



2018/0206(COD)

8.11.2018

OPINION

of the Committee on Civil Liberties, Justice and Home Affairs

for the Committee on Employment and Social Affairs

on the proposal for a regulation of the European Parliament and of the Council
on the European Social Fund Plus (ESF+)
(COM(2018)0382 – C8-0232/2018 – 2018/0206(COD))

Rapporteur for opinion: Soraya Post

PA_Legam

SHORT JUSTIFICATION

We, Europeans, have the tendency of thinking of ourselves as people with full access to and full enjoyment of our fundamental human rights.

If we take a closer look at our society, however, we can see that more than 100 million Europeans struggle with poverty and material deprivation on a daily basis, and we all know that poverty is a violation of human rights, since it deprives people of the access and enjoyment of all their other rights. Acknowledging the detrimental effect of poverty, the 2030 Agenda for Sustainable Development stated that ‘eradicating poverty in all its forms and dimensions, including extreme poverty, is the greatest global challenge and an indispensable requirement for sustainable development’, and designated ‘ending poverty in all its forms everywhere’ as its first Sustainable Development Goal.

Unfortunately, poverty is only one of the many fundamental rights violations present in the Union: millions of people living with disabilities are still longing for family- or community-based living conditions and for real participation in the society; millions of Roma people have been systematically excluded from the society for centuries, millions of young people coming from a disadvantaged social background do not get a chance of fulfilling their true potential, and millions of women are systematically denied equal pay for equal work and are destined to poverty in their old age.

All these people, and many more, are living proof of the fact that even if often unconsciously and unintentionally, our national and Union programmes and funds are discriminatory, since they do not take into account the challenges and the realities of the people living in the Union.

If we take the jointly set values in our Treaties seriously, and if we want to fulfil our commonly defined Union commitments and achieve the Sustainable Development Goals, we cannot allow having a Union budget which is not safeguarding non-discrimination and equal opportunities.

The European Social Fund+ (ESF+) is the fund dedicated to investing in people, their development, and their needs. It overarches our lives from birth until our old age, crisscrossing through the fields of education and training, employment, and social and care services.

If the ESF+ is designed well, if Member States authorities ensure meaningful participation by civil society organisations, social partners, equality bodies and human rights institutions in the programming, delivery, monitoring and evaluation of the programmes supported by the ESF+, and if they fight corruption, the ESF+ can gradually change our presently grave European reality; it can alleviate poverty, contribute to the fulfillment of the potentials of all our citizens and residents, and it can help the long-term integration of those people who have found their new homes in our European Union.

Therefore, your rapporteur’s main goal is to achieve that the ESF+ as a tool to protect, develop and empower people can fulfil its goal to the fullest. Her intention is to make the text of this proposal safeguard that the future projects will be as inclusive and non-discriminatory as possible, and that they will enable better life prospects for everybody in the Union, thereby making ours a sustainable society.

AMENDMENTS

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

Amendment 1

Proposal for a regulation

Recital 1

Text proposed by the Commission

(1) On 17 November 2017, the European Pillar of Social Rights was jointly proclaimed by the European Parliament, the Council and the Commission as a response to social challenges in Europe. The twenty key principles of the pillar are structured around three categories: equal opportunities and access to the labour market; fair working conditions; social protection and inclusion. The twenty principles of the European Pillar of Social Rights should guide the actions under the European Social Fund Plus (ESF+). In order to contribute to the implementation of the European Pillar of Social Rights the ESF+ should support investments in people and systems in the policy areas of employment, education *and* social inclusion, thereby supporting economic, territorial and social cohesion in accordance with Article 174 TFEU.

Amendment

(1) On 17 November 2017, the European Pillar of Social Rights was jointly proclaimed by the European Parliament, the Council and the Commission as a response to social challenges in Europe. The twenty key principles of the pillar are structured around three categories: equal opportunities and access to the labour market; fair working conditions; social protection and inclusion. The twenty principles of the European Pillar of Social Rights should guide the actions under the European Social Fund Plus (ESF+). In order to contribute to the implementation of the European Pillar of Social Rights the ESF+ should support investments in people and systems in the policy areas of employment, education, social inclusion *and health*, thereby supporting economic, territorial and social cohesion in accordance with Article 174 TFEU.

Amendment 2

Proposal for a regulation

Recital 3

Text proposed by the Commission

(3) The Council of [...] adopted revised guidelines for the employment policies of the Member States to align the text with the principles of the European Pillar of Social Rights, with a view to

Amendment

(3) The Council of [...] adopted revised guidelines for the employment policies of the Member States to align the text with the principles of the European Pillar of Social Rights, with a view to

improving Europe's competitiveness and making it a better place to invest, create jobs and foster social cohesion. In order to ensure the full alignment of the ESF+ with the objectives of these guidelines, particularly as regards employment, education, training and the fight against social exclusion, poverty and discrimination, the ESF+ should support Member States, taking account of the relevant Integrated Guidelines and relevant country-specific recommendations adopted in accordance with Article 121(2) TFEU and Article 148(4) TFEU and, where appropriate, at national level, the national reform programmes underpinned by national strategies. The ESF+ should also contribute to relevant aspects of the implementation of key Union initiatives and activities, in particular the "Skills Agenda for Europe" and the European Education Area, relevant Council Recommendations and other initiatives such as the Youth Guarantee, Upskilling Pathways and on Integration of the long-term unemployed.

improving Europe's competitiveness and making it a better place to invest, create jobs and foster social cohesion. In order to ensure the full alignment of the ESF+ with the objectives of these guidelines, particularly as regards employment, education, training and the fight against social exclusion, poverty and discrimination, the ESF+ should support Member States, taking account of the relevant Integrated Guidelines and relevant country-specific recommendations adopted in accordance with Article 121(2) TFEU and Article 148(4) TFEU, ***the post-2020 EU Framework for National Roma Integration Strategies*** and, where appropriate, at national level, the national reform programmes underpinned by national strategies. The ESF+ should also contribute to relevant aspects of the implementation of key Union initiatives and activities, in particular the "Skills Agenda for Europe" and the European Education Area, relevant Council Recommendations and other initiatives such as the Youth Guarantee, Upskilling Pathways and on Integration of the long-term unemployed.

Amendment 3

Proposal for a regulation Recital 5

Text proposed by the Commission

(5) The Union is confronted with structural challenges arising from economic globalisation, ***the management of migration flows*** and the ***increased security threat***, clean energy transition, technological change ***and*** an increasingly ageing workforce ***and*** growing skills and labour shortages in some sectors and regions, experienced especially by SMEs. Taking into account the changing realities of the world of work, the Union should be prepared for the current and future

Amendment

(5) The Union is confronted with structural challenges arising from economic globalisation, migration and the ***integration and inclusion of third-country nationals***, clean energy transition, technological change, an increasingly ageing ***society and*** workforce, growing skills and labour shortages in some sectors and regions, experienced especially by SMEs. Taking into account ***the existing economic and social disparities among regions and*** the changing realities of the

challenges by investing in relevant skills, making growth more inclusive and by improving employment and social policies, including in view of labour mobility.

world of work, the Union should be prepared for the current and future challenges by investing in relevant skills, making growth more inclusive and by improving **education, training,** employment and social policies, including in view of labour mobility.

Amendment 4

Proposal for a regulation Recital 10

Text proposed by the Commission

(10) In view of this wider scope of the ESF+ it is appropriate to foresee that the aims to enhance the effectiveness of labour markets and promote access to quality employment, to improve the access to and the quality of education and training as well as to promote social inclusion and health and to **reduce** poverty are not only implemented under shared management, but also under direct and indirect management under the Employment and Social Innovation and Health strands for actions required at Union level.

Amendment

(10) In view of this wider scope of the ESF+ it is appropriate to foresee that the aims to enhance the effectiveness of labour markets and promote access to quality employment, to improve the access to and the quality of education and training as well as to promote social inclusion and health and to **eradicate** poverty are not only implemented under shared management, but also under direct and indirect management under the Employment and Social Innovation and Health strands for actions required at Union level.

