



2018/0207(COD)

21.11.2018

OPINION

of the Committee on Employment and Social Affairs

for the Committee on Civil Liberties, Justice and Home Affairs

on the proposal for a regulation of the European Parliament and of the Council
establishing the Rights and Values programme
(COM(2018)0383 – C8-0234/2018 – 2018/0207(COD))

Rapporteur for opinion: Jean Lambert

PA_Legam

SHORT JUSTIFICATION

Background

Article 2 of the Treaty of the European Union states that the Union is founded on the values of respect for human dignity, freedom, democracy, equality, the rule of law and the respect for human rights, including the rights of the persons belonging to minorities. Since European societies have lately been confronted with extremism and divisions, which challenge the idea of open and inclusive societies, the Commission has evaluated that it is more important than ever to promote and strengthen these values. Furthermore, people are still victims of discrimination on the ground of sex, racial or ethnic origin, religion or belief, disability, age and sexual orientation, and women, children and other people at risk face violence daily. They are also not sufficiently aware of the values of the EU and of their rights as citizens, and some are even questioning them.

The Commission has found that the fragmented nature and limited resources that have been dedicated to this area so far are not enough to answer all these challenges, so it has combined them into a new Rights and Values programme, to be funded under a new Justice, Rights and Values Fund, with a total allocation of EUR 641 705 000. The proposal for a regulation establishing the Rights and Values programme was published on 30 May 2018.

The proposed new programme groups together two existing funding programmes, the Rights, Equality and Citizenship programme and Europe for Citizens programme. The general objective of the new programme is to protect and promote the rights and values enshrined in the EU Treaties and the EU Charter of Fundamental Rights. This general objective will be achieved through three specific objectives:

- promotion of equality and rights (Equality and rights strand): focus on preventing and combating inequalities and discrimination, supporting comprehensive policies to promote and mainstream gender equality and anti-discrimination, as well as policies to combat racism and all forms of intolerance, protecting and promoting the rights of the child, the rights of people with disabilities, Union citizenship rights and the right to the protection of personal data;
- promotion of citizen engagement and participation in the life of the Union (Citizens' engagement and participation strand): focus on increasing citizens' understanding of the Union, its history, cultural heritage and diversity, and promoting exchange and cooperation between citizens of different countries;
- fight against all forms of violence (Daphne strand): focus on preventing and combating all forms of violence against children, young people, women and other groups at risk, and supporting and protecting victims of such violence.

Methodology

Within the EP, the overall lead committee is LIBE. EMPL is an opinion giving committee under rule 53.

Key points for the rapporteur in her opinion

- Rename the Programme to ‘Rights, Equality and Values Programme’ to give expression to the EU’s ambition of achieving equality for all.
- Update wording of the general objective of the Programme to underline equality and rights as goals already present in Recital 3 of the text: ‘The ultimate objective is to nurture and sustain rights-based, equal, inclusive and democratic society’.
- Extend the personal scope of the new program in line with the ESF+, namely to people.
- Make sure that combating online racism and hate-speech is given due attention in the next programming period.
- Given, the entry into force of the new GDPR, protection related to data processing in the employment context should be given particular attention, given the sensitivity of this data.
- Moving the eligible actions list into the basic act, such an important part of a legislation cannot be hidden in the annex! Therefore the proposal of a new §9(a) and moving the entire list of Annex I into this new article.
- Equinet should be guaranteed funding under the program as it is a network of statutory bodies working together implementing and monitoring application of EU law covered by the Programme.
- The rapporteur proposes an update of the list of activities. Key points for her include the following:
 - the actions should not only focus on improvement of knowledge, but also of use of the acquis relevant for the Programme;
 - strengthen the creative aspects of the actions, as in her experience good creative actions tend to be effective and efficient in reaching the program objectives as set out in §2;
 - bring back actions that are supported currently but not listed in the new proposal on supporting key actors and on educational materials.
- Finally the rapporteur proposes to make a clear distinction in annex II between result indicators and outcome indicators and makes suggestions for outcome indicators to be included in the reporting.

AMENDMENTS

The Committee on Employment and Social Affairs calls on the Committee on Civil Liberties, Justice and Home Affairs, as the committee responsible, to take into account the following amendments:

Amendment 1

Proposal for a regulation Recital 1 a (new)

Text proposed by the Commission

Amendment

(1a) Guided furthermore by acts that further outline these values, in particular Council Directive 2000/43/EC of 29 June 2000 implementing the principle of equal treatment between persons irrespective of racial or ethnic origin and Council Directive 2000/78/EC of 27 November 2000 establishing a general framework for equal treatment in employment and occupation, and following the obligations of the EU party to the UN Convention on the rights of persons with disabilities, and in line with Inter-institutional Proclamation on the European Pillar of Social Rights (2017/C 428/09) as well as the European Parliament Resolution of 19 April 2008 on the need to establish a European Values Instrument to support civil society organisations which promote fundamental values within the European Union at local and national level (2018/2619(RSP), the Union should continue to uphold and promote the rights and values spelled out in Articles 2 and 3 of the Treaty of the European Union.

Amendment 2

Proposal for a regulation Recital 2

(2) Those rights and values must continue to be promoted **and** enforced and shared among the citizens and peoples and be at the heart of the EU project.

Therefore, a new Justice, Rights and Values Fund, comprising the Rights and Values and the Justice programmes shall be created in the EU budget. At a time where European societies are confronted with extremism, radicalism and divisions, it is more important than ever to promote, strengthen and defend justice, rights **and** EU values: human rights, respect for human dignity, freedom, democracy, equality, the rule of law. **This** will have profound and direct implications for political, social, cultural and economic life in the EU. As part of the new Fund, the Justice Programme will continue to support the further development of Union area of justice and cross-border cooperation. The Rights and Values Programme will bring together the 2014-2020 Programme Rights, Equality and Citizenship established by Regulation (EU) No 1381/2013 of the European Parliament and of the Council⁸ and the Europe for Citizens programme established by Council Regulation (EU) No 390/2014⁹, (hereafter 'the predecessor Programmes').

