with the principle of sound financial management and for their intended purpose and managed appropriately in particular in accordance with Ukrainian rules complemented by international standards, on prevention, detection and correction of irregularities, fraud, corruption and conflicts of interests;

Amendment

(c) to accompany a request for payment as set out in Chapter III by a declaration that the funds were used in accordance with the principle of sound financial management and for their intended purpose and managed appropriately in particular in accordance with Ukrainian rules complemented by international standards, on prevention, detection and correction of irregularities, fraud, corruption and conflicts of interests; ***accompanied by a declaration of assurance by the Ukrainian authorities;***

Or. en

Amendment 506

Petri Sarvamaa

Proposal for a regulation

Article 33 – paragraph 2 – point c a (new)

Text proposed by the Commission

Amendment

(ca) to use the Early Detection and Exclusion System;

Or. en

Amendment 507

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation

Article 33 – paragraph 2 – point e

Text proposed by the Commission

Amendment

(e) to expressly authorise the Commission, OLAF, the Court of Auditors ***and, where applicable, EPPO*** to exert their rights as provided for in Article 129(1) of Regulation (EU, Euratom) 2018/1046, in application of the principle

(e) to expressly authorise the Commission, OLAF ***and*** the Court of Auditors to exert their rights as provided for in Article 129(1) of Regulation (EU, Euratom) 2018/1046, in application of the principle of proportionality. ***Where***

of proportionality.

applicable, the competent Ukrainian authorities shall report any criminal conduct affecting the funds under the Facility to the EPPO.

Or. en

Amendment 508
Petri Sarvamaa

Proposal for a regulation
Article 33 – paragraph 2 – point e a (new)

Text proposed by the Commission

Amendment

(ea) to provide a similar level of access to information and authority to carry out on-the-spot controls as the Commission and the Court of Auditors to the independent external auditor appointed by the Audit Board;

Or. en

Amendment 509
Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 33 – paragraph 2 – point e a (new)

Text proposed by the Commission

Amendment

(ea) to use the Early Detection and Exclusion System;

Or. en

Amendment 510
Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 33 – paragraph 2 – point e b (new)

Text proposed by the Commission

Amendment

(eb) to provide a similar level of access to information and authority to carry out on-the-spot controls as the Commission and the Court of Auditors to the independent external auditor appointed by the Audit Board.

Or. en

Amendment 511

Petri Sarvamaa

Proposal for a regulation

Article 33 – paragraph 3

Text proposed by the Commission

Amendment

3. The Commission shall strive to make available to Ukraine an integrated and interoperable information and monitoring system including a single data-mining and risk-scoring tool to access and analyse the relevant data, including the data listed in paragraph 2(d). Where such a system is available, Ukraine shall use and feed the relevant data into the system, including with support referred to under Chapter V.

3. The Commission shall strive to make available to Ukraine an integrated and interoperable information and monitoring system including a single data-mining and risk-scoring tool to access and analyse the relevant data, including the data listed in paragraph 2(d). Where such a system is available, Ukraine shall use and feed the relevant data into the system, including with support referred to under Chapter V. ***Data shall be inserted in English to allow the Commission and other audit authorities to fulfil their duties without undue delay. The system shall allow for downloads in a machine-readable format.***

Or. en

Amendment 512

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation

Article 33 – paragraph 3

3. The Commission shall **strive to** make available to Ukraine an integrated and interoperable information and monitoring system including a single data-mining and risk-scoring tool to access and analyse the relevant data, including the data listed in paragraph 2(d). Where such a system is available, Ukraine shall use and feed the relevant data into the system, including with support referred to under Chapter V.

3. The Commission shall make available to Ukraine an integrated and interoperable information and monitoring system including a single data-mining and risk-scoring tool to access and analyse the relevant data, including the data listed in paragraph 2(d). Where such a system is available, Ukraine shall use and feed the relevant data into the system, including with support referred to under Chapter V.

Or. en

Amendment 513
Petri Sarvamaa

Proposal for a regulation
Article 33 – paragraph 4

4. The agreements referred to in Articles 9, 10 and 21 shall also provide for the right of the Commission to reduce proportionately the support provided under the Facility and recover any amount spent to achieve the objectives of the Facility or to ask for early repayment of the loan, in cases of irregularities, fraud, corruption and conflicts of interests affecting the financial interests of the Union that have not been corrected by Ukraine, or of a serious breach of an obligation resulting from such agreements. When deciding on the amount of the recovery and reduction, or the amount to be repaid early, the Commission shall respect the principle of proportionality and shall take into account the seriousness of the irregularity, fraud, corruption or conflict of interests affecting the financial interests of the Union, or of a breach of an obligation. Ukraine shall be given the opportunity to present its observations before the reduction is made or early repayment is requested.