Amendment 5

Proposal for a regulation Recital 13

Text proposed by the Commission

(13) The ESF+ should aim to promote employment through active interventions enabling (re)integration into the labour market, notably for youth, the long-term unemployed and the inactive, as well as through promoting self-employment and the social economy. The ESF+ should aim to improve the functioning of labour markets by supporting the modernisation of labour market institutions such as the Public Employment Services in order to

Amendment

(13) The ESF+ should aim to promote employment through active interventions enabling (re)integration into the labour market, notably for youth, the long-term unemployed and the inactive, **with special emphasis on disadvantaged social groups or people in vulnerable situations, such as people with disabilities, third-country nationals, Roma people, people experiencing homelessness or poverty, people living in disadvantaged micro-**

improve their capacity to provide intensified targeted counselling and guidance during the job search and the transition to employment **and** to enhance workers' mobility. The ESF+ should promote **women's** participation in the labour market through measures aiming to ensure, amongst others, improved work/life balance and access to childcare. The ESF + should also aim to provide a healthy and well-adapted working environment in order to respond to health risks related to changing forms of work and the needs of the ageing workforce.

regions and rural areas, people above the age of 50, and people with a low level of educational attainment or basic skills, as well as through promoting self-employment and the social economy. **The ESF+ should aim at promoting youth employment through specific actions, including by supporting fair and voluntary mobility and fostering early integration into the labour market.** The ESF+ should aim to improve the functioning of labour markets by supporting the modernisation of labour market institutions such as the Public Employment Services in order to **make them more effective**, improve their capacity to provide intensified targeted counselling and guidance during the job search and the transition to employment **with special regard to disadvantaged social groups**, to enhance workers' mobility, **and to deliver their service in a non-discriminatory way.** **The ESF+ should contribute to tackling precarious employment in order to ensure that all types of work contracts offer decent working conditions with proper social security coverage, in line with the Decent Work Agenda of the International Labour Organisation, Article 9 TFEU, the Charter of Fundamental Rights of the European Union and the European Social Charter.** The ESF+ should promote **the participation of women (with special attention to single mothers)** in the labour market through measures aiming to ensure, amongst others, improved work/life balance and **an easy access to good quality, free or affordable childcare, dependent care services and care for the elderly.** The ESF + should also aim to provide a healthy and well-adapted working environment in order to respond to health risks related to changing forms of work and the needs of the ageing workforce.

Amendment 6

Proposal for a regulation

Recital 14

Text proposed by the Commission

(14) The ESF+ should provide support to improving the quality, effectiveness and labour market relevance of education and training systems in order to facilitate the acquisition of key competences notably as regards digital skills which all individuals need for personal fulfilment and development, employment, social inclusion and active citizenship. The ESF+ should help progression within education and training and transition to work, support lifelong learning and employability, **and** contribute to **competitiveness** and societal and economic innovation by supporting scalable and sustainable initiatives in these fields. This could be achieved for example through work-based learning and apprenticeships, lifelong guidance, skills anticipation in cooperation with industry, up-to-date training materials, forecasting and graduate tracking, training of educators, validation of learning outcomes and recognition of qualifications.

Amendment

(14) The ESF+ should provide support to improving the quality, **non-discriminatory nature, accessibility, inclusiveness**, effectiveness and labour market relevance of education and training systems in order to facilitate the acquisition of key competences, notably as regards **social, digital, and language** skills which all individuals need for personal fulfilment and development, employment, social inclusion and active citizenship, **yet so many people living in the Union lack due to their segregation and marginalisation in the society or due to being institutionalised. In case of the long-term unemployed and people coming from a disadvantaged social background, special attention should be paid to empower them and to strengthen their self-confidence and their ability to access and demand their rights.** The ESF+ should help progression within education and training and transition to work, support lifelong learning and employability **of all**, contribute to **social inclusion**, and societal and economic innovation by supporting scalable and sustainable initiatives in these fields. This could be achieved for example through work-based learning and apprenticeships, **support for enterprises to employ people with disabilities**, lifelong guidance, skills anticipation in cooperation with industry, up-to-date training materials, forecasting and graduate tracking, training of educators, **especially on how to work with students from disadvantaged backgrounds, Roma and students with learning difficulties**, validation of learning outcomes and recognition of qualifications.

Amendment 7

Proposal for a regulation

Recital 15

Text proposed by the Commission

(15) Support through the ESF+ should be used to promote equal access for all, in particular for disadvantaged groups, to quality, non-segregated and inclusive education and training, from early childhood education and care through general and vocational education and training and to tertiary level, as well as adult education and learning, thereby fostering permeability between education and training sectors, preventing early school leaving, improving health literacy, reinforcing links with non-formal and informal learning and facilitating learning mobility for all. Synergies with the Erasmus programme, notably to **facilitate the participation of** disadvantaged learners in learning mobility, should be supported within this context.

Amendment

(15) Support through the ESF+ should be used to promote equal access for all, in particular for **those who belong to** disadvantaged groups, to quality, non-segregated and inclusive education and training, from early childhood education and care (**paying special attention to children coming from a disadvantaged social background, such as children in institutional care and children experiencing homelessness**) through general and vocational education and training and to tertiary level, as well as adult education and learning, thereby **preventing the transmission of poverty through generations**, fostering permeability between education and training sectors, **reducing and** preventing early school leaving, improving health literacy, reinforcing links with non-formal and informal learning and facilitating learning mobility for all. Synergies with the Erasmus programme, notably **actively reaching out** to disadvantaged learners **in order to enable their participation** in learning mobility, should be supported within this context.

Amendment 8

Proposal for a regulation

Recital 15 a (new)

Text proposed by the Commission

Amendment

(15 a) The ESF+ should support educational schemes that offer adults with a low level of skills the possibility to acquire a minimum level of literacy, numeracy and digital competence in line with Council Recommendation No.

Amendment 9

Proposal for a regulation Recital 16

Text proposed by the Commission

(16) The ESF+ should promote flexible upskilling and reskilling opportunities for all, notably digital skills and key enabling technologies, with a view to providing people with skills adjusted to digitalisation, technological change, innovation and social and economic change, facilitating career transitions, mobility and supporting in particular low-skilled and/or poorly qualified adults, in line with the Skills Agenda for Europe.

Amendment

(16) The ESF+ should promote flexible upskilling and reskilling opportunities for all, ***taking into consideration the challenges of different disadvantaged social groups***, notably digital skills and key enabling technologies, with a view to providing people with skills adjusted to digitalisation, technological change, innovation and social and economic change, facilitating career transitions, mobility and supporting in particular low-skilled and/or poorly qualified adults, in line with the Skills Agenda for Europe.

Amendment 10

Proposal for a regulation Recital 17 a (new)

Text proposed by the Commission

Amendment

(17 a) Synergies with the Rights and Values programme should ensure that ESF+ can mainstream and scale up actions to prevent and combat discrimination, racism, xenophobia, anti-Semitism, anti-Muslim hatred and other forms of intolerance, as well as devoting specific actions to prevent hatred, segregation and stigmatisation, including bullying, harassment and intolerant

treatment..

Amendment 11

Proposal for a regulation

Recital 18

Text proposed by the Commission

(18) The ESF+ should support Member States' efforts to **tackle** poverty with a view to breaking the cycle of disadvantage across generations and **promote** social inclusion by ensuring equal opportunities for all, tackling discrimination and addressing health inequalities. This implies mobilising a range of policies targeting the most disadvantaged people regardless of their age, including children, marginalised communities such as the Roma, and the working poor. The ESF+ should promote the active inclusion of people far from the labour market with a view to ensuring their socio-economic integration. The ESF+ should be also used to enhance timely and equal access to affordable, sustainable and high quality services such as healthcare and long-term care, in particular family and community-based care services. The ESF+ should contribute to the modernisation of social protection systems with a view in particular to promoting their accessibility.