⁸ Regulation (EU) No 1381/2013 of the European Parliament and of the Council of 17 December 2013 establishing a Rights, Equality and Citizenship Programme for the period 2014 to 2020 (OJ L 354, 28.12.2013, p. 62)

⁹ Council Regulation (EU) No 390/2014 of

(2) Those rights and values **cannot be taken for granted and** must continue to be **protected**, promoted, enforced and shared among the citizens and peoples and be at the heart of the EU project. Therefore, a new Justice, Rights and Values Fund, comprising the Rights and Values and the Justice programmes shall be created in the EU budget. At a time where European societies are confronted with extremism, radicalism, and divisions **and the still persisting challenges of intolerance and discrimination** it is more important than ever to promote, strengthen and defend justice, rights, EU values **and the rule of law, which is inseparable from democracy itself, and a condition for its effectiveness. To promote and support** human rights, respect for human dignity, social rights, rights of minorities, freedom, democracy, equality, **and** the rule of law will have profound and direct implications for political, social, cultural and economic life in the EU. As part of the new Fund, the Justice Programme will continue to support the further development of Union area of justice and cross-border cooperation. The Rights and Values Programme will bring together the 2014-2020 Programme Rights, Equality and Citizenship established by Regulation (EU) No 1381/2013 of the European Parliament and of the Council⁸ and the Europe for Citizens programme established by Council Regulation (EU) No 390/2014⁹, (hereafter 'the predecessor Programmes').

⁸ Regulation (EU) No 1381/2013 of the European Parliament and of the Council of 17 December 2013 establishing a Rights, Equality and Citizenship Programme for the period 2014 to 2020 (OJ L 354, 28.12.2013, p. 62)

⁹ Council Regulation (EU) No 390/2014 of

14 April 2014 establishing the 'Europe for Citizens' programme for the period 2014-2020 (OJ L 115, 17.4.2014, p.3)

14 April 2014 establishing the 'Europe for Citizens' programme for the period 2014-2020 (OJ L 115, 17.4.2014, p.3)

Amendment 3

Proposal for a regulation Recital 3

Text proposed by the Commission

(3) The Justice, Rights and Values Fund and its two underlying funding programmes will focus **primarily** on people and entities, which contribute to **make** our common values, rights and rich diversity alive and vibrant. The ultimate objective is to nurture and sustain rights-based, equal, inclusive and democratic society. **That includes** a vibrant civil society, encouraging people's democratic, civic and social participation and fostering the rich diversity of European society, based on our common history and memory. Article 11 of the Treaty of the European Union further specifies that the institutions shall, by appropriate means, give citizens and representative associations the opportunity to make known and publicly exchange their views in all areas of Union action.

Amendment

(3) The Justice, Rights and Values Fund and its two underlying funding programmes will focus on people and entities, which contribute to **support, disseminate and protect** our common values, rights and rich diversity, **keeping them** alive and vibrant. The ultimate objective is to **defend**, nurture and sustain **a** rights-based, equal, inclusive and democratic society **including** a vibrant civil society. **The activities financed should aim at** encouraging people's democratic, civic and social participation and fostering the rich diversity of European society **both within and among Member States**, based on our common **values**, history and memory. Article 11 of the Treaty of the European Union further specifies that the institutions shall, by appropriate means, give citizens and representative associations the opportunity to make known and publicly exchange their views in all areas of Union action.

Amendment 4

Proposal for a regulation Recital 4

Text proposed by the Commission

(4) The Rights and Values programme (the 'Programme') should allow developing synergies to tackle the challenges that are common to the promotion and protection

Amendment

(4) The Rights and Values programme (the 'Programme') should allow developing synergies to tackle the challenges that are common to the **dissemination**, promotion

of values and to reach a critical dimension to have concrete results in the field. That should be achieved by building on the positive experience of the predecessor Programmes. This will enable to fully exploit the potential of synergies, to more effectively support the policy areas covered and to increase their potential to reach people. To be effective, the Programme should take into account the specific nature of the different policies, their different target groups and their particular needs through tailor-made approaches.

and protection of values and to reach a critical dimension to have concrete results in the field. That should be achieved by building on the positive experience of the predecessor Programmes **and also developing new innovative measures**. This will enable to fully exploit the potential of synergies, to more effectively support the policy areas covered and to increase their potential to reach people. To be effective, the Programme should take into account the specific nature of the different policies, their different target groups and their particular needs through tailor-made approaches.

Justification

Reliance should not be placed entirely on existing measures, but new ones should also be developed.

Amendment 5

Proposal for a regulation

Recital 5

Text proposed by the Commission

(5) In order to bring the European Union closer to its citizens, a variety of actions and coordinated efforts are necessary. Bringing together citizens in town-twinning projects or networks of towns and supporting civil society organisations in the areas covered by the programme will contribute to increase citizens' engagement in society and ultimately their involvement in the democratic life of the Union. At the same time supporting activities promoting mutual understanding, diversity, dialogue and respect for others fosters a sense of belonging and a European identity, based on a shared understanding of European values, culture, history and heritage. The promotion of a greater sense of belonging

Amendment

(5) In order to bring the European Union closer to its citizens, a variety of actions and coordinated efforts are necessary. Bringing together citizens in town-twinning projects or networks of towns and supporting civil society organisations in the areas covered by the programme will contribute to increase citizens' awareness **and active engagement** in society and ultimately their involvement in the democratic **and social life** of the Union, **strengthening social inclusion and fighting marginalization**. At the same time supporting activities promoting mutual understanding, diversity, dialogue and respect for others fosters a sense of belonging, **social integration** and a European identity, based on a shared

to the Union and of Union values is particularly important amongst citizens of the EU outermost regions due to their remoteness and distance from continental Europe.

understanding of European values, culture, history and heritage. The promotion of a greater sense of belonging to the Union and of Union values is particularly important amongst citizens of the EU outermost regions due to their remoteness and distance from continental Europe. ***The values of mutual understanding, dialogue and respect for diversity can only be embedded on a European level if they are well-rooted in Member States themselves and in their regions. Therefore the Programme should also promote these values within Member States among the various national, ethnic, linguistic or religious groups that together form the cultural richness and diversity of their society.***

Amendment 6

Proposal for a regulation

Recital 7

Text proposed by the Commission

(7) Citizens should also be more aware of their rights deriving from citizenship of the Union, and should feel at ease about living, travelling, studying, working and volunteering in another Member State, and should ***feel able*** to enjoy and exercise all their citizenship rights, place their trust in equal access, full enforceability and protection of their rights without any discrimination, no matter where in the Union they happen to be. ***Civil*** society needs to be supported for the promotion, safeguarding and raising awareness of EU common values under Article 2 TEU and in contributing to the effective enjoyment of rights under Union law.

