

**ETC/Interreg Regulation - Articles****Version:** Outcome after the 4th (final) Trilogue on 2 December 2020.

<b>Commission proposal</b>	<b>European Parliament's First reading</b> (26/3/19)	<b>Council Position</b> (COREPER mandate 29/5/19 and 05/10/20)	<b>Compromise proposal, comments</b>	<b>Rows</b>
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CHAPTER I General provisions	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	2
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<i>Article 1</i> <i>Subject matter and scope<sup>1</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	4
1. This Regulation lays down rules for the European territorial cooperation goal (Interreg) with a view to fostering cooperation between Member States inside the Union and between Member States and adjacent third countries, partner countries, other territories or overseas countries and territories ('OCTs') respectively.	<u>Amendment 35</u> 1. This Regulation lays down rules for the European territorial cooperation goal (Interreg) with a view to fostering cooperation between Member States <b>and their regions</b> inside the Union and between Member States, <b>their regions</b> and <del>adjacent</del> third countries, partner countries, other territories or overseas countries and territories ('OCTs'), <b>or regional integration and cooperation organisations, or group of third countries forming part of a regional organisation,</b> respectively.	<i>[no change]</i>	<i>Provisional common understanding</i>  1. This Regulation lays down rules for the European territorial cooperation goal (Interreg) with a view to fostering cooperation between Member States <b>and their regions</b> inside the Union and between Member States, <b>their regions</b> and <del>adjacent</del> third countries, partner countries, other territories or overseas countries and territories ('OCTs'), <b>or regional integration and cooperation organisations,</b> respectively.	5

<sup>1</sup> Recital 2 and 10, on which the EP adopted an am, are linked to this article

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<p>2. This Regulation also lays down the provisions necessary to ensure effective programming including on technical assistance, monitoring, evaluation, communication, eligibility, management and control, as well as financial management of programmes under the European territorial cooperation goal ('Interreg programmes') supported by the European Regional Development Fund ('ERDF').</p>	<p><i>[no change]</i></p>	<p><i>[no change]</i></p>	<p><i>Provisional common understanding</i></p> <p><i>[no change]</i></p>	<p>6</p>
<p>3. With regard to support from the 'Instrument for Pre-Accession Assistance' ('IPA III'), the 'Neighbourhood, Development and International Cooperation Instrument' ('NDICI') and the funding for all the OCTs for the period 2021 to 2027 established as a Programme by Council Decision (EU) XXX ('OCTP') to Interreg programmes (the three instruments together: 'the external financing instruments of the Union'), this Regulation defines additional specific objectives as well as the integration of those funds into Interreg programmes, the criteria for third countries, partner countries and OCTs and their regions to be eligible and certain specific implementation</p>	<p><i>[no change]</i></p>	<p><i>[no change]</i></p>	<p><i>Provisional common understanding</i></p> <p><i>[no change]</i></p>	<p>7</p>

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rules.				
4. With regard to support from the ERDF and the external financing instruments of the Union (jointly referred to as 'the Interreg funds') to Interreg programmes, this Regulation defines the Interreg-specific objectives as well as the organisation, the criteria for Member States, third countries, partner countries and OCTs and their regions to be eligible, the financial resources, and the criteria for their allocation.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	8
5. Regulation (EU) [new CPR] and Regulation (EU) [new ERDF] shall apply to Interreg programmes, except where specifically provided for otherwise under those Regulations and this Regulation or where provisions of Regulation (EU) [new CPR] can only apply to the Investment for jobs and growth goal.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	9
<i>Article 2</i> <i>Definitions</i>	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i>	10
1. For the purpose of this Regulation, the definitions in Article [2] of Regulation (EU) [new CPR] shall apply. The following definitions shall also apply:	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	11
(1) 'IPA beneficiary' means a country or territory listed in Annex I to Regulation (EU) [IPA III];	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	12
(2) 'third country' means a	<i>[no change]</i>	(2) 'third country' means a	Provisional common understanding	13

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country which is not a Member State of the Union and does not receive support from the Interreg funds;		country which is not a Member State of the Union and does not receive support from the Interreg funds; <b>or which contributes to the EU budget by external assigned revenue;</b>	(2) 'third country' means a country which is not a Member State of the Union and does not receive support from the Interreg funds; <b>or which contributes to the EU budget by external assigned revenue;</b>	
(3) 'partner country' means an IPA beneficiary or a country or territory covered by the 'Neighbourhood geographic area' listed in Annex I to Regulation (EU) [NDICI] and the Russian Federation, and which receives support from the external financing instruments of the Union;	<i>[no change]</i>	(3) 'partner country' means an IPA beneficiary or a country or territory covered, <b>for strands A and B</b> , by the 'Neighbourhood geographic area' listed in Annex I to Regulation (EU) [NDICI] and the Russian Federation, <b>or for strands C and D, a country or territory covered by any geographic area under NDICI</b> , and which receives support from the external financing instruments of the Union;	<i>Provisional common understanding</i>  (3) 'partner country' means an IPA beneficiary or a country or territory covered, <b>for Interreg A and B programmes</b> , by the 'Neighbourhood geographic area' listed in Annex I to Regulation (EU) [NDICI] and the Russian Federation, <b>or for Interreg C and D programmes, a country or territory covered by any geographic area under NDICI</b> , and which receives support from the external financing instruments of the Union;	14
(4) 'cross-border legal body' means a legal body established under the laws of one of the participating countries in an Interreg programme provided that it is set up by territorial authorities or other bodies from at least two participating countries.	<u>Amendment 36</u> (4) 'cross-border legal body' means a legal body <b>including a euroregion</b> , established under the laws of one of the participating countries in an Interreg programme provided that it is set up by territorial authorities or other bodies from at least two participating countries.	(4) 'cross-border legal body' means a legal body established under the laws of one of the participating countries in an Interreg programme provided that it is set up by <del>territorial authorities or other</del> bodies from at least two participating countries.;	<i>Provisional common understanding</i>  <i>[no change]</i>  <i>Reference to "euroregion" is expressed in recital 27 (row 705).</i>	15
	<u>Amendment 37</u> (4 a) ' <b>regional integration and cooperation organisation</b> ' means a		<i>Provisional common understanding</i>  (4 a) ' <b>regional integration and</b>	16