4. The agreements referred to in Articles 9, 10 and 21 shall also provide for the right of the Commission to reduce proportionately the support provided under the Facility and recover any amount spent to achieve the objectives of the Facility or to ask for early repayment of the loan **in cases of deterioration of rule of law or** in cases of irregularities, fraud, corruption and conflicts of interests affecting the financial interests of the Union that have not been corrected by Ukraine, or of a serious breach of an obligation resulting from such agreements. When deciding on the amount of the recovery and reduction, or the amount to be repaid early, the Commission shall respect the principle of proportionality and shall take into account the seriousness of the irregularity, fraud, corruption or conflict of interests affecting the financial interests of the Union, or of a breach of an obligation. Ukraine shall be given the opportunity to present its observations before the reduction is made

or early repayment is requested.

Or. en

Amendment 514

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation

Article 33 – paragraph 5

Text proposed by the Commission

5. Persons and entities implementing funds under the Facility shall report any suspected or actual cases, of fraud, corruption, conflict of interests and irregularities affecting financial interests of the Union without delay, to the Audit Board referred to in Article 34, the Commission **and OLAF**.

Amendment

5. Persons and entities implementing funds under the Facility shall report any suspected or actual cases, of fraud, corruption, conflict of interests and irregularities **or other illegal activities** affecting financial interests of the Union without delay, to the Audit Board referred to in Article 34, the Commission, **OLAF, and, where applicable, the EPPO**.

Or. en

Amendment 515

Vlad Gheorghe, Moritz Körner

Proposal for a regulation

Article 33 – paragraph 5 a (new)

Text proposed by the Commission

Amendment

5a. Persons and entities implementing funds under the Facility, as well as persons knowledgeable about the implementation process, shall be able to report the cases of alleged corruption, fraud, irregularities and maladministration through a dedicated digital tool, with the relevant whistleblower protection provisions.

Or. en

Proposal for a regulation
Article 33 a (new)

Text proposed by the Commission

Amendment

Article 33a

***Physical and cyber protection of
investments made with Union financial
support***

(1) The agreements referred to in Articles 9, 10 and 21 shall provide for the obligation of Ukraine to identify physical and cyber protection measures for each of the investments made with Union financial support. An appropriate amount of the Union financial support may be set aside for physical and cyber protection purposes, and the necessary restrictions shall apply in accordance with the Article 11, paragraph 7 (b).

(2) Until the cessation of hostilities, physical protection may include measures to protect against munitions and missiles and their effects, including through means delivering kinetic effects. Such means should be operated under the auspices of the state authorities of Ukraine and may not be used for the purpose of doing harm to persons.

Or. en

Justification

Russia continues to conduct long distance strike missions across Ukraine. There is a clear risk that investments made with Union financial support can be targeted. The EU should require Ukraine to provide appropriate physical and cyber protection of the investments made with EU financial support. Under the conditions of war, such protection may require a substantive effort and Ukraine should therefore be entitled to use an appropriate amount of the Union financial support for the protection purposes. Where kinetic effects are required to provide physical protection until the end of the hostilities, Ukraine should be entitled to also use the Union financial support to acquire and operate means providing kinetic effects, or to have them acquired or operated. However, under no circumstances these means should be used for the purpose of doing harm to people; this means that inhabited means of combat cannot be subject to the kinetic effects. Where kinetic effects are required to provide physical protection until the end of the hostilities, Ukraine should be entitled to also use the Union

financial support to acquire and operate means providing kinetic effects, or to have them acquired or operated. However, under no circumstances these means should be used for the purpose of doing harm to people; this means that inhabited means of combat cannot be subject to the kinetic effects.

Amendment 517

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation **Article 34 – paragraph 2**

Text proposed by the Commission

2. The Audit Board shall be composed of independent members appointed by the Commission. Representatives of Member States and other donors may be invited by the Commission to participate in the activities of the Audit Board.

Amendment

2. The Audit Board shall be composed of independent members appointed by the Commission. Representatives of Member States, ***the European Parliament*** and other donors may be invited by the Commission to participate in the activities of the Audit Board.

Or. en

Amendment 518

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation **Article 34 – paragraph 2 a (new)**

Text proposed by the Commission

Amendment

2a. At least one-fifth of the Audit Board should be composed of Ukrainian nationals of proven high professional competence and integrity and with no personal or professional affiliation to Ukrainian state institutions or officials as well as demonstrably independent international experts with a proven track record of understanding of Ukraine's economy and political system.

Or. en

Amendment 519
Vlad Gheorghe, Moritz Körner

Proposal for a regulation
Article 34 – paragraph 3

Text proposed by the Commission

3. The Audit Board shall exercise its functions in complete objectivity and operate in compliance with best applicable international practices and standards. It shall act without prejudice to the powers of the Commission, OLAF, the Court of Auditors and, **where applicable**, the EPPO.