Amendment

(7) Citizens should also be more aware of ***the full set of*** their rights deriving from citizenship of the Union, ***including non-discrimination provisions within the free movement of workers, as set out in Article 45(2) TFEU*** and should feel at ease about living, travelling, studying, working and volunteering in another Member State, and should ***be entitled*** to enjoy and exercise all their citizenship rights, place their trust in equal access, full enforceability and protection of their rights ***including their social rights*** without any ***discrimination on any grounds***, no matter where in the Union they happen to be. ***Furthermore, given that part of civil society is currently facing multiple difficulties in Member State, civil society and in particular civil society organizations*** needs to be supported for the promotion, safeguarding and raising awareness of EU common

values under Article 2 TEU and in contributing to the effective enjoyment of rights under Union law *with special regard to the Charter*.

Amendment 7

Proposal for a regulation

Recital 8

Text proposed by the Commission

(8) Equality between women and men is a fundamental value and an objective of the European Union. Discrimination against and unequal treatment of *women* violates their fundamental rights and prevents their full political, social and economic participation in society. In addition, the existence of structural and cultural barriers hinders the achievement of real gender equality. Promoting gender equality in all activities of the Union is therefore a core activity for the Union and a driver for economic growth and should be supported by the programme.

Amendment

(8) Equality between women and men is a fundamental value and an objective of the European Union. *Article 8 TFEU gives the Union the task of eliminating inequalities and promoting an effective equality between men and women through all its activities.* Discrimination against and unequal treatment of *any person based on their sex and/or gender* violates their fundamental rights and prevents their full political, social and economic participation in society. In addition, the existence of structural and cultural barriers hinders the achievement of real gender equality. Promoting *and mainstreaming* gender equality in all activities of the Union, *including in work and employment, where discrimination persists on the level of pay and on access to the labour market,* is therefore a core activity for the Union and a driver for economic growth and should be supported by the programme.

Amendment 8

Proposal for a regulation

Recital 10

Text proposed by the Commission

(10) Strong political will and coordinated action based on the methods and results of the previous Daphne

Amendment

(10) Strong political will and coordinated action based on the methods and results of the previous Daphne

Programmes, the Rights, Equality and Citizenship Programme and the Justice Programme are necessary in order to prevent and combat all forms of violence and to protect victims. In particular, since its launch in 1997, the Daphne funding to support victims of violence and combat the violence against women, children and young people has been a genuine success, both in terms of its popularity with stakeholders (public authorities, academic institutions and non-governmental organisations) and in terms of the effectiveness of the funded projects. It has funded projects to raise awareness, to provide support services to victims, to support the activities of non-governmental organisations (NGOs) working on the ground. It has addressed all forms of violence, such as for instance domestic violence, sexual violence, trafficking in human beings, as well as new emerging forms of violence such as cyber-bullying. It is therefore important to continue all these actions and that those results and lessons learned are taken into due consideration in the implementation of the Programme.

Programmes, the Rights, Equality and Citizenship Programme and the Justice Programme are necessary in order to prevent and combat all forms of violence and to protect victims, ***groups at risk and particularly vulnerable persons. An effort must be made to avoid overlaps between programmes and double funding.*** In particular, since its launch in 1997, the Daphne funding to support victims of violence and combat the violence against women, children and young people has been a genuine success, both in terms of its popularity with stakeholders (public authorities, academic institutions and non-governmental organisations) and in terms of the effectiveness of the funded projects. It has funded projects to raise awareness, to provide support services to victims, ***groups at risk, and particularly vulnerable persons,*** to support the activities of non-governmental organisations (NGOs) working on the ground. It has addressed all forms of violence, such as for instance domestic violence, sexual violence, trafficking in human beings, as well as new emerging forms of violence such as cyber-bullying. It is therefore important to continue all these actions and that those results and lessons learned are taken into due consideration in the implementation of the Programme.

Amendment 9

Proposal for a regulation

Recital 11

Text proposed by the Commission

(11) Non-discrimination is a fundamental principle of the Union. Article 19 of the Treaty on the Functioning of the European Union provides for action to combat discrimination based on sex, racial or ethnic origin, religion or belief, disability, age or sexual orientation. Non-

Amendment

(11) Non-discrimination is a fundamental principle of the Union. Article 19 of the Treaty on the Functioning of the European Union provides for action to combat discrimination based on sex, racial or ethnic origin, religion or belief, disability, age or sexual orientation. Non-

discrimination is also enshrined in Article 21 of the Charter. ***The*** specific features of the diverse forms of discrimination should be taken into account and appropriate action should be developed in parallel to prevent and combat discrimination on one or more grounds. ***The Programme should support actions to prevent and combat discrimination, racism, xenophobia, anti-semitism, anti-muslim hatred and other forms of intolerance. In that context, particular attention should also be devoted to preventing and combating all forms of violence, hatred, segregation and stigmatisation, as well as combating bullying, harassment and intolerant treatment. The Programme should be implemented in a mutually reinforcing manner with other Union activities that have the same objectives, in particular with those referred to in the Commission Communication of 5 April 2011 entitled ‘An EU Framework for National Roma Integration Strategies up to 2020¹⁰’ and in the Council Recommendation of 09 December 2013 on effective Roma integration measures in the Member States¹¹.***

¹¹ OJ C 378, 24.12.2013, p. 1.