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	<i>group of Member States or regions in the same geographical area that aim to cooperate closely on issues of common interest.</i>		<b>cooperation organisation' means, in the context of outermost regions cooperation, a group of Member States third countries or regions in the same geographical area that aim to cooperate closely on issues of common interest, of which Member States may also be part.</b>	
2. For the purpose of this Regulation, where provisions of Regulation (EU) [new CPR] refer to a 'Member State', this shall be construed as meaning 'the Member State hosting the managing authority' and where provisions refer to 'Each Member State' or 'Member States', this shall be construed as meaning 'the Member States and, where applicable, third countries, partner countries and OCTs participating in a given Interreg programme'.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	17
For the purpose of this Regulation, where provisions of Regulation (EU) [new CPR] refer to 'the Funds' as listed in [point (a) of Article 1(1)] of that Regulation or to the 'ERDF', this shall be construed as also covering the respective external financing instrument of the Union.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	18
<i>Article 3 Components of the European</i>	<i>[no change]</i>	<i>Article 3 Components Strands of the</i>	<i>Provisional common understanding Article 3</i>	19

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<i>territorial cooperation goal (Interreg)<sup>2</sup></i>		<i>European territorial cooperation goal (Interreg)</i>	<b>Components</b> <i>Strands of the European territorial cooperation goal (Interreg)</i>	
Under the European territorial cooperation goal (Interreg), the ERDF and, where applicable, external financing instruments of the Union shall support the following components:	<i>[no change]</i>	Under the European territorial cooperation goal (Interreg), the ERDF and, where applicable, external financing instruments of the Union shall support the following <del>components</del> <b>strands</b> :	<i>Provisional common understanding</i>  Under the European territorial cooperation goal (Interreg), the ERDF and, where applicable, external financing instruments of the Union shall support the following <del>components</del> <b>strands</b> :	20
(1) cross-border cooperation between adjacent regions to promote integrated regional development (component 1):	<u>Amendment 38</u> (1) cross-border cooperation between adjacent regions to promote integrated <b>and harmonious</b> regional development (component 1):	(1) cross-border cooperation between adjacent regions to promote integrated regional development ( <del>component 1</del> ) <b>between neighbouring land and maritime border regions (Interreg strand A):</b>	<i>Provisional common understanding</i>  (1) cross-border cooperation between adjacent regions to promote integrated <b>and harmonious</b> regional development <b>between neighbouring land and maritime border regions (Interreg A):</b>	21
(a) internal cross-border cooperation between adjacent land border regions of two or more Member States or between adjacent land border regions of at least one Member State and one or more third countries listed in Article 4(3); or	<u>Amendment 39</u> (a) internal cross-border cooperation between adjacent land <b>or maritime</b> border regions of two or more Member States or between adjacent land <b>or maritime</b> border regions of at least one Member State and one or more third countries listed in Article 4(3); or	(a) internal cross-border cooperation between adjacent <del>land</del> border regions of two or more Member States or between adjacent <del>land</del> border regions of at least one Member State and one or more third countries listed in Article 4(3); or	<i>Provisional common understanding</i>  (a) internal cross-border cooperation between adjacent <del>land</del> border regions of two or more Member States or between adjacent <del>land</del> border regions of at least one Member State and one or more third countries listed in Article 4(3); or	22
(b) external cross-border cooperation, between adjacent land border regions of at least one Member State and of one or more of the following:	<u>Amendment 40</u> (b) external cross-border cooperation, between adjacent land <b>or maritime</b> border regions of at least one Member State and of one or more of the following:	(b) external cross-border cooperation, between adjacent <del>land</del> border regions of at least one Member State and of one or more of the following:	<i>Provisional common understanding</i>  (b) external cross-border cooperation, between adjacent <del>land</del> border regions of at least one Member State and of one or more of the following:	23

<sup>2</sup> Recitals 3 to 8, on which the EP adopted amendments, are linked to this article, Council also amended recitals 3 and 4 (those two recitals are included at the end of the table).

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(i) IPA beneficiaries; or	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	24
(ii) partner countries supported by NDICI; or	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	25
(iii) the Russian Federation, for the purpose of enabling its participation in cross-border cooperation also supported by NDICI;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	26
(2) transnational cooperation and maritime cooperation over larger transnational territories or around sea-basins, involving national, regional and local programme partners in Member States, third countries and partner countries and in Greenland, with a view to achieving a higher degree of territorial integration ('component 2'; where referring only to transnational cooperation: 'component 2A'; where referring only to maritime cooperation: 'component 2B');	<u>Amendment 41</u> (2) transnational <del>cooperation and maritime</del> cooperation over larger transnational territories or around sea-basins, involving national, regional and local programme partners in Member States, third countries and partner countries and <del>in Greenland</del> <i>OCTs</i> , with a view to achieving a higher degree of territorial integration ('component 2'); <del>where referring only to transnational cooperation:</del> 'component 2A'; <del>where referring only to maritime cooperation:</del> 'component 2B');	(2) transnational cooperation and maritime cooperation over larger transnational territories or around sea-basins, involving <del>national, regional and local programme partners in</del> Member States, third countries <del>and</del> , partner countries and <del>in Greenland</del> , with a view to achieving a higher degree of territorial integration ('component 2'; <del>where referring only to transnational cooperation:</del> 'component 2A'; <del>where referring only to maritime cooperation:</del> 'component 2B' <b>Interreg strand B</b> ) <sup>3</sup> .	<i>Provisional common understanding</i>  2) <del>transnational cooperation and maritime</del> cooperation over larger transnational territories or around sea-basins, involving national, regional and local programme partners in Member States, third countries and partner countries and <del>in Greenland</del> <i>OCTs</i> , with a view to achieving a higher degree of territorial integration ('component 2'; <del>where referring only to transnational cooperation:</del> 'component 2A'; <del>where referring only to maritime cooperation:</del> component 2B' <b>Interreg B</b> );	27
(3) outermost regions' cooperation among themselves and	<u>Amendment 42</u> (3) outermost regions'	<del>(3) outermost regions' cooperation among themselves and</del>	<i>Provisional common understanding</i>	28

<sup>3</sup> **Council position:** Recital 6 is linked to this art (Included at the end of the table).