Amendment

3. The Audit Board shall exercise its functions in complete objectivity and operate in compliance with best applicable international practices and standards. It shall act without prejudice to the powers of the Commission, OLAF, the Court of Auditors and the EPPO.

Or. en

Amendment 520
Petri Sarvamaa

Proposal for a regulation
Article 34 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. The Audit Board shall appoint an independent external auditor that provides an annual statement of assurance on the declarations by the Ukrainian authorities that accompany a request for payment. It shall also approve the annual work plan of the independent external auditor;

Or. en

Amendment 521
Petri Sarvamaa

Proposal for a regulation
Article 34 – paragraph 3 b (new)

Text proposed by the Commission

Amendment

3b. The Audit Board shall decide on recommendations to the Commission and the Ukrainian authorities on amounts to be recovered following the findings of the independent external auditor, and inform the Commission and the Ukrainian authorities of these recommendations;

Or. en

Amendment 522

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation

Article 34 – paragraph 4

Text proposed by the Commission

4. The Audit Board shall ensure regular dialogue and cooperation with the European Court of Auditors.

Amendment

4. The Audit Board shall ensure regular dialogue and cooperation with the European Court of Auditors, **as well as the Audit Chamber of Verkhovna Rada.**

Or. en

Amendment 523

Petri Sarvamaa

Proposal for a regulation

Article 34 – paragraph 7 – subparagraph 1

Text proposed by the Commission

For that purpose, the Audit Board shall regularly report to the Commission, and transmit to the Commission without delay any information it obtains or is made aware of, on any identified cases of, or serious concerns in relation to, mismanagement of public funding incurred in relation with any amount spent to achieve the objectives of the Facility.

Amendment

For that purpose, the Audit Board shall regularly report to the Commission, **and the relevant committees of the Council and Parliament** and transmit to the Commission without delay any information it obtains or is made aware of, on any identified cases of, or serious concerns in relation to, mismanagement of public funding incurred in relation with any amount spent to achieve the objectives of the Facility, **including its performance.**

Or. en

Amendment 524

Vlad Gheorghe, Moritz Körner, Olivier Chastel

Proposal for a regulation

Article 34 – paragraph 7 – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

In accordance with Article 24(1) of Regulation (EU) 2017/1939, the Audit Board shall report to the European Public Prosecutor Office any criminal conduct in respect of which the latter could exercise its competence.

Or. en

Amendment 525

Petri Sarvamaa

Proposal for a regulation

Article 34 – paragraph 7 – subparagraph 2

Text proposed by the Commission

Amendment

In addition, the Audit Board shall adopt recommendations to Ukraine on all cases where in its views competent Ukrainian authorities have not taken the necessary steps to prevent, detect and correct fraud, corruption, conflict of interests and irregularities that have affected or seriously risk affecting the sound financial management of the expenditure financed under the Facility and in all cases where it identifies weaknesses affecting the design and functioning of the control system put in place by Ukrainian authorities. Ukraine shall implement such recommendations, or provide a justification on why it has not done so.

In addition, the Audit Board shall adopt recommendations to Ukraine on all cases where in its views competent Ukrainian authorities have not taken the necessary steps to prevent, detect and correct fraud, corruption, conflict of interests and irregularities that have affected or seriously risk affecting the sound financial management of the expenditure financed under the Facility and in all cases where it identifies weaknesses affecting the design and functioning of the control system put in place by Ukrainian authorities. ***A summary of the recommendation shall be published by the Audit Board.*** Ukraine shall implement such recommendations, or provide a justification on why it has not done so. ***The information provided by the Ukrainian authorities on the recommendations shall also be published by the Audit Board.***

Amendment 526**Mick Wallace, Clare Daly, Manu Pineda, Özlem Demirel****Proposal for a regulation****Article 34 – paragraph 7 – subparagraph 2***Text proposed by the Commission*

In addition, the Audit Board shall adopt recommendations to Ukraine on all cases where in its views competent Ukrainian authorities have not taken the necessary steps to prevent, detect and correct fraud, corruption, conflict of interests and irregularities that have affected or seriously risk affecting the sound financial management of the expenditure financed under the Facility and in all cases where it identifies weaknesses affecting the design and functioning of the control system put in place by Ukrainian authorities. Ukraine shall implement such recommendations, ***or provide a justification on why it has not done so.***

Amendment

In addition, the Audit Board shall adopt recommendations to Ukraine on all cases where in its views competent Ukrainian authorities have not taken the necessary steps to prevent, detect and correct fraud, corruption, conflict of interests and irregularities that have affected or seriously risk affecting the sound financial management of the expenditure financed under the Facility and in all cases where it identifies weaknesses affecting the design and functioning of the control system put in place by Ukrainian authorities. Ukraine shall implement such recommendations ***in a timely fashion. In exceptional cases, a request may be made for an extension of time in which to implement the recommendations, but in all cases this should not exceed six months after the initial recommendation was made.***