Amendment 10

Proposal for a regulation Recital 11 a (new)

Text proposed by the Commission

Amendment

(11a) The Programme should support actions to prevent and combat discrimination, racism, xenophobia, anti-semitism, anti-gypsyism, afrophobia, anti-muslim hatred and other forms of intolerance such as disability, age, gender, gender expression, gender identity, sexual orientation as well as

recognising the rights of all persons to be treated with dignity. In that context, particular attention should also be devoted to preventing and combating all forms of violence, hatred, segregation and stigmatisation, as well as combating bullying (including cyber-bullying), harassment and intolerant treatment.

Amendment 11

Proposal for a regulation Recital 11 b (new)

Text proposed by the Commission

Amendment

(11b) The Programme should be implemented in a mutually reinforcing manner with other Union activities that have the same objectives, in particular with those referred to in the Commission Communication of 5 April 2011 entitled ‘An EU Framework for National Roma Integration Strategies up to 2020’ and in the Council Recommendation of 9 December 2013 on effective Roma integration measures in the Member States^{1a}. Promoting tolerant and inclusive work places and recognising the rights of all to be treated with dignity within the workplace and society in general are ongoing goals which require more and stronger coordinated action, including by the allocation of sufficient funding.

^{1a} OJ C 378, 24.12.2013, p. 1.

Amendment 12

Proposal for a regulation Recital 12

Text proposed by the Commission

(12) Attitudinal and environmental barriers as well as lack of accessibility hinder the full and effective participation of **people** with disabilities in society, on an equal basis with others. **People** with disabilities are faced with barriers to, among other things, access the labour market, benefit from an inclusive and quality education, avoid poverty and social exclusion, enjoy access to cultural initiatives and media, or use their political rights. As a party to the United Nations Convention on the Rights of Persons with Disabilities (the UNCRPD), the Union and all its Member States have committed to promote, protect and ensure the full and equal enjoyment of all human rights and fundamental freedoms by all persons with disabilities. The provisions of the UNCRPD have become an integral part of the Union legal order.

Amendment

(12) Attitudinal and environmental barriers as well as lack of accessibility hinder the full and effective participation of **persons** with disabilities in society, on an equal basis with others. **Persons** with disabilities, **which include those who have long-term physical, mental, intellectual or sensory impairments**, are faced with barriers to, among other things, access the labour market, benefit from an inclusive and quality education, avoid poverty and social exclusion, enjoy access to cultural initiatives and media, or use their political rights. As a party to the United Nations Convention on the Rights of Persons with Disabilities (the UNCRPD), the Union and all its Member States have committed to promote, protect and ensure the full and equal enjoyment of all human rights and fundamental freedoms by all persons with disabilities. The provisions of the UNCRPD have become an integral part of the Union legal order. ***In this regard the Programme should pay special attention to awareness raising activities to the challenges people with disability face in participating fully in society and enjoying their rights as equal citizens.***

Amendment 13

Proposal for a regulation
Recital 15

Text proposed by the Commission

(15) Pursuant to Articles 8 and 10 TFEU, the Programme in all its activities should support **gender** mainstreaming and **the mainstreaming of** non-discrimination objectives.

Amendment

(15) Pursuant to Articles 8 and 10 TFEU, the Programme in all its activities should support **the** mainstreaming and **promotion of gender equality and** non-discrimination objectives.

Amendment 14

Proposal for a regulation

Recital 17

Text proposed by the Commission

(17) In accordance with Union acts on equal treatment, Member States set up independent bodies for the promotion of equal treatment, commonly known as "equality bodies", in order to combat discrimination based on race and ethnic origin as well as gender. However, many Member States have gone beyond these requirements and ensured that equality bodies can also deal with discrimination based on the other grounds such as age, sexual orientation, religion and belief, disability or other grounds. Equality bodies play a key role in promoting equality and ensuring effective application of equal treatment legislation by providing in particular an independent assistance to victims of discrimination, conducting independent surveys concerning discrimination, publishing independent reports and making recommendations on any issue relating to discrimination in their country. It is essential that the work of equality bodies is coordinated at Union level in this respect. EQUINET was created in 2007. Its members are the national bodies for the promotion of equal treatment as established by Council Directives 2000/43/EC¹⁵ and 2004/113/EC¹⁶, and by Directives 2006/54/EC¹⁷ and 2010/41/EU¹⁸ of the European Parliament and of the Council. EQUINET is in an exceptional situation, being the only entity which ensures coordination of activities between equality bodies. This coordination activity by EQUINET is key for the good implementation of Union anti-discrimination law in Member States and should be supported by the Programme.

Amendment

(17) In accordance with Union acts on equal treatment, Member States set up independent bodies for the promotion of equal treatment, commonly known as "equality bodies", in order to combat discrimination based on race and ethnic origin as well as gender. However, many Member States have gone beyond these requirements and ensured that equality bodies can also deal with discrimination based on the other grounds such as age, sexual orientation, religion and belief, disability or other grounds. Equality bodies play a key role in promoting equality and ensuring effective application of equal treatment legislation by providing in particular an independent assistance to victims of discrimination, conducting independent surveys concerning discrimination, publishing independent reports and making recommendations on any issue relating to discrimination in their country. It is essential that the work of ***all those relevant*** equality bodies is coordinated at Union level in this respect. EQUINET was created in 2007. Its members are the national bodies for the promotion of equal treatment as established by Council Directives 2000/43/EC¹⁵ and 2004/113/EC¹⁶, and by Directives 2006/54/EC¹⁷ and 2010/41/EU¹⁸ of the European Parliament and of the Council. ***The Commission adopted a recommendation on standards for equality bodies [C(2018) 3850 final], covering the mandate, independence, effectiveness and coordination and cooperation of equality bodies.*** EQUINET is in an exceptional situation, being the only entity which ensures coordination of activities between equality bodies. This coordination activity by EQUINET is key

for the good implementation of Union anti-discrimination law in Member States and should be supported by the Programme.