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with their neighbouring third or partner countries or OCTs, or several thereof, to facilitate their regional integration in their neighbourhood ('component 3');	cooperation among themselves and with their neighbouring third or partner countries or OCTs, or <b>regional integration and cooperation organisations</b> , or several thereof, to facilitate their regional integration <b>and harmonious development</b> in their neighbourhood ('component 3');	<del>with their neighbouring third or partner countries or OCTs, or several thereof, to facilitate their regional integration in their neighbourhood ('component 3');</del>	<del>(3) — outermost regions' cooperation among themselves and with their neighbouring third or partner countries or OCTs, or several thereof, to facilitate their regional integration in their neighbourhood ('component 3');</del> [moved to row 45]	
(4) interregional cooperation to reinforce the effectiveness of cohesion policy ('component 4') by promoting:	[no change]	(4) interregional cooperation to reinforce the effectiveness of cohesion policy ( <del>component 4</del> ) <b>(Interreg strand C)</b> by promoting:	Provisional common understanding  (4) interregional cooperation to reinforce the effectiveness of cohesion policy <b>(Interreg C)</b> by promoting	29
(a) exchange of experiences, innovative approaches and capacity building in relation to:	[no change]	(a) exchange of experiences, innovative approaches and capacity building <b>focusing on policy objectives</b> , in relation to <b>the identification, dissemination and transfer of good practices into regional development policies including Investment for jobs and growth goal programmes ('the Interreg Europe programme');</b>	Provisional common understanding  (a) exchange of experiences, innovative approaches and capacity building <b>focusing on policy objectives set out in the first paragraph of Article 4 of Regulation (EU) [new CPR] and the Interreg specific objective "a better cooperation governance"</b> , in relation to <b>the identification, dissemination and transfer of good practices into regional development policies including Investment for jobs and growth goal programmes ('the Interreg Europe programme');</b>	30
(i) the implementation of Interreg programmes;	[no change]	<del>(i) — the implementation of Interreg programmes;</del>	Provisional common understanding  <del>(i) — the implementation of Interreg programmes;</del>	31



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	<u>Amendment 43</u> <i>(i a) the implementation of common interregional development projects;</i>		<i>Provisional common understanding</i> <i>[EP amendment 43 withdrawn]</i>	32
	<u>Amendment 44</u> <i>(i b) the development of capacities between partners throughout the Union in connection with:</i>		<i>Provisional common understanding</i> <i>[EP amendment 44 withdrawn]</i>	33
(ii) the implementation of Investment for jobs and growth goal programmes, in particular with regard to interregional and transnational actions with beneficiaries located in at least one other Member State;	<i>[no change]</i>	<del>(ii) — the implementation of Investment for jobs and growth goal programmes, in particular with regard to interregional and transnational actions with beneficiaries located in at least one other Member State;</del>	<i>Provisional common understanding</i> <del>(ii) — the implementation of Investment for jobs and growth goal programmes, in particular with regard to interregional and transnational actions with beneficiaries located in at least one other Member State;</del>	34
	<u>Amendment 45</u> <i>(ii a) the identification and dissemination of good practices with a view to their transfer principally to operational programmes under the Investment for growth and jobs goal;</i>		<i>Provisional common understanding</i> <i>[EP amendment 45 withdrawn]</i>	35
	<u>Amendment 46</u> <i>(ii b) the exchange of experiences concerning the identification, transfer and dissemination of best practice on sustainable urban development, including linkages between urban and rural areas;</i>		<i>Provisional common understanding</i> <i>[EP amendment 46 withdrawn]</i>	36
		<b>(b) exchange of experiences, innovative approaches and</b>	<i>Provisional common understanding</i> <i>Linked to ERDF/CF Regulation</i>	37

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		<p><b>capacity building in relation to the identification, transfer and capitalisation of urban good practices on integrated and sustainable urban development, taking into account the linkages between urban and rural areas, supporting actions developed in the framework of Article 9 [of Regulation (new ERDF)] and while also complementing in a coordinated way with the initiative outlined in Article 10 of Regulation (EU) [ERDF/CF Regulation] ('the URBACT programme');</b></p>	<p><b>(b) exchange of experiences, innovative approaches and capacity building in relation to the identification, transfer and capitalisation of urban good practices on integrated and sustainable urban development, taking into account the linkages between urban and rural areas, supporting actions developed in the framework of Article 9 [of Regulation (new ERDF/CF)] and while also complementing in a coordinated way with the initiative outlined in Article 10 of Regulation (EU) [ERDF/CF Regulation] ('the URBACT programme');</b></p>	
		<p><b>(c) exchange of experiences, innovative approaches and capacity building with a view to ('the INTERACT programme');</b></p>	<p><i>Provisional common understanding</i></p> <p><b>(c) exchange of experiences, innovative approaches and capacity building with a view to ('the INTERACT programme');</b></p>	38
		<p><b>(i) harmonising and simplifying the implementation of Interreg programmes as well as contributing to the capitalisation of their results;</b></p>	<p><i>Provisional common understanding</i></p> <p><b>(i) harmonising and simplifying the implementation of Interreg programmes as well as contributing to the capitalisation of their results;</b></p>	39
		<p><b>(i bis) harmonising and simplifying possible cooperation actions referred in point [d (v) of paragraph 3 of Article 17 of (new CPR)];</b></p>	<p><i>Provisional common understanding</i></p> <p><b>(i bis) harmonising and simplifying possible cooperation actions referred in point [d (v) of paragraph 3 of Article 17</b></p>	40