Amendment

(18) The ESF+ should support Member States' efforts to **eradicate** poverty with a view to breaking the cycle of disadvantage across generations and **achieve** social inclusion by ensuring equal opportunities for all, tackling discrimination and addressing health **and education** inequalities. This implies mobilising a range of **pro-active and reactive** policies targeting the most disadvantaged people regardless of their age **or nationality**, including children, marginalised communities such as the Roma, **people with disabilities, people experiencing homelessness, third-country nationals, people living in rural areas** and the working poor. The ESF+ should promote the active inclusion of people far from the labour market with a view to ensuring their socio-economic integration. The ESF+ should be also used to enhance timely and equal access to **free or** affordable, sustainable and high quality services such as healthcare and long-term care, in particular family and community-based care services. The ESF+ should contribute to the modernisation of social protection systems with a view in particular to promoting their accessibility. **The ESF+ should also address rural poverty stemming from the specific disadvantages of rural areas, such as an unfavourable demographic situation, a weak labour market, limited access to or lower quality of education and training services, and lack of healthcare and social services.**

Amendment 12

Proposal for a regulation

Recital 19

Text proposed by the Commission

(19) The ESF+ should contribute to the **reduction** of poverty by supporting national schemes aiming to alleviate food and material deprivation and promote social integration of people at risk of poverty or social exclusion and the most deprived. With a view that at Union level at least 4% of the resources of the ESF+ strand under shared management supports the most deprived, Member States should allocate at least **2%** of their national resources of the ESF+ strand under shared management to **address** the forms of extreme poverty with the greatest social exclusion impact, such as homelessness, child poverty and food deprivation. Due to the nature of the operations and the type of end recipients, it is necessary that **simpler** rules apply to support which addresses material deprivation of the most deprived.

Amendment

(19) The ESF+ should contribute to the **eradication** of poverty by supporting national schemes aiming to alleviate food and material deprivation and promote social integration of people **experiencing** **or** at risk of poverty or social exclusion and the most deprived. With a view that at Union level at least 4% of the resources of the ESF+ strand under shared management supports the most deprived, Member States should allocate at least **4%** of their national resources of the ESF+ strand under shared management to **eradicate** the forms of extreme poverty with the greatest social exclusion impact, such as homelessness, child poverty and food deprivation. Due to the nature of the operations and the type of end recipients, it is necessary that **the simplest possible** rules apply to support which addresses material deprivation of the most deprived

Amendment 13

Proposal for a regulation

Recital 20

Text proposed by the Commission

(20) In light of the **persistent** need to enhance efforts to address the **management of the migration flows** in the Union as a whole and in order to ensure a coherent, strong and consistent support to the solidarity and responsibility-sharing efforts, the ESF+ should provide support to promote the socio-economic integration of third country nationals complementary to the actions financed under the Asylum and Migration Fund.

Amendment

(20) In light of the need to enhance efforts to address the **integration and inclusion of third-country nationals** in the Union as a whole and in order to ensure a coherent, strong and consistent support to the solidarity and **fair** responsibility-sharing efforts, the ESF+ should provide support to promote the socio-economic integration of third country nationals complementary to the actions financed under the Asylum and Migration Fund, **the**

ERDF, and those funds which can have a positive effect on the integration and inclusion of third-country nationals.

Amendment 14

Proposal for a regulation Recital 20 a (new)

Text proposed by the Commission

Amendment

(20 a) The authorities of the Member States responsible for planning and implementing ESF+ should coordinate with the authorities designated by Member States to manage the interventions of the Asylum and Migration Fund in order to promote the integration of third-country nationals at all levels in the best possible way through strategies implemented mainly by local and regional authorities and non-governmental organisations and by the most appropriate measures tailored to the particular situation of the third-country nationals. The scope of the integration measures should focus on third-country nationals legally residing in a Member State or where appropriate in the process of acquiring legal residence in a Member State, including beneficiaries of international protection.

Amendment 15

Proposal for a regulation Recital 20 b (new)

Text proposed by the Commission

Amendment

(20 b) For practical reasons, some actions may concern a group of people which can be more efficiently addressed as a whole without distinguishing between its members. Member States that would so wish should therefore be able to provide

in their national programmes that integration actions may include immediate relatives of third-country nationals to the extent that it is necessary for the effective implementation of such actions. The term ‘immediate relative’ should be understood as meaning spouses, partners and any person having direct family links in descending or ascending line with the third-country national targeted by the integration action and who would otherwise not be covered by the scope of the ESF+.

Amendment 16

Proposal for a regulation

Recital 21

Text proposed by the Commission

(21) The ESF+ should support policy and system reforms in the fields of employment, social inclusion, healthcare and long-term care, **and** education and training. In order to strengthen alignment with the European Semester, Member States should allocate an appropriate amount of their resources of the ESF+ strand under shared management to implement relevant country-specific recommendations relating to structural challenges which it is appropriate to address through multiannual investments falling within the scope of the ESF+. The Commission and the Member States should ensure coherence, coordination and complementarity between the shared-management and Health strands of ESF+ and the Reform Support Programme, including the Reform Delivery Tool and the Technical Support Instrument. In particular, the Commission and the Member State should ensure, in all stages of the process, effective coordination in order to safeguard the consistency, coherence, complementarity and synergy

Amendment

(21) The ESF+ should support policy and system reforms in the fields of employment, social inclusion, healthcare and long-term care, education and **professional training, and poverty eradication**. In order to strengthen alignment with the European Semester, Member States should allocate an appropriate amount of their resources of the ESF+ strand under shared management to implement relevant country-specific recommendations relating to structural challenges which it is appropriate to address through multiannual investments falling within the scope of the ESF+. The Commission and the Member States should ensure coherence, coordination and complementarity between the shared-management and Health strands of ESF+ and the Reform Support Programme, including the Reform Delivery Tool and the Technical Support Instrument. In particular, the Commission and the Member State should ensure, in all stages of the process, effective coordination in order to safeguard the consistency,

among sources of funding, including technical assistance thereof.

coherence, complementarity and synergy among sources of funding, including technical assistance thereof.

Amendment 17

Proposal for a regulation Recital 22

Text proposed by the Commission

(22) To ensure that the social dimension of Europe as set out in the European Pillar of Social Rights is duly put forward and that a minimum amount of resources is targeting those most in need Member States should allocate at least **25%** of their national ESF+ resources of the ESF+ strand under shared management to fostering social inclusion.

Amendment

(22) To ensure that the social dimension of Europe as set out in the European Pillar of Social Rights is duly put forward and that a minimum amount of resources is targeting those most in need Member States should allocate at least **30%** of their national ESF+ resources of the ESF+ strand under shared management to ***poverty eradication and*** fostering social inclusion ***and integration***.

Amendment 18

Proposal for a regulation Recital 23

Text proposed by the Commission

(23) In the light of persistently high levels of youth unemployment and inactivity in a number of Member States and regions, in particular affecting young people who are neither in employment, nor in education or training, it is necessary that those Member States continue to invest sufficient resources of the ESF+ strand under shared management towards actions to promote youth employment including through the implementation of Youth Guarantee schemes. Building on the actions supported by the Youth Employment Initiative in the 2014-2020 programming period targeting individual persons, Member States should further promote employment and education reintegration pathways and outreach

Amendment

(23) In the light of persistently high levels of youth unemployment and inactivity in a number of Member States and regions, in particular affecting young people who are neither in employment, nor in education or training, ***which levels are even higher in case of young people coming from a disadvantaged social background, such as most young Roma***, it is necessary that those Member States continue to invest sufficient resources of the ESF+ strand under shared management towards actions to promote youth employment including through the implementation of Youth Guarantee schemes. Building on the actions supported by the Youth Employment Initiative in the 2014-2020 programming period targeting

measures for young people by prioritising, where relevant, long-term unemployed, inactive and disadvantaged young people including through youth work. Member States should also invest in measures aimed at facilitating school-to-work transition as well as reforming and adapting employment services with a view to providing tailor-made support to young people. Member States concerned should therefore allocate at least 10% of their national resources of the ESF+ strand under shared management to support youth employability.

individual persons, Member States should further promote employment and education reintegration pathways and **effective** outreach measures for young people by prioritising, where relevant, long-term unemployed, inactive and disadvantaged young people including through youth work. Member States should also invest in measures aimed at facilitating school-to-work transition as well as reforming and adapting employment services with a view to **making them more active in** providing tailor-made support to young people **and able to deliver their service without discrimination of any kind**. Member States concerned should therefore allocate at least 10% of their national resources of the ESF+ strand under shared management to support youth employability.

Amendment 19

Proposal for a regulation Recital 25 a (new)

Text proposed by the Commission

Amendment

(25 a) In accordance with Article 174 TFEU, the Union should pay particular attention to rural areas, areas affected by industrial transition, and regions which suffer from severe and permanent natural or demographic handicaps such as the northernmost regions with very low population density and island, cross-border and mountain regions.