Or. en

Amendment 527**Vlad Gheorghe, Moritz Körner, Olivier Chastel****Proposal for a regulation****Article 34 – paragraph 7 – subparagraph 3***Text proposed by the Commission*

The reports of, and information from, the Audit Board shall also be sent to OLAF and may be shared with the relevant Ukrainian authorities, especially in case they need to take steps to prevent, detect

Amendment

The reports of, and information from, the Audit Board shall also be sent to OLAF ***and, where applicable, to the EPPO,*** and may be shared with the relevant Ukrainian authorities, especially in case they need to

and correct fraud, corruption, conflict of interests and irregularities.

take steps to prevent, detect and correct fraud, corruption, conflict of interests and irregularities, *as well as to investigate and prosecute criminal offences affecting the financial interests of the Union.*

Or. en

Amendment 528

Petri Sarvamaa

Proposal for a regulation

Article 34 – paragraph 10

Text proposed by the Commission

10. The functioning of the Audit Board shall be funded under Chapter V.

Amendment

10. The functioning of the Audit Board shall be funded under Chapter V, *including the funding for the appointed independent external auditor.*

Or. en

Amendment 529

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 36 – paragraph 4

Text proposed by the Commission

4. The Commission shall provide *an annual* report to the European Parliament and the Council on progress towards the achievement of the objectives of this Regulation.

Amendment

4. The Commission shall provide *a quarterly* report to the European Parliament and the Council on progress towards the achievement of the objectives of this Regulation *and the adherence to the general principles in Article 4.*

Or. en

Amendment 530

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 37 – paragraph 1

Text proposed by the Commission

1. After 31 December 2027, but by 31 December 2031 at the latest, the Commission shall carry out an ex-post evaluation of the Regulation. That ex-post evaluation shall assess the Union contribution to the achievement of the objectives of this Regulation.

Amendment

1. After 31 December 2027, but by 31 December 2031 at the latest, the Commission shall carry out an ex-post evaluation of the Regulation ***by means of an independent external evaluation***. That ex-post evaluation shall assess the Union contribution to the achievement of the objectives of this Regulation. ***The Commission shall take due account of proposals by the European Parliament or the Council for this independent external evaluation.***

Or. en

Amendment 531
Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 37 – paragraph 2 – subparagraph 2

Text proposed by the Commission

The Commission shall communicate the findings and conclusions of this ex-post evaluation accompanied by its observations and follow-up, to the European Parliament, the Council and the Member States. This ex-post evaluation may be discussed at the request of Member States. The results shall feed into the preparation of programmes and actions and resource allocation. These evaluations and follow-up shall be made publicly available.

Amendment

The Commission shall communicate the findings and conclusions of this ex-post evaluation accompanied by its observations and follow-up, to the European Parliament, the Council and the Member States. This ex-post evaluation may be discussed at the request of Member States ***or the European Parliament***. The results shall feed into the preparation of programmes and actions and resource allocation. These evaluations and follow-up shall be made publicly available.

Or. en

Amendment 532
Viola von Cramon-Taubadel, Damian Boeselager

on behalf of the Verts/ALE Group

Proposal for a regulation
Article 38 – paragraph 2

Text proposed by the Commission

2. The power to adopt delegated acts referred to in **Article 31** shall be conferred on the Commission for an indeterminate period from seven days after the entry into force of this Regulation.

Amendment

2. The power to adopt delegated acts referred to in **Articles 13, 19, 20 and 31** shall be conferred on the Commission for an indeterminate period from seven days after the entry into force of this Regulation.

Or. en

Amendment 533

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 38 – paragraph 3

Text proposed by the Commission

3. The delegations of power referred to in **Article 31** 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.

Amendment

3. The delegations of power referred to in **Articles 13, 19, 20 and 31** 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.

Or. en

Amendment 534

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 38 – paragraph 6

Text proposed by the Commission

6. A delegated act adopted pursuant to **Article 31** shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of **one month** 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 one month at the initiative of the European Parliament or of the Council.

Amendment

6. A delegated act adopted pursuant to **Articles 13, 19, 20 and 31** shall enter into force only if no objection has been expressed either by the European Parliament or by 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 one month at the initiative of the European Parliament or of the Council.

Or. en

Amendment 535

Viola von Cramon-Taubadel, Damian Boeselager
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 40 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Information, communication and publicity shall be provided in accessible format, in accordance with the UN CRPD Article 9, and EU harmonised legislation, notably Directive 2019/882 of the European Parliament and of the Council of 17 April 2019 on accessibility requirements for products and services;

Or. en