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(iii) the setting-up, functioning and use of European groupings of territorial cooperation (EGTCs);	<i>[no change]</i>	<b>(ii) supporting</b> the setting-up, functioning and use of European groupings of territorial cooperation (EGTCs);	<b>of (new CPR)];</b> <i>Provisional common understanding</i> <b>(ii) supporting</b> the setting-up, functioning and use of European groupings of territorial cooperation (EGTCs);	41
	Amendment 47 <i>(iii a) the setting-up, functioning and use of the European Cross-Border Mechanism as referred to in Regulation (EU) .../... [new European Cross-Border Mechanism];</i>		<i>Provisional common understanding</i>  <i>[EP amendment 47 withdrawn]</i>	42
(b) analysis of development trends in relation to the aims of territorial cohesion;	<i>[no change]</i>	<del>(b)</del> <b>(d)</b> analysis of development trends in relation to the aims of territorial cohesion ( <i>'the ESPON programme'</i> ); <sup>4</sup>	<i>Provisional common understanding</i>  <del>(b)</del> <b>(d)</b> analysis of development trends in relation to the aims of territorial cohesion ( <i>'the ESPON programme'</i> ); <sup>4</sup>	43
(5) interregional innovation investments through the commercialisation and scaling up of interregional innovation projects having the potential to encourage the development of European value chains ('component 5').	Amendment 48 <del>(5) — interregional innovation investments through the commercialisation and scaling up of interregional innovation projects having the potential to encourage the development of European value chains ('component 5').</del>	<del>(5) — interregional innovation investments through the commercialisation and scaling up of interregional innovation projects having the potential to encourage the development of European value chains ('component 5').</del>	<i>Provisional common understanding</i>  <del>(5) — interregional innovation investments through the commercialisation and scaling up of interregional innovation projects having the potential to encourage the development of European value chains ('component 5').</del>	44
		<b>(5) outermost regions' cooperation among themselves</b>	<i>Provisional common understanding</i> <i>Moved from row 28</i>	45

<sup>4</sup> **Council position:** Recital 8 is linked to this art (Included at the end of the table).

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		<b>and with their neighbouring third or partner countries or OCTs, or several thereof, to facilitate their regional integration in their neighbourhood (Interreg strand D);</b>	(35) outermost regions' cooperation among themselves and with their neighbouring third or partner countries or OCTs, or <b>regional integration and cooperation organisations, or</b> several thereof, to facilitate their regional integration <b>and harmonious development</b> in their neighbourhood ( <b>Interreg D</b> );	
Section II Geographical coverage	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	46
Article 4 Geographical coverage for cross-border cooperation <sup>5</sup>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	47
1. For cross-border cooperation, the regions to be supported by the ERDF shall be the NUTS level 3 regions of the Union along all internal and external land borders with third countries or partner countries.	<u>Amendment 49</u> 1. For cross-border cooperation, the regions to be supported by the ERDF shall be the NUTS level 3 regions of the Union along all internal and external land <b>or maritime</b> borders with third countries or partner countries, <b>without prejudice to potential adjustments to ensure the coherence and continuity of cooperation programme areas established for the 2014-2020 programming planning period.</b>	1. For cross-border cooperation, the regions to be supported by the ERDF shall be the NUTS level 3 regions of the Union along all internal and external land borders with third countries or partner countries <b>and all NUTS level 3 regions of the Union along maritime borders separated by a maximum of 150 km without prejudice to potential adjustments needed to ensure the coherence and continuity of cooperation programme areas.</b>	<i>Provisional common understanding</i>  1. For cross-border cooperation, the regions to be supported by the ERDF shall be the NUTS level 3 regions of the Union along all internal and external land borders with third countries or partner countries <b>and all NUTS level 3 regions of the Union along maritime borders separated by a maximum of 150 km without prejudice to potential adjustments needed to ensure the coherence and continuity of cooperation programme areas and where cross-border interaction may effectively take place.</b>	48
2. Regions on maritime borders	<u>Amendment 50</u>	<del>2. Regions on maritime</del>	<i>Provisional common understanding</i>	49

<sup>5</sup> Recital 9, on which the EP adopted an am, is linked to article 4-8

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which are connected over the sea by a fixed link shall also be supported under cross-border cooperation.	<del>2. Regions on maritime borders which are connected over the sea by a fixed link shall also be supported under cross border cooperation.</del> <i>deleted</i>	<del>borders which are connected over the sea by a fixed link shall also be supported under cross border cooperation.</del>	<del>2. Regions on maritime borders which are connected over the sea by a fixed link shall also be supported under cross border cooperation.</del>	
3. Internal cross-border cooperation Interreg programmes may cover regions in Norway, Switzerland and the United Kingdom which are equivalent to NUTS level 3 regions as well as Liechtenstein, Andorra and Monaco.	<u>Amendment 51</u> 3. Internal cross-border cooperation Interreg programmes may cover regions in Norway, Switzerland and the United Kingdom which are equivalent to NUTS level 3 regions as well as Liechtenstein, Andorra <del>and</del> , Monaco <i>and San Marino</i> .	3. Internal cross-border cooperation Interreg programmes may cover regions in Norway, Switzerland and the United Kingdom which are equivalent to NUTS level 3 regions as well as Liechtenstein, Andorra <del>and</del> , Monaco <b>and San Marino</b> .	<i>Provisional common understanding</i> 3. Internal cross-border cooperation Interreg programmes may cover regions in Norway, Switzerland and the United Kingdom which are equivalent to NUTS level 3 regions as well as Liechtenstein, Andorra <del>and</del> , Monaco <b>and San Marino</b> .	50
4. For external cross-border cooperation, the regions to be supported by IPA III or NDICI shall be NUTS level 3 regions of the respective partner country or, in the absence of NUTS classification, equivalent areas along all land borders between Member States and partner countries eligible under IPA III or NDICI.	<u>Amendment 52</u> 4. For external cross-border cooperation, the regions to be supported by IPA III or NDICI shall be NUTS level 3 regions of the respective partner country or, in the absence of NUTS classification, equivalent areas along all land <i>or maritime</i> borders between Member States and partner countries eligible under IPA III or NDICI.	4. For external cross-border cooperation, the regions to be supported by IPA III or NDICI shall be NUTS level 3 regions of the respective partner country or, in the absence of NUTS classification, equivalent areas along all land <b>and maritime</b> borders between Member States and partner countries eligible under IPA III or NDICI, <b>without prejudice to potential adjustments needed to ensure the coherence and continuity of cooperation programme areas.</b>	<i>Provisional common understanding</i> 4. For external cross-border cooperation, the regions to be supported by IPA III or NDICI shall be NUTS level 3 regions of the respective partner country or, in the absence of NUTS classification, equivalent areas along all land <b>and maritime</b> borders between Member States and partner countries eligible under IPA III or NDICI, <b>without prejudice to potential adjustments needed to ensure the coherence and continuity of cooperation programme areas.</b>	51
<i>Article 5 Geographical coverage for</i>	<u>Amendment 53</u> Geographical coverage for	Article 5 <i>Geographical coverage for</i>	<i>Provisional common understanding Article 5</i>	52