Amendment 20

Proposal for a regulation Recital 26

Text proposed by the Commission

Amendment

(26) Efficient and effective

(26) Efficient and effective

implementation of actions supported by the ESF+ depends on good governance and partnership between all actors at the relevant territorial levels and the socio-economic actors, in particular the social partners and civil society. It is therefore essential that Member States *encourage* the participation of social partners and civil society in the implementation of the ESF+ under shared management.

implementation of actions supported by the ESF+ depends on good governance and partnership between all actors at the relevant territorial levels and the socio-economic actors, in particular the social partners and civil society, *with special emphasis on non-governmental organisations (NGOs) delivering employment, education and social services and working in the field of anti-discrimination or undertaking human rights work*. It is therefore essential that Member States *ensure* the participation of social partners and civil society in the *programming, implementation, monitoring and evaluation* of the ESF+ under shared management *on an equal footing. Furthermore, for the sake of safeguarding non-discrimination and equal opportunities, it is vital that equality bodies and national human rights institutions are also involved at each stage*.

Amendment 21

Proposal for a regulation Recital 27

Text proposed by the Commission

(27) With a view to rendering policies more responsive to social change and to encourage and support innovative solutions, support for social innovation is crucial. In particular, testing and evaluating innovative solutions before scaling them up is instrumental in improving the efficiency of the policies and thus justifies specific support from the ESF+.

Amendment

(27) With a view to rendering policies more responsive *and better adapted* to social change and to encourage and support innovative solutions, support for social innovation is crucial. In particular, testing and evaluating innovative solutions before scaling them up is instrumental in improving the efficiency of the policies and thus justifies specific support from the ESF+.

Amendment 22

Proposal for a regulation Recital 28

(28) The Member States and the Commission should ensure that ESF+ contributes to the promotion of equality between women and men in accordance with Article 8 TFEU to foster equality of treatment and opportunities between women and men in all areas, including regarding participation in the labour market, terms and conditions of employment and career progression. ***They should also ensure that the ESF+ promotes equal opportunities for all, without discrimination in accordance with Article 10 TFEU and*** promotes the inclusion in society of persons with disabilities on equal basis with others and contributes to the implementation of the United Nations Convention on the Rights of Persons with Disabilities. These principles should be taken into account in all dimensions and in all stages of the preparation, monitoring, implementation and evaluation of programmes, in a timely and consistent manner while ensuring that specific actions are taken to promote gender equality and equal opportunities. The ESF+ should also promote the transition from residential/institutional care to family and community-based care, in particular for those who face multiple discrimination. The ESF+ should not support any action that contributes to segregation or to social exclusion. Regulation (EU) No [future CPR] provides that rules on eligibility of expenditure are to be established at national level, with certain exceptions for which it is necessary to lay down specific provisions with regard to the ESF+ strand under shared management.

(28) ***The institutions of the Union, as well as the member states when implementing Union law, are to fully respect the rights enshrined in the Charter of Fundamental Rights of the European Union, observe its principles and promote its application, as well as in the European Convention for the Protection of Human Rights and Fundamental Freedoms. Accordingly,*** the Member States and the Commission should ensure that ESF+ contributes to the promotion of equality between women and men in accordance with Article 8 TFEU to foster equality of treatment and opportunities between women and men in all areas, including regarding participation in the labour market, terms and conditions of employment and career progression. ***The gender aspect should be taken into account in all dimensions and in all stages of the planning and implementation of programmes. Moreover, the ESF+ should in particular comply with Article 21 of the Charter of Fundamental Rights of the European Union that stipulates that any discrimination based on any ground such as sex, race, colour, ethnic or social origin, genetic features, language, religion or belief, political or any other opinion, membership of a national minority, property, birth, disability, age, sexual orientation is prohibited; furthermore, any discrimination based on sex characteristics or gender identity and on grounds of nationality should also be prohibited. The Member States and the Commission*** should also ensure that the ESF+ promotes the inclusion in society of persons with disabilities on equal basis with others and contributes to the implementation of the United Nations Convention on the Rights of Persons with Disabilities. These principles should be taken into account in all dimensions and in

all stages of the preparation, monitoring, implementation and evaluation of programmes, in a timely and consistent manner while ensuring that specific actions are taken to promote gender equality and equal opportunities. The ESF+ should also promote the transition from residential/institutional care to family and community-based care, in particular for those who face multiple **and intersectional** discrimination. The ESF+ should not support any action that contributes to segregation or to social exclusion. Regulation (EU) No[future CPR] provides that rules on eligibility of expenditure are to be established at national level, with certain exceptions for which it is necessary to lay down specific provisions with regard to the ESF+ strand under shared management.

Amendment 23

Proposal for a regulation Recital 29

Text proposed by the Commission

(29) In order to reduce the administrative burden for the collection of data, Member States should, where such data are available in registers, allow managing authorities to collect data from registers.

Amendment

(29) In order to reduce the administrative burden for the collection of data, Member States should, where such data are available in registers, allow managing authorities to collect data from registers **while respecting the protection of personal data in accordance to Regulation (EU) 2016/679 of the European Parliament and of the Council^{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,**

Amendment 24

Proposal for a regulation Recital 32

Text proposed by the Commission

(32) ESF+ lays down provisions intended to achieve freedom of movement for workers on a non-discriminatory basis by ensuring the close cooperation of the central employment services of Member States with one another and with the Commission. The European network of employment services should promote a better functioning of the labour markets by facilitating the cross-border mobility of workers **and** a greater transparency of information on the labour markets. The ESF+ scope also includes developing and supporting targeted mobility schemes with a view to filling vacancies where labour market shortcomings have been identified

Amendment

(32) ESF+ lays down provisions intended to achieve freedom of movement for workers on a non-discriminatory basis by ensuring the close cooperation of the central employment services of Member States with one another and with the Commission. The European network of employment services should promote a better functioning of the labour markets by facilitating the cross-border mobility of workers, a greater transparency of information on the labour markets **and greater skills and qualifications recognition**. The ESF+ scope also includes developing and supporting targeted mobility schemes with a view to **facilitating voluntary labour mobility and** filling vacancies where labour market shortcomings have been identified.

Amendment 25

Proposal for a regulation Recital 33

Text proposed by the Commission

(33) Lack of access to finance for microenterprises, social economy and social enterprises is one of the main obstacles to business creation, especially among people furthest from the labour market. The ESF+ Regulation lays down provisions in order to create a market eco-system to increase the supply of and access to finance for social enterprises as well as to meet demand from those who need it most, and in particular the unemployed,

Amendment

(33) Lack of access to finance for microenterprises, social economy and social enterprises is one of the main obstacles to business creation, especially among people furthest from the labour market **and victims of discrimination in the field of employment**. The ESF+ Regulation lays down provisions in order to create a market eco-system to increase the supply of and access to finance for social enterprises as well as to meet

women and vulnerable *people* who wish to start up or develop a microenterprise. This objective will also be addressed through financial instruments and budgetary guarantee under the social investment and skills policy window of the InvestEU Fund.

demand from those who need it most, and in particular the unemployed, women and *people in vulnerable situations* who wish to start up or develop a microenterprise. This objective will also be addressed through financial instruments and budgetary guarantee under the social investment and skills policy window of the InvestEU Fund.

Amendment 26

Proposal for a regulation Recital 36

Text proposed by the Commission

(36) Keeping people healthy and active *longer* and empowering them to take an active role in managing their health will have positive effects on health, health inequalities, quality of life, productivity, competitiveness and inclusiveness, while reducing pressures on national budgets. The Commission has been committed to help Member States to reach their sustainable development goals (SDG), in particular SDG 3 "Ensure healthy lives and promote well-being for all at all ages".¹⁷

¹⁷ COM (2016) 739 final

Amendment

(36) Keeping *all* people healthy and active *in a non-discriminatory way* and empowering them to take an active role in managing their health will have positive effects on health, health inequalities, quality of life, productivity, competitiveness and inclusiveness, while reducing pressures on national budgets. The Commission has been committed to help Member States to reach their sustainable development goals (SDG), in particular SDG 3 "Ensure healthy lives and promote well-being for all at all ages".¹⁷

¹⁷ COM (2016) 739 final

Amendment 27

Proposal for a regulation Recital 38

Text proposed by the Commission

(38) The Health strand of the ESF+ should contribute to disease prevention throughout the lifetime of the *Union's citizens* and to health promotion by addressing health risk factors such as tobacco use and passive smoking, harmful

Amendment

(38) The Health strand of the ESF+ should contribute to disease prevention throughout the lifetime of the *people living in the Union* and to health promotion by addressing *prevention and* health risk factors such as tobacco use and passive

use of alcohol, consumption of illicit drugs and reduction of drugs-related health damage, unhealthy dietary habits and physical inactivity and foster supportive environments for healthy lifestyles in order to complement Member States action in line with the relevant strategies. The Health strand of the ESF+ should mainstream effective prevention models, innovative technologies and new business models and solutions to contribute to innovative, efficient and sustainable health systems of the Member States and facilitate access to better and safer healthcare for **European citizens**.

smoking, harmful use of alcohol, consumption of illicit drugs and reduction of drugs-related health damage, unhealthy dietary habits, **particularly due to poverty**, and physical inactivity and foster supportive environments for healthy lifestyles in order to complement Member States action in line with the relevant strategies. The Health strand of the ESF+ should mainstream effective prevention models **reaching out to all**, innovative technologies and new business models and solutions to contribute to innovative, efficient, **accessible** and sustainable health systems of the Member States and facilitate access to better and safer healthcare for **people living in the Union**.