¹⁵ Council Directive 2000/43/EC of 29 June 2000 implementing the principle of equal treatment between persons irrespective of racial or ethnic origin (OJ L 180, 19.7.2000, p. 22).

¹⁶ Council Directive 2004/113/EC of 13 December 2004 implementing the principle of equal treatment between men and women in the access to and supply of goods and services (OJ L 373, 21.12.2004, p. 37).

¹⁷ Directive 2006/54/EC of the European Parliament and of the Council of 5 July 2006 on the implementation of the principle of equal opportunities and equal treatment of men and women in matters of employment and occupation (OJ L 204, 26.7.2006, p. 23).

¹⁸ Directive 2010/41/EU of the European Parliament and of the Council of 7 July 2010 on the application of the principle of equal treatment between men and women engaged in an activity in a self-employed capacity and repealing Council Directive 86/613/EEC (OJ L 180, 15.7.2010, p. 1).

¹⁵ Council Directive 2000/43/EC of 29 June 2000 implementing the principle of equal treatment between persons irrespective of racial or ethnic origin (OJ L 180, 19.7.2000, p. 22).

¹⁶ Council Directive 2004/113/EC of 13 December 2004 implementing the principle of equal treatment between men and women in the access to and supply of goods and services (OJ L 373, 21.12.2004, p. 37).

¹⁷ Directive 2006/54/EC of the European Parliament and of the Council of 5 July 2006 on the implementation of the principle of equal opportunities and equal treatment of men and women in matters of employment and occupation (OJ L 204, 26.7.2006, p. 23).

¹⁸ Directive 2010/41/EU of the European Parliament and of the Council of 7 July 2010 on the application of the principle of equal treatment between men and women engaged in an activity in a self-employed capacity and repealing Council Directive 86/613/EEC (OJ L 180, 15.7.2010, p. 1).

Amendment 15

Proposal for a regulation

Recital 18

Text proposed by the Commission

(18) Independent human rights bodies and civil society organisations play an essential role in promoting, safeguarding and raising awareness of the Union's common values under Article 2 TEU, and in contributing to the effective enjoyment of rights under Union law, including the Charter of Fundamental Rights of the EU. As reflected in the European Parliament

Amendment

(18) Independent human rights bodies and civil society organisations play an essential role in promoting, safeguarding and raising awareness of the Union's common values under Article 2 TEU, and in contributing to the effective enjoyment of rights under Union law, including the Charter of Fundamental Rights of the EU. As reflected in the European Parliament

Resolution of 18 April 2018, adequate financial support is key to the development of a conducive and sustainable environment for civil society organisations to strengthen their role and perform their functions independently and effectively. Complementing efforts at national level, EU funding should therefore contribute to support, empower and build the capacity of independent civil society organisations active in the promotion of human rights whose activities help the strategic enforcement of rights under EU law and the Charter of Fundamental Rights of the EU, including through advocacy and watchdog activities, as well as to promote, safeguard and raise awareness of the Union's common values at national level.

Resolution of 18 April 2018, adequate financial support is key to the development of a conducive and sustainable environment for civil society organisations to strengthen their role and perform their functions independently and effectively. Complementing efforts at national level, EU funding should therefore contribute to support, empower and build the capacity of independent civil society organisations active in the promotion of human rights whose activities help the strategic enforcement of rights under EU law and the Charter of Fundamental Rights of the EU, including through advocacy and watchdog activities, as well as to promote, safeguard and raise awareness of the Union's common values at *local, regional and* national level.

Amendment 16

Proposal for a regulation Recital 21 a (new)

Text proposed by the Commission

Amendment

(21a) Pursuant to Article 9 TFEU a high level of employment, the guarantee of adequate social protection and the fight against social exclusion should be promoted. Actions under the Programme therefore should promote synergies between the fight against poverty, social exclusion and exclusion from the labour market and the promotion of equality and fight against all forms of discrimination. Therefore, the implementation of the Programme should be done in a way to ensure a maximum of synergies and complementarities both between its different strands and with the European Social Fund Plus. Furthermore, synergies should be ensured both with Erasmus and the European Social Fund Plus in order to ensure that these funds jointly contribute to delivering high quality

Amendment 17

Proposal for a regulation

Recital 24

Text proposed by the Commission

(24) The types of financing and the methods of implementation under this Regulation should be chosen on the basis of their ability to achieve the specific objectives of the actions and to deliver results, taking into account, in particular, the costs of controls, the administrative burden, and the expected risk of non-compliance. This should include consideration of the use of lump sums, flat rates *and* unit costs, as well as financing not linked to costs as referred to in Article 125(1) of the Financial Regulation. In accordance with the Financial Regulation, Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council²⁰ Council Regulation (Euratom, EC) No 2988/95²¹ Council Regulation (Euratom, EC) No 2185/96²² and Council Regulation (EU) 2017/1939²³ the financial interests of the Union are to be protected through proportionate measures, including the prevention, detection, correction and investigation of irregularities and fraud, the recovery of funds lost, wrongly paid or incorrectly used and, where appropriate, the imposition of administrative sanctions. In particular, in accordance with Regulation (EU, Euratom) No 883/2013 and Regulation (Euratom, EC) No 2185/96 the European Anti-Fraud Office (OLAF) may carry out administrative investigations, including on-the-spot checks and inspections, with a view to establishing whether there has been fraud, corruption or any other illegal activity affecting the financial interests of the Union. In accordance with Regulation