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
<i>transnational cooperation and maritime cooperation</i> <sup>6</sup>	transnational cooperation <del>and maritime cooperation</del>	<i>transnational cooperation and maritime cooperation</i>	<i>Geographical coverage for transnational cooperation and maritime cooperation</i>	
1. For transnational cooperation and maritime cooperation, the regions to be supported by the ERDF shall be the NUTS level 2 regions of the Union covering contiguous functional areas, taking into account, where applicable, macro-regional strategies or sea basin strategies.	<u>Amendment 54</u> 1. For transnational cooperation and maritime cooperation, the regions to be supported by the ERDF shall be the NUTS level 2 regions of the Union covering contiguous functional areas, <i>without prejudice to potential adjustments to ensure the coherence and continuity of such cooperation in larger coherent areas based on the 2014-2020 programming planning period and</i> taking into account, where applicable, macro-regional strategies or sea basin strategies.	1. For transnational cooperation and maritime cooperation, the regions to be supported by the ERDF shall be the NUTS level 2 regions of the Union <b>including outermost regions</b> <sup>7</sup> covering contiguous functional areas, <b>larger transnational territories</b> taking into account, where applicable, macro-regional strategies or sea basin strategies.	<i>Provisional common understanding</i> 1. For transnational cooperation and maritime cooperation, the regions to be supported by the ERDF shall be the NUTS level 2 regions of the Union, <b>including outermost regions</b> <sup>8</sup> , covering contiguous functional areas, <b>larger transnational territories</b> taking into account, where applicable, macro-regional strategies or sea basin strategies.	53
		<b>1a. At the request of the Member State or Member States concerned when submitting a transnational cooperation programme, that programme may also include one or more outermost regions from the Member State or Member States concerned</b> <sup>9</sup> .	<i>Provisional common understanding</i> <b>1a. At the request of the Member State or Member States concerned when submitting a transnational cooperation programme, that programme may also include one or more outermost regions from the Member State or Member States concerned</b> <sup>10</sup> .	54

<sup>6</sup> Recital 12 is linked to article 5(1) and 17(4)

<sup>7</sup> **Council position:** To be taken into account when finalising Article 9(4), currently under square brackets.

<sup>8</sup> **Council position:** To be taken into account when finalising Article 9(4), currently under square brackets.

<sup>9</sup> **Council position:** To be taken into account when finalising Article 9(4), currently under square brackets.

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
2. Transnational cooperation and maritime cooperation Interreg programmes may cover:	<u>Amendment 55</u> Transnational <del>cooperation and maritime</del> cooperation Interreg programmes may cover:	2. Transnational cooperation <del>and maritime cooperation</del> Interreg programmes may cover:	<i>Provisional common understanding</i>  2. Transnational cooperation <del>and maritime cooperation</del> Interreg programmes may cover:	55
(a) regions in Iceland, Norway, Switzerland, the United Kingdom as well as Liechtenstein, Andorra, Monaco and San Marino;	<i>[no change]</i>	(a) regions in Iceland, Norway, Switzerland, the United Kingdom as well as Liechtenstein, Andorra, Monaco and San Marino;	<i>Provisional common understanding</i>  (a) regions in Iceland, Norway, Switzerland, the United Kingdom as well as Liechtenstein, Andorra, Monaco and San Marino;	56
(b) Greenland;	<u>Amendment 56</u> (b) <del>Greenland</del> ; <b>OCTs benefit from the support provided by the OCT programme;</b>	(b) <del>Greenland</del> ; <b>OCTs;</b>	<i>Provisional common understanding</i>  (b) <del>Greenland</del> ; <b>OCTs;</b>	57
(c) the Faroe Islands;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	58
(d) regions of partner countries under IPA III or NDICI;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	59
whether or not they are supported from the EU budget.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	60
3. The regions, third countries or partner countries listed in paragraph 2 shall be NUTS level 2 regions or, in the absence of NUTS classification, equivalent areas.	<u>Amendment 57</u> The regions, third countries, <del>or</del> partner countries, <b>or OCTs</b> listed in paragraph 2 shall be NUTS level 2 regions or, in the absence of NUTS classification, equivalent areas.	<i>[no change]</i>	<i>Provisional common understanding</i>  The regions, third countries, <del>or</del> partner countries, <b>or OCTs</b> listed in paragraph 2 shall be NUTS level 2 regions or, in the absence of NUTS classification, equivalent areas.	61

<sup>10</sup> **Council position:** To be taken into account when finalising Article 9(4), currently under square brackets.