Amendment 28

Proposal for a regulation Recital 41

Text proposed by the Commission

(41) The Commission has recently made a proposal¹⁸ on Health Technology Assessment (HTA) to support cooperation on health technology assessment at Union level to improve the availability of innovative health technologies to patients across the Union, make better use of available resources and improve business predictability.

¹⁸ COM(2018) 51 final

Amendment

(41) The Commission has recently made a proposal¹⁸ on Health Technology Assessment (HTA) to support cooperation on health technology assessment at Union level to improve the availability of **and accessibility to** innovative health technologies to patients across the Union, make better use of available resources and improve business predictability.

¹⁸ COM(2018) 51 final

Amendment 29

Proposal for a regulation Recital 44

Text proposed by the Commission

(44) *EU* health legislation has an immediate impact on the lives of citizen, on the efficiency and resilience of the health systems and the good functioning of the internal market. The regulatory framework for medical products and technologies (medicinal products, medical devices and substances of human origin), as well as on tobacco legislation, patients' rights on cross-border health and serious cross-border threats to health is essential to health protection in the *EU*. Regulation, as well its implementation and enforcement, must keep pace with innovation and research advances and with societal changes in this area, while delivering on health objectives. It is therefore necessary to continuously develop the evidence base required for implementing legislation of such a scientific nature.

Amendment

(44) *Union* health legislation has an immediate impact on the lives of citizen, on the efficiency and resilience of the health systems and the good functioning of the internal market. The regulatory framework for medical products and technologies (medicinal products, medical devices and substances of human origin), as well as on tobacco legislation, patients' rights on cross-border health and serious cross-border threats to health is essential to health protection in the *Union*. Regulation, as well its implementation and enforcement, must keep pace with innovation and research advances and with societal changes in this area, ***yet they must also take into consideration the challenges of people coming from a disadvantaged social background and living in rural areas***, while delivering on health objectives ***in all Member States***. It is therefore necessary to continuously develop the evidence base required for implementing legislation of such a scientific nature ***across the entire Union***.

Amendment 30

Proposal for a regulation

Recital 51

Text proposed by the Commission

(51) Since the objective of this Regulation, namely enhancing the effectiveness of labour markets and promoting access to quality employment, improving the access to and the quality of education and training, promoting social inclusion and health and ***reducing*** poverty as well as the actions under the Employment and Social Innovation and Health strands, cannot be sufficiently achieved by the Member States but can rather, be better achieved at Union level,

Amendment

(51) Since the objective of this Regulation, namely enhancing the effectiveness of labour markets and promoting access to quality employment, improving the access to and the quality of education and training, promoting social inclusion and health and ***eradicating*** poverty as well as the actions under the Employment and Social Innovation and Health strands, cannot be sufficiently achieved by the Member States but can rather, be better achieved at Union level,

the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective.

Amendment 31

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

Text proposed by the Commission

(1) 'accompanying measures' means activities provided in addition to the distribution of food *and/or* basic material assistance with the aim of addressing social exclusion such as referring to and providing social services or advice on managing a household budget;

Amendment 32

Proposal for a regulation Article 2 – paragraph 1 – point 13

Text proposed by the Commission

(13) 'most deprived persons' means natural persons, whether individuals, families, households or groups composed of such persons, whose need for assistance has been established according to the objective criteria set by the national competent authorities in consultation with relevant stakeholders, while avoiding conflicts of interest and which are approved by those national competent authorities and which may include elements that allow the targeting of the most deprived persons in certain geographical areas;

the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective.

Amendment

(1) 'accompanying measures' means activities provided in addition to the distribution of food **and** basic material assistance with the aim of addressing social exclusion **and eradicating poverty** such as **providing information on relevant public and support services, household costs, etc.,** referring to and providing social services **and psychological support;**

Amendment

(13) 'most deprived persons' means natural persons, whether individuals, families, households or groups composed of such persons, whose need for assistance has been established according to the objective criteria set by the national competent authorities in consultation with **local and regional authorities and** relevant stakeholders, while avoiding conflicts of interest and which are approved by those national competent authorities and which may include elements that allow the targeting of the most deprived persons in certain geographical areas;

Amendment 33

Proposal for a regulation Article 3 – paragraph 1

Text proposed by the Commission

The ESF+ aims to support Member States to achieve high employment levels, *fair* social protection and a skilled and resilient workforce ready for the future world of work, in line with the principles set out in the European Pillar of Social Rights proclaimed by the European Parliament, the Council and the Commission *on 17* November 2017.

Amendment

The ESF+ aims to support Member States to *effectively eradicate poverty and fight social exclusion, advance equality and non-discrimination and* achieve high employment levels, *adequate and sustainable* social protection, *an appropriate level of health for all*, and a skilled and resilient workforce ready for the future world of work, in line with the principles set out in the European Pillar of Social Rights proclaimed by the European Parliament, the Council and the Commission *on 17* November 2017. *The ESF+ also aims at contributing to fulfilling the commitment of the Union and its Member States to achieve the Sustainable Development Goals.*

Amendment 34

Proposal for a regulation Article 3 – paragraph 2

Text proposed by the Commission

The ESF+ shall support, complement and add value to the policies of the Member States to ensure equal opportunities, access to the labour market, fair working conditions, social protection and inclusion, and a high level of human health protection.

Amendment

The ESF+ shall support, complement and add value to the policies of the Member States to ensure equal opportunities, *equal and non-discriminatory* access to the labour market *and to education*, fair working conditions, social protection, *integration* and inclusion *for all, poverty eradication*, and a high level of human health protection. *All actions under the ESF+ shall respect the Charter of Fundamental Rights of the European Union.*

Amendment 35

Proposal for a regulation

Article 4 – paragraph 1 – introductory part

Text proposed by the Commission

1. The ESF+ shall support the following specific objectives in the policy areas of employment, education, social inclusion and health and thereby also contributing to the policy objective for “A more social Europe - Implementing the European Pillar of Social Rights” set out in Article [4] of the [future CPR]:

Amendment

1. The ESF+ shall support the following specific objectives in the policy areas of employment, education, **poverty eradication**, social **integration and** inclusion and health, and thereby also contributing to the policy objective for “A **non-discriminatory, inclusive and** more social Europe - Implementing the European Pillar of Social Rights **and eliminating poverty and social exclusion**” set out in Article [4] of the [future CPR]:

Amendment 36

Proposal for a regulation

Article 4 – paragraph 1 – point i

Text proposed by the Commission

(i) improving access to employment of all jobseekers, in particular youth and long-term unemployed, and of inactive people, promoting self-employment and the social economy;

Amendment

(i) improving access to **decent** employment **with decent remuneration** of all jobseekers, in particular youth and long-term unemployed, and of inactive people, **with special measures for disadvantaged and marginalised persons and social groups invulnerable situation, such as people with disabilities, people above the age of 50, single mothers or parents, older people, the Roma and people with a low level of educational attainment or basic skills**; promoting self-employment and the social economy;

Amendment 37

Proposal for a regulation

Article 4 – paragraph 1 – point ii

Text proposed by the Commission

(ii) modernising labour market institutions and services to assess and

Amendment

(ii) modernising labour market institutions and services to **end**

anticipate skills needs and ensure timely and tailor-made assistance and support to labour market matching, transitions and mobility;

discrimination and assess and anticipate skills needs, ***strengthen cooperation with enterprises*** and ensure timely, ***non-discriminatory, inclusive*** and tailor-made assistance and support to labour market matching, transitions and mobility;