Amendment

(24) The types of financing and the methods of implementation under this Regulation should be chosen on the basis of their ability to achieve the specific objectives of the actions and to deliver results, taking into account, in particular, the costs of controls, the administrative burden, and the expected risk of non-compliance. This should include consideration of the use of lump sums, flat rates, unit costs, as well as financing not linked to costs as referred to in Article 125(1) of the Financial Regulation. ***In order to facilitate participation to the Programme, including by small organizations, assistance should be ensured and any unnecessary administrative burden eliminated. Where appropriate, due consideration should be given to the possibility of a two-stage evaluation procedure and to the option of cascading grants and multiannual operating grants. As for co-funding rates, they should take into account the type and size of organizations for whom the programme calls are intended.*** In accordance with the Financial Regulation, Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council²⁰ Council Regulation (Euratom, EC) No 2988/95²¹ Council Regulation (Euratom, EC) No 2185/96²² and Council Regulation (EU) 2017/1939²³ the financial interests of the Union are to be protected through proportionate measures, including the prevention, detection, correction and investigation of irregularities and fraud, the recovery of funds lost, wrongly paid or

(EU) 2017/1939, the European Public Prosecutor's Office (EPPO) may investigate and prosecute fraud and other criminal offences affecting the financial interests of the Union as provided for in Directive (EU) 2017/1371 of the European Parliament and of the Council²⁴. In accordance with the Financial Regulation, any person or entity receiving Union funds is to fully cooperate in the protection of the Union's financial interests, to grant the necessary rights and access to the Commission, OLAF, the EPPO and the European Court of Auditors (ECA) and to ensure that any third parties involved in the implementation of Union funds grant equivalent rights.

incorrectly used and, where appropriate, the imposition of administrative sanctions. In particular, in accordance with Regulation (EU, Euratom) No 883/2013 and Regulation (Euratom, EC) No 2185/96 the European Anti-Fraud Office (OLAF) may carry out administrative investigations, including on-the-spot checks and inspections, with a view to establishing whether there has been fraud, corruption or any other illegal activity affecting the financial interests of the Union. In accordance with Regulation (EU) 2017/1939, the European Public Prosecutor's Office (EPPO) may investigate and prosecute fraud and other criminal offences affecting the financial interests of the Union as provided for in Directive (EU) 2017/1371 of the European Parliament and of the Council²⁴. In accordance with the Financial Regulation, any person or entity receiving Union funds is to fully cooperate in the protection of the Union's financial interests, to grant the necessary rights and access to the Commission, OLAF, the EPPO and the European Court of Auditors (ECA) and to ensure that any third parties involved in the implementation of Union funds grant equivalent rights.

²⁰ Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council of 11 September 2013 concerning investigations conducted by the European Anti-Fraud Office (OLAF) and repealing Regulation (EC) No 1073/1999 of the European Parliament and of the Council and Council Regulation (Euratom) No 1074/1999, (OJ L248, 18.9.2013, p. 1.

²¹ Council Regulation (EC, Euratom) No 2988/95 of 18 December 1995 on the protection of the European Communities financial interests (OJ L 312, 23.12.95, p.1).

²² Council Regulation (Euratom, EC) No 2185/96 of 11 November 1996 concerning

²⁰ Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council of 11 September 2013 concerning investigations conducted by the European Anti-Fraud Office (OLAF) and repealing Regulation (EC) No 1073/1999 of the European Parliament and of the Council and Council Regulation (Euratom) No 1074/1999, (OJ L248, 18.9.2013, p. 1.

²¹ Council Regulation (EC, Euratom) No 2988/95 of 18 December 1995 on the protection of the European Communities financial interests (OJ L 312, 23.12.95, p.1).

²² Council Regulation (Euratom, EC) No 2185/96 of 11 November 1996 concerning

on-the-spot checks and inspections carried out by the Commission in order to protect the European Communities' financial interests against fraud and other irregularities (OJ L292.15.11.96,, p.2).

²³ Council Regulation (EU) 2017/1939 of 12 October 2017 implementing enhanced cooperation on the establishment of the European Public Prosecutor's Office ('the EPPO') (OJ L283, 31.10.2017,, p.1).

²⁴ Directive (EU) 2017/1371 of the European Parliament and of the Council of 5 July 2017 on the fight against fraud to the Union's financial interests by means of criminal law (OJ L 198, 28.7.2017, p. 29).

on-the-spot checks and inspections carried out by the Commission in order to protect the European Communities' financial interests against fraud and other irregularities (OJ L292.15.11.96,, p.2).

²³ Council Regulation (EU) 2017/1939 of 12 October 2017 implementing enhanced cooperation on the establishment of the European Public Prosecutor's Office ('the EPPO') (OJ L283, 31.10.2017,, p.1).

²⁴ Directive (EU) 2017/1371 of the European Parliament and of the Council of 5 July 2017 on the fight against fraud to the Union's financial interests by means of criminal law (OJ L 198, 28.7.2017, p. 29).

Amendment 18

Proposal for a regulation Article 2 – paragraph 1

Text proposed by the Commission

1. The general objective of the Programme is to protect and promote rights and values as enshrined in the EU Treaties, including by supporting civil society organisations, in order to sustain open, democratic ***and inclusive*** societies.

Amendment 19

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

Text proposed by the Commission

(b) to promote ***citizens*** engagement and participation in the democratic life of the Union (Citizens' engagement and participation strand),

Amendment

1. The general objective of the Programme is to protect and promote rights and values as enshrined in the EU Treaties, including by supporting civil society organisations ***of all sizes***, in order to ***preserve, nurture and sustain rights-based, equal, inclusive, open and*** democratic societies.

Amendment

(b) to promote ***people's*** engagement and participation in the democratic life of the Union (Citizens' engagement and participation strand),

Amendment 20

Proposal for a regulation

Article 3 – paragraph 1 – point a

Text proposed by the Commission

(a) preventing and combating inequalities and discrimination on grounds of sex, racial or ethnic origin, religion or belief, disability, age or sexual orientation, and supporting comprehensive policies to promote gender equality and anti-discrimination and their mainstreaming as well policies to combat racism and all forms of intolerance;

Amendment

(a) ***promoting equality for all by*** preventing and combating inequalities and ***any kind of*** discrimination on grounds of sex, racial or ethnic origin, religion or belief, disability, age or sexual orientation ***as well as discrimination on the grounds set out in Article 21(1) of the Charter*** and supporting comprehensive policies to promote gender equality, ***social inclusion*** and anti-discrimination and their mainstreaming as well policies to combat racism and all forms of intolerance ***both online and offline***;

Amendment 21

Proposal for a regulation

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

Text proposed by the Commission

Amendment

(aa) promoting mutual understanding, dialogue and respect for diversity within Member States and the Union.