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
<i>Article 6 Geographical coverage for outermost regions' cooperation<sup>11</sup></i>	<i>[no change]</i>	<i>Article 6 Geographical coverage for outermost regions' cooperation</i>	<i>Provisional common understanding Article 6 Geographical coverage for outermost regions' cooperation</i>	62
1. For the outermost regions' cooperation, all regions listed in the first paragraph of Article 349 of the TFEU shall be supported by the ERDF.	<i>[no change]</i>	<del>1. For the outermost regions' cooperation, all regions listed in the first paragraph of Article 349 of the TFEU shall be supported by the ERDF.</del>	<i>Provisional common understanding</i> 1. For the outermost regions' cooperation, all regions listed in the first paragraph of Article 349 of the TFEU shall be supported by the ERDF.	63
2. The outermost regions' Interreg programmes may cover neighbouring partner countries supported by the NDICI or OCTs supported by the OCTP, or both.	<u>Amendment 58</u> 2. The outermost regions' Interreg programmes may cover neighbouring partner countries supported by the NDICI, <del>or</del> OCTs supported by the OCTP, <b>regional cooperation organisations</b> , or <del>both</del> <b>a combination of two or all three of these.</b>	<del>2. The outermost regions' Interreg programmes may cover neighbouring partner countries supported by the NDICI or OCTs supported by the OCTP, or both.</del>	<i>Provisional common understanding</i> 2. The outermost regions' Interreg programmes may cover neighbouring partner countries supported by the NDICI <del>or</del> OCTs supported by the OCTP, or both.	64
<i>Article 7 Geographical coverage for interregional cooperation and interregional innovation investments</i>	<u>Amendment 59</u> Geographical coverage for interregional cooperation <del>and interregional innovation investments</del>	Article 7 Geographical coverage for interregional cooperation <del>and interregional innovation investments</del>	<i>Provisional common understanding Article 7 Geographical coverage for interregional cooperation and interregional innovation investments</i>	65
1. For any component 4 Interreg programme or for interregional innovation investments under component 5, the entire territory of the Union shall be supported by the ERDF.	<u>Amendment 60</u> 1. For any component 4 Interreg programme <del>or for interregional innovation investments under component 5</del> , the entire territory of the Union shall be supported by the ERDF <b>including</b>	1. For <b>interregional cooperation</b> <del>any component 4 Interreg programme or for interregional innovation investments under component 5</del> , the entire territory of the Union shall be supported by the ERDF.	<i>Provisional common understanding</i> 1. For <b>interregional cooperation</b> <del>any component 4 Interreg programme or for interregional innovation investments under component 5</del> , the entire territory of the Union shall be supported by the ERDF	66

<sup>11</sup> Recital 14, on which the EP adopted an am, is linked to art. 6, 10(5), 16(5), 23 (4), 60



Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
<p>2. Component 4 Interreg programmes may cover the whole or part of the third countries, partner countries, other territories or OCTs referred to in Articles 4, 5 and 6, whether or not they are supported by the external financing instruments of the Union.</p>	<p><i>the outermost regions.</i></p> <p><u>Amendment 61</u></p> <p>2. Component 4 Interreg programmes may cover the whole or part of the third countries, partner countries, other territories or OCTs referred to in Articles 4, 5 and 6, whether or not they are supported by the external financing instruments of the Union. <i>Third countries may participate in those programmes, provided that they make a funding contribution in the form of externally allocated revenue.</i></p>	<p>2. <del>Component 4 Interreg</del> <b>Interregional cooperation</b> programmes may cover the whole or part of the third countries, partner countries, other territories or OCTs referred to in Articles 4, 5 and <del>6</del><b>7bis</b>, whether or not they are supported by the external financing instruments of the Union.</p>	<p><b>including the outermost regions.</b></p> <p><i>Provisional common understanding</i></p> <p>2. <del>Component 4 Interreg</del> <b>Interregional cooperation</b> programmes may cover the whole or part of the third countries, partner countries, other territories or OCTs referred to in Articles 4, 5 and <del>6</del><b>7bis</b>, whether or not they are supported by the external financing instruments of the Union.</p>	67
		<p><b>Article 7bis<sup>12</sup></b></p> <p><b>Geographical coverage for outermost regions' cooperation</b></p>	<p><i>Provisional common understanding</i></p> <p><b>Article 7bis<sup>13</sup></b></p> <p><b>Geographical coverage for outermost regions' cooperation</b></p>	68
		<p><b>1. For the outermost regions' cooperation, all regions listed in the first paragraph of Article 349 of the TFEU shall be supported by the ERDF.</b></p>	<p><i>Provisional common understanding</i></p> <p><b>1. For the outermost regions' cooperation, all regions listed in the first paragraph of Article 349 of the TFEU shall be supported by the ERDF.</b></p>	69
		<p><b>2. The outermost regions'</b></p>	<p><i>Provisional common understanding</i></p>	70

<sup>12</sup> **Council position:** Recital 14 is linked to this art (included at the end of the table).

The order of recitals (7) and (8) should be switched.

<sup>13</sup> **Council position:** Recital 14 is linked to this art (included at the end of the table).

The order of recitals (7) and (8) should be switched.

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
		<b>Interreg programmes may cover neighbouring partner countries or parts thereof supported by the NDICI or OCTs supported by the OCTP, or both.</b>	<b>2. The outermost regions' Interreg programmes may cover neighbouring partner countries or parts thereof supported by the NDICI or OCTs supported by the OCTP, or both.</b>	
<i>Article 8 List of Interreg programme areas to receive support<sup>14</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	71
1. For the purposes of Articles 4, 5 and 6, the Commission shall adopt an implementing act setting out the list of Interreg programme areas to receive support, broken down for each component and each Interreg programme. That implementing act shall be adopted in accordance with the advisory procedure referred to in Article 63(2).	<i>[no change]</i>	1. For the purposes of Articles 4, 5, <b>7</b> and <b>67bis</b> , the Commission shall adopt an implementing act setting out the list of Interreg programme areas to receive support, broken down for each <del>component</del> <b>strand</b> and each Interreg programme. That implementing act shall be adopted in accordance with the advisory procedure referred to in Article 63(2).	<i>Provisional common understanding</i>  1. For the purposes of Articles 4, 5, <b>7</b> and <b>67bis</b> , the Commission shall adopt an implementing act setting out the list of Interreg programme areas to receive support, broken down for each <del>component</del> <b>strand</b> and each Interreg programme. That implementing act shall be adopted in accordance with the advisory procedure referred to in Article 63(2).	72
External cross-border Interreg programmes shall be listed as 'Interreg IPA III CBC programmes' or 'Interreg Neighbourhood CBC programmes' respectively.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	73
2. The implementing act referred to in paragraph 1 shall also contain a list specifying those NUTS level 3 regions of the Union taken into account for the ERDF allocation for cross-border cooperation at all	<u>Amendment 62</u> 2. The implementing act referred to in paragraph 1 shall also contain a list specifying those NUTS level 3 regions of the Union taken into account for the ERDF	2. The implementing act referred to in paragraph 1 shall also contain a list specifying those NUTS level 3 regions of the Union taken into account for the ERDF allocation for cross-border	<i>Provisional common understanding</i>  2. The implementing act referred to in paragraph 1 shall also contain a list specifying those NUTS level 3 regions of the Union taken into account for the ERDF	74

<sup>14</sup> Recital 34 is linked to article 8(1)-(2), 10(1), 11, 18(4),and 19(4).