Amendment 38

Proposal for a regulation

Article 4 – paragraph 1 – point iii

Text proposed by the Commission

(iii) promoting women's labour market participation, a better work/life balance including access to childcare, a healthy and well-adapted working environment addressing health risks, adaptation of ***workers***, enterprises and entrepreneurs to change, and active and healthy ageing;

Amendment

(iii) ***promoting equality between men and women in all areas, including*** promoting women's labour market participation, ***career progression, equal pay for equal work and*** a better work/life balance, ***with a special focus on single mothers or parents***, including access to childcare, ***dependent care and care for the elderly; promoting*** a healthy and well-adapted working environment addressing health (***including mental health***)risks; ***promoting*** adaptation of enterprises and entrepreneurs to change, and active and healthy ageing;

Amendment 39

Proposal for a regulation

Article 4 – paragraph 1 – point iv

Text proposed by the Commission

(iv) improving ***the*** quality, effectiveness and labour market relevance of education and training systems, to support acquisition of key competences including digital skills;

Amendment

(iv) improving, ***in a non-discriminatory manner, the accessibility, inclusiveness,*** quality, effectiveness and labour market relevance of education and training systems, to support acquisition of key competences including ***social, digital and language skills by all;***

Amendment 40

Proposal for a regulation

Article 4 – paragraph 1 – point v

Text proposed by the Commission

(v) promoting equal access to **and completion of, quality** and inclusive education and training, in particular for disadvantaged groups, from early childhood education and care through general and vocational education and training, and to tertiary level, as well as adult education and learning, including facilitating learning mobility for all;

Amendment

(v) promoting equal access to **high-quality** and inclusive education and training, **including vocational training, reducing and preventing early school leaving**, in particular for disadvantaged groups, **including migrant children irrespective of their residence status, children in institutional care and children experiencing homelessness, and pupils from disadvantaged and/or isolated rural areas**, from early childhood education and care through general and vocational education and training, and to tertiary level, as well as adult education and learning, including facilitating learning mobility for all **and improving the recognition of skills and qualifications obtained across Member States**;

Amendment 41

Proposal for a regulation

Article 4 – paragraph 1 – point vi

Text proposed by the Commission

(vi) promoting lifelong learning, notably flexible upskilling and reskilling opportunities for all taking into account digital skills, better anticipating change and new skills requirements based on labour market needs, facilitating career transitions and promoting professional mobility;

Amendment

(vi) promoting lifelong learning **for all age groups**, notably flexible upskilling and reskilling opportunities for all, **and in particular for long-term unemployed people and people with low educational attainment and basic skills**, taking into account digital skills, better anticipating change and new skills requirements based on labour market needs, facilitating career transitions and promoting professional mobility;

Amendment 42

Proposal for a regulation

Article 4 – paragraph 1 – point vii

Text proposed by the Commission

(vii) fostering active inclusion with a

Amendment

(vii) fostering active inclusion with a

view to **promoting** equal opportunities and active participation, and improving employability;

view to **achieving** equal opportunities, **non-discrimination** and active participation, and improving employability;

Amendment 43

Proposal for a regulation

Article 4 – paragraph 1 – point viii

Text proposed by the Commission

(viii) promoting socio-economic **integration of third country nationals and** of marginalised communities such as the Roma;

Amendment

(viii) **fighting all forms of discrimination against, and** promoting *the* socio-economic **inclusion of**, marginalised communities such as the Roma, **using an integrated approach across different sectors, thereby combating anti-Gypsyism**;

Amendment 44

Proposal for a regulation

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

Text proposed by the Commission

Amendment

(viii a) ending discrimination against and promoting long-term socio-economic inclusion of third-country nationals (with a special focus on women and children, including unaccompanied minors), with an integrated approach across different sectors and with the participation of local or regional actors, including through dedicated measures in the field of education and training such as language training and preparatory actions to facilitate access to the labour market, actions to promote self-empowerment and meaningful contact with the local society, equal access to services, and capacity building of and diversity trainings for civil servants;

Amendment 45

Proposal for a regulation

Article 4 – paragraph 1 – point ix

Text proposed by the Commission

(ix) enhancing the equal and timely access to quality, sustainable **and** affordable services; modernising social protection systems, including promoting access to social protection; improving accessibility, effectiveness and resilience of healthcare systems and long-term care services;

Amendment

(ix) enhancing the equal and timely access to quality, sustainable, **free or** affordable services, **with special regard to poor and isolated rural areas;** modernising social protection systems, including promoting **equal** access to social protection; improving accessibility, effectiveness and resilience of healthcare systems and long-term care services;

Amendment 46

Proposal for a regulation

Article 4 – paragraph 1 – point x

Text proposed by the Commission

(x) promoting social integration of people at risk of poverty or social exclusion, **including** the most deprived and children;

Amendment

(x) promoting social integration of people **experiencing or** at risk of poverty or social exclusion, **in particular** the most deprived, **such as homeless individuals and families,** and children;

Amendment 47

Proposal for a regulation

Article 4 – paragraph 1 – point xi

Text proposed by the Commission

(xi) addressing material deprivation through food **and/or** basic material assistance to the most deprived, including accompanying measures.

Amendment

(xi) addressing material deprivation through food **and** basic material assistance to the most deprived, including accompanying measures, **with an emphasis on children in vulnerable situations.**

Amendment 48

Proposal for a regulation

Article 4 – paragraph 3

Text proposed by the Commission

3. Under the Health strand, the ESF+

Amendment

3. Under the Health strand, the ESF+

shall support health promotion and disease prevention, contribute to effectiveness, accessibility and resilience of health systems, make healthcare safer, reduce health inequalities, protect *citizens* from cross-border health threats, and support *EU* health legislation.

shall support health (*including mental health*) promotion and disease prevention, contribute to effectiveness, accessibility, *non-discrimination* and resilience of health systems, make healthcare safer, reduce health inequalities, *end the pathologisation of stigmatised groups, including persons with mental or intellectual disabilities, transsexual and intersex people*, protect *people living in the Union* from cross-border health threats, and support *Union* health legislation.

Amendment 49

Proposal for a regulation Article 6 – paragraph 1

Text proposed by the Commission

1. All programmes implemented under the ESF+ strand under shared management, as well as the operations supported by the Employment and Social Innovation and Health strands shall ensure equality between men and women throughout their preparation, implementation, monitoring and evaluation. *They shall also promote equal opportunities for all, without discrimination based on sex, racial or ethnic origin, religion or belief, disability, age or sexual orientation throughout their preparation, implementation, monitoring and evaluation.*

Amendment

1. All programmes implemented under the ESF+ strand under shared management, as well as the operations supported by the Employment and Social Innovation and Health strands shall ensure equality between men and women throughout their preparation, implementation, monitoring and evaluation. *Through the ESF+, the Member States and the Commission shall also support targeted actions within any of the specific objectives referred to in Article 4 with the aim of increasing the sustainable participation and career progression of women in employment, thus combating the feminisation of poverty, reducing gender-based segregation, combating gender stereotypes in the labour market and in education and training, and promoting the reconciliation of work and personal life for all, as well as the equal sharing of care responsibilities between men and women.*

Amendment 50

Proposal for a regulation Article 6 – paragraph 1 a (new)

1 a. All programmes shall promote equal opportunities for all, without discrimination based on sex, race, colour, ethnic or social origin, genetic features, language, religion or belief, political or any other opinion, membership of a national minority, property, birth, disability, age, sexual orientation, sex characteristics or gender identity through mainstreaming the principle of non-discrimination throughout their preparation, implementation, monitoring and evaluation. The Member States and the Commission shall through the ESF+ support targeted actions within any of the specific objectives referred to in Article 4. Such actions shall improve accessibility for persons with disabilities with a view to improving their inclusion in employment, education and training, thereby enhancing social inclusion, reducing inequalities in terms of educational attainment and health status, and facilitating the transition from residential/institutional to family and community-based care, in particular for those who face multiple discrimination..