Amendment 22

Proposal for a regulation

Article 3 – paragraph 1 – point b

Text proposed by the Commission

(b) protecting and promoting the rights of the child, the rights of people with disabilities, Union citizenship rights and the right to the protection of personal data.

Amendment

(b) protecting and promoting the rights of the child, ***the rights of seniors***, the rights of people with disabilities, Union citizenship rights, ***including social rights***, and the right to the protection of personal data including data ***processing***

situations in the employment context or for social protection purposes as laid down in the GDPR Regulation^{1a}.

^{1a} Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (OJ L 119, 4.5.2016, p. 1).

Amendment 23

Proposal for a regulation Article 4 – paragraph 1 – point a

Text proposed by the Commission

(a) increasing citizens' understanding of the Union, its history, cultural heritage and diversity;

Amendment

(a) increasing citizens' understanding of the Union, its *shared values*, history–*with particular regard to the history of totalitarian regimes* –, cultural heritage and diversity;

Amendment 24

Proposal for a regulation Article 4 – paragraph 1 – point b

Text proposed by the Commission

(b) promoting exchange and cooperation between citizens of different *countries*; to promote citizens' civic and democratic participation allowing citizens and representative associations to make known and publicly exchange their views in all areas of Union action;

Amendment

(b) promoting exchange and cooperation between citizens of different *national and cultural backgrounds*; to promote citizens' civic and democratic participation allowing citizens and representative associations to make known and publicly exchange their views in all areas of Union action *and to foster solidarity*;

Amendment 25

Proposal for a regulation

Article 5 – paragraph 1 – point a

Text proposed by the Commission

(a) preventing and combating all forms of violence against children, young people **and** women, as well as violence against other groups at risk;

Amendment

(a) preventing, **including with informative and educational actions**, and combating all forms of violence, **including domestic violence**, against children, young people, women **and seniors**, as well as violence against other groups at risk, **and particularly vulnerable persons**;

Amendment 26

Proposal for a regulation

Article 5 – paragraph 1 – point b

Text proposed by the Commission

(b) supporting and protecting victims of such violence.

Amendment

(b) supporting and protecting victims, **groups at risk, and particularly vulnerable persons** of such violence.

Amendment 27

Proposal for a regulation

Article 9 – paragraph 1

Text proposed by the Commission

Actions contributing to the achievement of a specific objective specified in Article 2 may receive funding under this Regulation. In particular, activities **listed in Annex I** shall be eligible for funding.

Amendment

Actions contributing to the achievement of a specific objective specified in Article 2 may receive funding under this Regulation. In particular **the following** activities shall be eligible for funding:

(a) awareness raising, creative actions, educational activities and dissemination of information to improve the use and knowledge of the policies and rights in the areas covered by the Programme;

- (b) mutual learning through exchange of good practices among stakeholders to improve civic and democratic engagement based on knowledge and mutual understanding; and***
- (c) advocacy, creative, analytical and monitoring activities^{1a} to improve the understanding of the situation in the Member States and at Union level in the areas covered by the Programme as well as to improve the implementation of Union law and policies;***
- (d) training relevant stakeholders to improve their awareness, ability to use and knowledge of the policies and rights in the fields covered;***
- (e) information and Communication Technology (ICT) tools development and maintenance accessible for all;***
- (f) strengthening citizen's awareness of European culture, values, history and remembrance as well as their sense of solidarity belonging to the Union;***
- (g) bringing together Europeans of different nationalities and cultures by giving them the opportunity to participate in twinning activities, including town-twinning activities;***
- (h) encouraging and facilitating active inclusive participation and public mobilization in the construction of a more democratic Union as well as use of and awareness of rights and values through support to civil society organisations;***
- (i) financing the technical and organisational support to implement Regulation (EU) No 211/2011, thereby underpinning the exercise by citizens of the right to launch and support European citizens' initiatives;***
- (j) developing the capacity of European networks to promote, apply and further develop Union law, policy goals and strategies as well as supporting civil society organisations of all sizes active in***

the areas covered by the Programme;
(k) enhancing knowledge of the Programme and dissemination and transferability of its results and fostering citizen outreach, including by setting up and supporting programme desks/national contact networks.

^{1a} These activities include for instance the collection of data and statistics; the development of common methodologies and, where appropriate, indicators or benchmarks; studies, researches, analyses and surveys; evaluations; impact assessment; the elaboration and publication of guides, reports and educational material.

(Points (a) to (k) are amended points of Annex I, paragraph 1)

Amendment 28

Proposal for a regulation

Article 18 – paragraph 1

Text proposed by the Commission

1. The recipients of Union funding shall acknowledge the origin and ensure the visibility of the Union funding (in particular when promoting the actions and their results) by providing coherent, effective and proportionate targeted information to multiple audiences, including the media and the public.

Amendment

1. The recipients of Union funding shall acknowledge the origin and ensure the visibility of the Union funding (in particular when promoting the actions and their results) by providing coherent, effective and proportionate targeted information – ***in a form which is also accessible for people with disabilities*** – to multiple audiences, including the media and the public.

Amendment 29

Proposal for a regulation

Article 18 – paragraph 2

Text proposed by the Commission

2. The Commission shall implement

Amendment

2. The Commission shall implement

information and communication actions relating to the Programme, and its actions and results. *Financial resources allocated to the Programme shall also contribute to the corporate communication of the political priorities of the Union, as far as they are related to the objectives referred to in Article 2.*

information and communication actions relating to the Programme, and its actions and results.