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
internal borders and those external borders covered by the external financing instruments of the Union as well as a list specifying those NUTS level 3 regions taken into account for allocation purposes under component 2B referred to in point (a) of Article 9(3).	allocation for cross-border cooperation at all internal borders and those external borders covered by the external financing instruments of the Union as well as a list specifying those NUTS level 3 regions taken into account for allocation purposes under component 2B referred to in point (a) of Article 9(3).	cooperation at all internal borders and those external borders covered by the external financing instruments of the Union as well as a list specifying those NUTS level 3 regions taken into account for allocation purposes under component 2B referred to in point (a) of Article 9(3).	allocation for cross-border cooperation at all internal borders and those external borders covered by the external financing instruments of the Union as well as a list specifying those NUTS level 3 regions taken into account for allocation purposes under component 2B referred to in point (a) of Article 9(3).	
3. Regions of third or partner countries or territories outside the Union which do not receive supported from the ERDF or an external financing instrument of the Union shall also be mentioned in the list referred to in paragraph 1.	<u>Amendment 63</u> 3. Regions of third or partner countries or territories outside the Union which do not receive supported <b>support</b> from the ERDF or an external financing instrument of the Union shall also be mentioned in the list referred to in paragraph 1.	3. Regions of third or partner countries or territories outside the Union which do not receive supported <b>support</b> from the ERDF or <b>from</b> an external financing instrument of the Union, <b>or which contributes to the EU budget by external assigned revenue</b> , shall also be mentioned in the list referred to in paragraph 1.	<i>Provisional common understanding</i>  3. Regions of third or partner countries or territories outside the Union which do not receive supported <b>support</b> from the ERDF or <b>from</b> an external financing instrument of the Union, <b>or which contribute to the EU budget by external assigned revenue</b> , shall also be mentioned in the list referred to in paragraph 1.	75
Section III Resources and co-financing rates	<i>[no change]</i>		<i>Provisional common understanding</i> <i>[no change]</i>	76
<i>Article 9</i> <i>ERDF resources for the European territorial cooperation goal (Interreg)<sup>15</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	77
1. The ERDF resources for the European territorial cooperation goal (Interreg) shall amount to EUR 8 430 000 000 of the global	<u>Amendment 64</u> 1. <del>The ERDF</del> Resources for the European territorial cooperation goal (Interreg) shall amount to EUR	1. The ERDF resources for the European territorial cooperation goal (Interreg) shall amount to EUR <del>8 430 000 000</del> <b>7 950 000 000</b>	<i>Provisional common understanding</i>  1. The ERDF resources for the European territorial cooperation goal	78

<sup>15</sup> Recital 15, on which the EP adopted an am, is linked to this art

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
resources available for budgetary commitment from the ERDF, ESF+ and the Cohesion Fund for the 2021-2027 programming period and set out in Article [102(1)] of Regulation (EU) [new CPR].	<del>8 430 000 000 of</del> <b>11 165 910 000 (2018 prices) of out</b> the global resources available for budgetary commitment from the ERDF, ESF+ and the Cohesion Fund for <del>the 2021</del> <b>the 2021-2027</b> programming period and set out in Article <del>[102(1)]</del> <b>[103(1)]</b> of Regulation (EU) [new CPR].	of the global resources available for budgetary commitment from the ERDF, ESF+ and the Cohesion Fund for the 2021-2027 programming period and set out in Article <del>[102(1)]</del> <b>[103(1)]</b> of Regulation (EU) [new CPR].	(Interreg) shall amount to <del>EUR 8 430 000 000</del> <b>8 050 000 000</b> of the global resources available for budgetary commitment from the ERDF, ESF+ and the Cohesion Fund for the 2021-2027 programming period and set out in Article <del>[102(1)]</del> <b>[103(1)]</b> of Regulation (EU) [new CPR].	
2. The resources referred to in paragraph 1 shall be allocated as follows:	<u>Amendment 65</u> 2. <b>EUR 10 195 910 000 (91,31 %) of</b> the resources referred to in paragraph 1 shall be allocated as follows:	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	79
(a) 52.7 % (i.e., a total of EUR 4 440 000 000) for cross-border cooperation (component 1);	<u>Amendment 66</u> (a) <del>52.7 % (i.e., a total of EUR 4 440 000 000)</del> <b>EUR 7 500 000 000 (67,16 %) for</b> cross-border cooperation (component 1);	(a) <del>52.7</del> <b>71.9%</b> (i.e., a total of EUR 4 440 000 000 <b>5 712 790 000</b> for cross-border cooperation ( <del>component 1</del> <b>strand A</b> );	<i>Provisional common understanding</i>  (a) <del>52.7</del> <b>72,2%</b> (i.e., a total of EUR 4 440 000 000 <b>5 812 790 000</b> for <b>land and maritime</b> cross-border cooperation ( <del>component 1</del> <b>strand A</b> );	80
(b) 31.4 % (i.e., a total of EUR 2 649 900 000) for transnational cooperation and maritime cooperation (component 2);	<u>Amendment 67</u> (b) <del>31.4 % (i.e., a total of EUR 2 649 900 000)</del> <b>EUR 1 973 600 880 (17,68 %) for</b> transnational cooperation <del>and maritime cooperation</del> (component 2);	(b) <del>31.4</del> <b>18.4 %</b> (i.e., a total of EUR 2 649 900 000 <b>1 466 000 000</b> for transnational cooperation ( <del>component 2</del> <b>strand B</b> );	<i>Provisional common understanding</i>  (b) <del>31.4</del> <b>18.2 %</b> (i.e., a total of EUR 2 649 900 000 <b>1 466 000 000</b> for transnational cooperation ( <del>component 2</del> <b>strand B</b> );	81
(c) 3.2 % (i.e., a total of EUR 270 100 000) for outermost regions' cooperation (component 3);	<u>Amendment 68</u> (c) <del>3.2 % (i.e., a total of EUR 270 100 000)</del> <b>EUR 357 309 120 (3,2 %) for</b> outermost regions' cooperation (component 3);	<i>See row 82a</i>	<i>Provisional common understanding</i> <i>See row 82a</i>	82
		(e) (d) <del>3.2%</del> <b>3.4 %</b> (i.e., a total of EUR 270 100 000 <b>271 210 000</b> ) for	<i>Provisional common understanding</i>	82a