Amendment 51

Proposal for a regulation Article 6 – paragraph 2

Text proposed by the Commission

Amendment

2. The Member States and the Commission shall also support specific targeted actions to promote the principles referred to in paragraph 1 within any of the objectives of the ESF+, including the transition from residential/institutional care to family and community-based care.

deleted

Amendment 52

Proposal for a regulation

Article 7 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Member States and, where appropriate the Commission, shall foster synergies and ensure coordination, complementarity and coherence between the ESF+ and other Union funds, programmes and instruments such as Erasmus, the Asylum and Migration Fund and the Reform Support Programme, including the Reform Delivery Tool and the Technical Support Instrument, both in the planning phase and during implementation. Member States and, where appropriate the Commission, shall optimise mechanisms for coordination to avoid duplication of effort and ensure close cooperation between those responsible for implementation to deliver coherent and streamlined support actions.

Amendment

Member States and, where appropriate the Commission, shall foster synergies and ensure coordination, complementarity and coherence between the ESF+ and other Union funds, programmes and instruments such as ***the post-2020 EU Framework for National Roma Integration Strategies, Erasmus, the European Regional Development Fund, the Justice, Rights and Values Fund***, the Asylum and Migration Fund and the Reform Support Programme, including the Reform Delivery Tool and the Technical Support Instrument, both in the planning phase and during implementation. Member States and, where appropriate the Commission, shall optimise mechanisms for coordination to avoid duplication of effort and ensure close cooperation between those responsible for implementation to deliver coherent and streamlined support actions.

Amendment 53

Proposal for a regulation

Article 7 – paragraph 2

Text proposed by the Commission

2. Member States shall allocate an appropriate amount of their ESF+ resources under shared management to address challenges identified in relevant country-specific recommendations adopted in accordance with Article 121(2) TFEU and Article 148(4) TFEU and in the European Semester falling within the scope of the ESF+ as set out in Article 4.

Amendment

2. Member States shall allocate an appropriate amount of their ESF+ resources under shared management to address challenges identified in relevant country-specific recommendations adopted in accordance with Article 121(2) TFEU and Article 148(4) TFEU and in the European Semester falling within the scope of the ESF+ as set out in Article 4, ***taking into account the rights and principles enshrined in the Charter of Fundamental***

Amendment 54

Proposal for a regulation Article 7 – paragraph 3

Text proposed by the Commission

3. Member States shall allocate at least **25%** of their ESF+ resources under shared management to the specific objectives for the social inclusion policy **area** set out in points (vii) to **(xi)** of Article 4(1), including the promotion of the socio-economic integration of third country nationals.

Amendment

3. Member States shall allocate at least **30%** of their ESF+ resources under shared management to the specific objectives for the social inclusion **and fight against material deprivation** policy **areas** set out in points (vii) to **(xii)** of Article 4(1), including the promotion of the socio-economic integration of third country nationals.

Amendment 55

Proposal for a regulation Article 7 – paragraph 4 – subparagraph 1

Text proposed by the Commission

Member States shall allocate at least **2%** of their ESF+ resources under shared management to the specific objective of addressing material deprivation set out in point **(xi)** of Article 4(1).

Amendment

Member States shall allocate at least **4%** of their ESF+ resources under shared management to the specific objective of addressing material deprivation set out in point **(xii)** of Article 4(1).

Amendment 56

Proposal for a regulation Article 7 – paragraph 5 – subparagraph 1

Text proposed by the Commission

Member States having a rate of young people aged 15 to 29 not in employment, education or training above the Union average in 2019 on the basis of Eurostat data, shall allocate at least **10%** of their ESF+ resources under shared management for the years 2021 to 2025 to targeted

Amendment

Member States having a rate of young people aged 15 to 29 not in employment, education or training above the Union average in 2019 on the basis of Eurostat data, shall allocate at least **15%** of their ESF+ resources under shared management for the years 2021 to 2025 to targeted

actions and structural reforms to support youth employment and school-to-work transition, pathways to reintegrate into education or training and second chance education, in particular in the context of implementing Youth Guarantee schemes

actions and structural reforms to support youth employment and school-to-work transition, pathways to reintegrate into education or training and second chance education, in particular in the context of implementing Youth Guarantee schemes.

Amendment 57

Proposal for a regulation

Article 7 – paragraph 5 – subparagraph 2

Text proposed by the Commission

When programming the ESF+ resources under shared management for 2026 and 2027 at mid-term in accordance with Article [14] of [the future CPR], Member States having a rate of young people aged 15 to 29 not in employment, education or training above the Union average in 2024 on the basis of Eurostat data, shall allocate at least **10%** of their ESF+ resources under shared management for the years 2026 to 2027 to these actions.

Amendment

When programming the ESF+ resources under shared management for 2026 and 2027 at mid-term in accordance with Article [14] of [the future CPR], Member States having a rate of young people aged 15 to 29 not in employment, education or training above the Union average in 2024 on the basis of Eurostat data, shall allocate at least **15%** of their ESF+ resources under shared management for the years 2026 to 2027 to these actions..

Amendment 58

Proposal for a regulation

Article 7 – paragraph 5 – subparagraph 4

Text proposed by the Commission

When implementing such actions, Member States shall give priority to inactive and long-term unemployed young people and put in place targeted outreach measures.

Amendment

When implementing such actions, Member States shall give priority to inactive and long-term unemployed young people, ***including Roma, people with disabilities and third-country nationals***, and put in place targeted outreach measures.

Amendment 59

Proposal for a regulation

Article 8 – paragraph 1

Text proposed by the Commission

1. Each Member State shall ensure **adequate** participation of social partners **and** civil society organisations in the delivery **of employment, education and social inclusion policies** supported by the ESF+ **strand under shared management**.

Amendment

1. Each Member State shall ensure **meaningful** participation of social partners, civil society organisations, **equality bodies, national human rights institutions and other relevant or representative organisations** in the **programming, delivery, monitoring and evaluation of all programmes** supported by the ESF+, **including as relevant employment, education, poverty eradication and social inclusion, and anti-discrimination-related policies and programmes**.

Amendment 60

**Proposal for a regulation
Article 12 – paragraph 1**

Text proposed by the Commission

1. This Chapter applies to ESF+ support under points (i) to **(x)** of Article 4(1) when implemented under shared management (the ‘general support of the ESF+ strand under shared management’).

Amendment

1. This Chapter applies to ESF+ support under points (i) to **(xi)** of Article 4(1) when implemented under shared management (the ‘general support of the ESF+ strand under shared management’).

Amendment 61

**Proposal for a regulation
Article 13 – paragraph 3**

Text proposed by the Commission

3. Innovative actions and approaches may be programmed under any of the specific objectives set out in points (i) to **(x)** of Article 4(1).

Amendment

3. Innovative actions and approaches may be programmed under any of the specific objectives set out in points (i) to **(xi)** of Article 4(1).

Amendment 62

**Proposal for a regulation
Article 17 – paragraph 4**

Text proposed by the Commission

4. The delivery of food and/or material assistance **may** be complemented with re-orientation towards competent services and other accompanying measures aiming at the social inclusion of the most deprived persons.

Amendment

4. The delivery of food and/or material assistance **shall** be complemented with re-orientation towards competent services and other accompanying measures aiming at the social inclusion of the most deprived persons.

Amendment 63

Proposal for a regulation

Article 23 – paragraph 1 – point d

Text proposed by the Commission

d) to provide specific support services to employers and job-seekers with a view to the development of integrated European labour markets, ranging from pre-recruitment preparation to post-placement assistance to fill vacancies in certain sectors, professions, countries, border regions or for particular groups (e.g. vulnerable **people**);

Amendment

d) to provide specific support services to employers and job-seekers with a view to the development of integrated European labour markets, ranging from pre-recruitment preparation to post-placement assistance to fill vacancies in certain sectors, professions, countries, border regions or for particular groups (e.g. **people in** vulnerable **situations**);

Amendment 64

Proposal for a regulation

Article 23 – paragraph 1 – point e

Text proposed by the Commission

e) to support the development of the market eco-system related to the provision of microfinance for micro-enterprises in start-up and development phases, in particular those that employ vulnerable people;

Amendment

e) to support the development of the market eco-system related to the provision of microfinance for micro-enterprises **and social cooperatives** in start-up and development phases, in particular those that employ **people in** vulnerable **situations, and those that are set up and run by entrepreneurs coming from a disadvantaged social group, such as Roma, third-country nationals, people with disabilities, etc.**;

Amendment 65

Proposal for a regulation

Article 23 – paragraph 1 – point h

Text proposed by the Commission

h) to provide guidance for the development of social infrastructure (including housing, child care *and* education and training, health care and long term care) needed for the implementation of the European Pillar of Social Rights;

Amendment

h) to provide guidance for the development of social infrastructure (including housing, child care, *eldercare, transitions from institutions to community or family-based support*, education and training, health care and long term care) needed for the implementation of the European Pillar of Social Rights;

Amendment 66

Proposal for a regulation

Article 24 – paragraph 2 – point b – point ii a (new)

Text proposed by the Commission

Amendment

(ii a) recognition of skills and qualifications to facilitate access to the labour market and labour mobility

Amendment 67

Proposal for a regulation

Article 24 – paragraph 2 – point d – point iii

Text proposed by the Commission

(iii) information systems disseminating evidence related to the fields referred to in Article 4(1);

Amendment

(iii) information systems *collecting, analysing and* disseminating evidence *and data* related to the fields referred to in Article 4(1);

Amendment 68

Proposal for a regulation

Article 24 – paragraph 2 – point d – point iv

Text proposed by the Commission

(iv) **Council Presidency** events, conferences and seminars.