Amendment 30

Proposal for a regulation Annex I

Text proposed by the Commission

Amendment

ANNEX I

deleted

Activities of the Programme

The specific objectives of the Programme referred to in Article 2(2) will be pursued in particular through support to the following activities:

- (a) awareness raising, dissemination of information to improve the knowledge of the policies and rights in the areas covered by the Programme;*
- (b) mutual learning through exchange of good practices among stakeholders to improve knowledge and mutual understanding and civic and democratic engagement;*
- (c) analytical and monitoring activities¹ to improve the understanding of the situation in the Member States and at EU level in the areas covered by the Programme as well as to improve the implementation of EU law and policies;*
- (d) training relevant stakeholders to improve their knowledge of the policies and rights in the fields covered;*
- (e) information and Communication Technology (ICT) tools development and maintenance;*

- (f) strengthening citizen's awareness of European culture, history and remembrance as well as their sense of belonging to the Union;**
- (g) bringing together Europeans of different nationalities and cultures by giving them the opportunity to participate in town-twinning activities;**
- (h) encouraging and facilitating active participation in the construction of a more democratic Union as well as awareness of rights and values through support to civil society organisations;**
- (i) financing the technical and organisational support to implement Regulation [(EU)No 211/2011], thereby underpinning the exercise by citizens of the right to launch and support European citizens' initiatives;**
- (j) developing the capacity of European networks to promote and further develop Union law, policy goals and strategies as well as supporting civil society organisations active in the areas covered by the Programme.**
- (k) enhancing knowledge of the programme and dissemination and transferability of its results and fostering citizen outreach, including by setting up and supporting programme desks/national contact network.**

¹ These activities include for instance the collection of data and statistics; the development of common methodologies and, where appropriate, indicators or benchmarks; studies, researches, analyses and surveys; evaluations; impact assessment; the elaboration and publication of guides, reports and educational material.

Amendment 31

Proposal for a regulation Annex II – paragraph 1 – introductory part

Text proposed by the Commission

The Programme will be monitored on the basis of a set of indicators intended to measure the extent to which the general and specific objectives of the Programme have been achieved and with a view to minimising administrative burdens and costs. To that end, data will be collected as regards the following set of key indicators:

Amendment

The Programme will be monitored on the basis of a set of **result** indicators intended to measure the extent to which the general and specific objectives of the Programme have been achieved and with a view to minimising administrative burdens and costs. To that end, data will be collected as regards the following set of key indicators:

Amendment 32

Proposal for a regulation Annex II – paragraph 1 a (new)

Text proposed by the Commission

Amendment

The Commission shall also publish the following output indicators yearly:

Amendment 33

Proposal for a regulation Annex II – paragraph 1 b (new)

Text proposed by the Commission

Amendment

Geographical coverage of activities per strand

Amendment 34

Proposal for a regulation Annex II – paragraph 1 c (new)

Text proposed by the Commission

Amendment

Number of applications and activities funded per list in Article 9(1) and per strand

Amendment 35

**Proposal for a regulation
Annex II – paragraph 1 d (new)**

Text proposed by the Commission

Amendment

***The level of funding requested by
applicants and granted per activity listed
in Article 9(1) and per strand***

PROCEDURE – COMMITTEE ASKED FOR OPINION

Title	Establishing the Rights and Values programme
References	COM(2018)0383 – C8-0234/2018 – 2018/0207(COD)
Committee responsible Date announced in plenary	LIBE 14.6.2018
Opinion by Date announced in plenary	EMPL 14.6.2018
Rapporteur Date appointed	Jean Lambert 18.6.2018
Discussed in committee	9.10.2018
Date adopted	20.11.2018
Result of final vote	+: 38 –: 2 0: 1
Members present for the final vote	Guillaume Balas, Brando Benifei, Mara Bizzotto, David Casa, Ole Christensen, Michael Detjen, Martina Dlabajová, Lampros Fountoulis, Marian Harkin, Czesław Hoc, Agnes Jongerius, Rina Ronja Kari, Ádám Kósa, Agnieszka Kozłowska-Rajewicz, Jean Lambert, Jérôme Lavrilleux, Patrick Le Hyaric, Jeroen Lenaers, Verónica Lope Fontagné, Thomas Mann, Anthea McIntyre, Miroslavs Mitrofanovs, Elisabeth Morin-Chartier, Emilian Pavel, Georgi Pirinski, Dennis Radtke, Terry Reintke, Robert Rochefort, Claude Rolin, Siôn Simon, Romana Tomc, Marita Ulvskog
Substitutes present for the final vote	Georges Bach, Rosa D’Amato, Tania González Peñas, Paloma López Bermejo, Edouard Martin, Alex Mayer, Sven Schulze, Helga Stevens, Flavio Zanonato

FINAL VOTE BY ROLL CALL IN COMMITTEE ASKED FOR OPINION

38	+
ALDE	Martina Dlabajová, Marian Harkin, Robert Rochefort
ECR	Czesław Hoc, Anthea McIntyre, Helga Stevens
GUE/NGL	Tania González Peñas, Rina Ronja Kari, Patrick Le Hyaric, Paloma López Bermejo
PPE	Georges Bach, David Casa, Ádám Kósa, Agnieszka Kozłowska-Rajewicz, Jérôme Lavrilleux, Jeroen Lenaers, Verónica Lope Fontagné, Thomas Mann, Elisabeth Morin-Chartier, Dennis Radtke, Claude Rolin, Sven Schulze, Romana Tomc
S&D	Guillaume Balas, Brando Benifei, Ole Christensen, Michael Detjen, Agnes Jongerius, Edouard Martin, Alex Mayer, Emilian Pavel, Georgi Pirinski, Siôn Simon, Marita Ulvskog, Flavio Zanonato
VERTS/ALE	Jean Lambert, Miroslavs Mitrofanovs, Terry Reintke

2	-
ENF	Mara Bizzotto
NI	Lampros Fountoulis

1	0
EFDD	Rosa D'Amato

Key to symbols:

+ : in favour

- : against

0 : abstention