Amendment

(iv) **Relevant civil society and NGO** events, conferences and seminars.

Amendment 69

Proposal for a regulation

Article 25 – paragraph 1 – point b

Text proposed by the Commission

(b) Any legal entity created under Union law or any international organisation.

Amendment

(b) Any legal entity created under Union law or any international organisation **operating within the Union.**

Amendment 70

Proposal for a regulation

Article 26 – paragraph 2 – point b – point i

Text proposed by the Commission

(i) Invest in health promotion and disease prevention

Amendment

(i) Invest in health (**including mental health**) promotion and disease prevention **with a special focus on disadvantaged social groups**

Amendment 71

Proposal for a regulation

Article 26 – paragraph 2 – point b – point iii

Text proposed by the Commission

(iii) Support Member States with knowledge transfer useful for the national reform processes for more effective, accessible and resilient health systems and better health promotion and disease prevention addressing, in particular, the challenges identified in the European

Amendment

(iii) Support Member States with knowledge transfer useful for the national reform processes for more effective, accessible, **non-discriminatory, inclusive** and resilient health systems and better health promotion and disease prevention addressing, in particular, the challenges

Amendment 72**Proposal for a regulation
Article 40 – title***Text proposed by the Commission**Amendment*Committee *under Article 163 TFEU**ESF+* Committee**Amendment 73****Proposal for a regulation
Article 40 – paragraph 1***Text proposed by the Commission**Amendment*

1. The Commission shall be assisted by *the* Committee *set up under* Article 163 TFEU (the ‘ESF+ Committee’).

1. The Commission shall be assisted by *an extended* Committee *based on* Article 163 TFEU (the ESF+ Committee). *The composition of the Committee shall be approved by the Commission in order to safeguard transparency and balanced representation.*

Amendment 74**Proposal for a regulation
Article 40 – paragraph 2***Text proposed by the Commission**Amendment*

2. Each Member State shall appoint one government representative, one representative of the workers' organisations, one representative of the employers' organisations and one alternate for each member for a maximum period of seven years. In the absence of a member, the alternate shall be automatically entitled to take part in the proceedings.

2. Each Member State shall appoint one government representative, one representative of the workers' organisations, one representative of the employers' organisations, *one representative of the relevant civil society organisations involved in the preparation, implementation, monitoring and evaluation of ESF+ programmes, one representative of the equality bodies or other independent human rights institutions* and one alternate for each member for a maximum period of seven years. In the absence of a member, the

alternate shall be automatically entitled to take part in the proceedings

Amendment 75

Proposal for a regulation

Article 40 – paragraph 3

Text proposed by the Commission

3. The ESF+ Committee shall include one representative from each of the organisations representing workers' organisations **and** employers' organisations at Union level.

Amendment

3. The ESF+ Committee shall include one representative from each of the organisations representing workers' organisations, employers' organisations, ***the relevant civil society organisations, and the equality bodies*** at Union level.

Amendment 76

Proposal for a regulation

Article 40 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3 a. Gender balance and appropriate representation of minority and other excluded groups in the ESF+ Committee shall be safeguarded.

Amendment 77

Proposal for a regulation

Annex I – point 1 – point 1b – paragraph 1 – indent 4

Text proposed by the Commission

Amendment

— ***minorities (including marginalised communities such as the Roma)*****,

— ***Roma*****,

Amendment 78

Proposal for a regulation

Annex I – point 1 – point 1b – paragraph 1 – indent 4 a (new)

Text proposed by the Commission

Amendment

- **minorities (other than Roma),**

Amendment 79

Proposal for a regulation Annex I – point 2 – indent 2 a (new)

Text proposed by the Commission

Amendment

- **number of supported civil society service providers at national, regional or local level.**

Amendment 80

Proposal for a regulation Annex II – point 3 – paragraph 1 – indent 5 (new)

Text proposed by the Commission

Amendment

- **Number of Roma end recipients;**

Amendment 81

Proposal for a regulation Annex II – point 3 – paragraph 1 – indent 6

Text proposed by the Commission

Amendment

— Number of end recipients with a foreign background and minorities (including marginalised communities **such as** the Roma) ,

— Number of end recipients with a foreign background and minorities (including marginalised communities **except** the Roma),

Amendment 82

Proposal for a regulation Annex II – point 3 – paragraph 2 – indent 6 (new)

Text proposed by the Commission

Amendment

— *Number of Roma end recipients,*

Amendment 83

Proposal for a regulation

Annex II – point 3 – paragraph 2 – indent 6

Text proposed by the Commission

Amendment

— Number of end recipients with a foreign background and minorities (including marginalised communities *such as* the Roma) ,

— Number of end recipients with a foreign background and minorities (including marginalised communities *except* the Roma),

PROCEDURE – COMMITTEE ASKED FOR OPINION

Title	European Social Fund Plus (ESF+)
References	COM(2018)0382 – C8-0232/2018 – 2018/0206(COD)
Committee responsible Date announced in plenary	EMPL 11.6.2018
Opinion by Date announced in plenary	LIBE 5.7.2018
Rapporteur Date appointed	Soraya Post 9.7.2018
Discussed in committee	10.9.2018
Date adopted	5.11.2018
Result of final vote	+: 31 –: 7 0: 0
Members present for the final vote	Heinz K. Becker, Monika Beňová, Michal Boni, Daniel Dalton, Frank Engel, Cornelia Ernst, Laura Ferrara, Ana Gomes, Sophia in 't Veld, Eva Joly, Dietmar Köster, Barbara Kudrycka, Cécile Kashetu Kyenge, Juan Fernando López Aguilar, Roberta Metsola, Claude Moraes, Ivari Padar, Judith Sargentini, Giancarlo Scottà, Birgit Sippel, Csaba Sógor, Sergei Stanishev, Helga Stevens, Traian Ungureanu, Marie-Christine Vergiat, Josef Weidenholzer, Kristina Winberg, Auke Zijlstra
Substitutes present for the final vote	Carlos Coelho, Pál Csáky, Maria Grapini, Sylvia-Yvonne Kaufmann, Jeroen Lenaers, Maite Pagazaurtundúa Ruiz, Barbara Spinelli
Substitutes under Rule 200(2) present for the final vote	Petras Auštrevičius, Rupert Matthews, Martina Michels

FINAL VOTE BY ROLL CALL IN COMMITTEE ASKED FOR OPINION

31	+
ALDE	Petras Auštrevičius, Sophia in 't Veld, Maite Pagazaurtundúa Ruiz
EFDD	Laura Ferrara
GUE/NGL	Cornelia Ernst, Martina Michels, Barbara Spinelli, Marie-Christine Vergiat
PPE	Heinz K. Becker, Michał Boni, Carlos Coelho, Pál Csáky, Frank Engel, Barbara Kudrycka, Jeroen Lenaers, Roberta Metsola, Csaba Sógor
S&D	Monika Beňová, Ana Gomes, Maria Grapini, Sylvia-Yvonne Kaufmann, Dietmar Köster, Cécile Kashetu Kyenge, Juan Fernando López Aguilar, Claude Moraes, Ivari Padar, Birgit Sippel, Sergei Stanishev, Josef Weidenholzer
VERTS/ALE	Eva Joly, Judith Sargentini

7	-
ECR	Daniel Dalton, Rupert Matthews, Helga Stevens, Kristina Winberg
ENF	Giancarlo Scottà, Auke Zijlstra
PPE	Traian Ungureanu

0	0

Key to symbols:

+ : in favour

- : against

0 : abstention