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
		outermost regions' cooperation ( <del>component 3</del> <b>strand D</b> );	<del>(e) (d) 3.2%</del> <b>3.5 %</b> (i.e., a total of EUR 270 100 000 <b>281 210 000</b> ) for outermost regions' cooperation ( <del>component 3</del> <b>strand D</b> );	
(d) 1.2 % (i.e., a total of EUR 100 000 000) for interregional cooperation (component 4);	<u>Amendment 69</u> (d) <del>1.2 % (i.e., a total of EUR 100 000 000)</del> <b>EUR 365 000 000 (3,27%)</b> for interregional cooperation (component 4);	See row 83a	Provisional common understanding See row 83a	83
		<del>(d) (c) 1.2%</del> <b>6.3%</b> (i.e., a total of EUR 100 000 000 <b>500 000 000</b> for interregional cooperation ( <del>component 4</del> <b>strand C</b> );	Provisional common understanding  <del>(d) (c) 1.2%</del> <b>6.1%</b> (i.e., a total of EUR 100 000 000 <b>490 000 000</b> for interregional cooperation ( <del>component 4</del> <b>strand C</b> );	83a
(e) 11.5 % (i.e., a total of EUR 970 000 000) for interregional innovation investments (component 5).	<u>Amendment 70</u> <del>(e) 11.5 % (i.e., a total of EUR 970 000 000) for interregional innovation investments (component 5).</del> <b>deleted</b>	<del>(e) 11.5 % (i.e., a total of EUR 970 000 000) for interregional innovation investments (component 5).</del>	Provisional common understanding  <del>(e) 11.5 % (i.e., a total of EUR 970 000 000) for interregional innovation investments (component 5).</del>	84
3. The Commission shall communicate to each Member State its share of the global amounts for components 1, 2 and 3, broken down by year.	[no change]	3. The Commission shall communicate to each Member State its share of the global amounts for <del>components 1, 2</del> <b>strands A, B and D 3, pursuant to the methodology of point 8 of Annex XXII CPR</b> , broken down by year.	Provisional common understanding  3. The Commission shall communicate to each Member State its share of the global amounts for <del>components 1, 2</del> <b>strands A, B and D 3, pursuant to the methodology of point 8 of Annex XXII CPR</b> , broken down by year.	85
Population size in the following regions shall be used as the criterion for the breakdown by Member State:	[no change]	<del>Population size in the following regions shall be used as the criterion for the breakdown by Member State:</del>	Provisional common understanding  <del>Population size in the following regions shall be used as the criterion for the breakdown by Member State:</del>	86

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
(a) NUTS level 3 regions for component 1 and those NUTS level 3 regions for component 2B listed in the implementing act under Article 8(2);	<u>Amendment 71</u> (a) NUTS level 3 regions for component 1 and those NUTS level 3 regions for component 2B listed in the implementing act under Article 8(2);	<del>(a) NUTS level 3 regions for component 1 and those NUTS level 3 regions for component 2B listed in the implementing act under Article 8(2);</del>	Provisional common understanding <del>(a) NUTS level 3 regions for component 1 and those NUTS level 3 regions for component 2B listed in the implementing act under Article 8(2);</del>	87
(b) NUTS level 2 regions for components 2A and 3.	<u>Amendment 72</u> (b) NUTS level 2 regions for components 2A and 3 <b>component 2</b> .	<del>(b) NUTS level 2 regions for components 2A and 3.</del>	Provisional common understanding <del>(b) NUTS level 2 regions for components 2A and 3.</del>	88
	<u>Amendment 73</u> <b>(b a) NUTS level 2 and 3 regions for component 3.</b>		Provisional common understanding <i>[EP Amendment 73 withdrawn]</i>	89
4. Each Member State may transfer up to 15% of its financial allocation for each of components 1, 2 and 3 from one of those components to one or more of the others.	<i>[no change]</i>	4. Each Member State may transfer up to 15% of its financial allocation for each of <b>the strands A, B and D</b> components 1, 2 and 3 from one of those <b>strand</b> components to one or more of the others.	Provisional common understanding 4. Each Member State may transfer up to 15% of its financial allocation for each of <b>the strands A, B and D</b> components 1, 2 and 3 from one of those <b>strand</b> components to one or more of the others.	90
5. Based on the amounts communicated pursuant to paragraph 3, each Member State shall inform the Commission whether and how it has used the transfer option provided for in paragraph 4 and the resulting distribution of its share among the Interreg programmes in which the Member State participates.	<i>[no change]</i>		Provisional common understanding <i>[no change]</i>	91
	<u>Amendment 74</u> <b>5 a. EUR 970 000 000 (8,69 %) of the resources referred to in</b>		Provisional common understanding <i>[EP Amendment 74 withdrawn]</i>	92

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
	<p><i>paragraph 1 shall be allocated to the new initiative on interregional innovation investments as referred to in Article 15 a (new).</i></p> <p><i>If by 31 December 2026, the Commission has not committed all of the available resources referred to in paragraph 1 on projects selected under that initiative, the remaining uncommitted balances shall be re-allocated prorata among components 1 to 4.</i></p>			
<p><i>Article 10</i> <i>Cross-fund provisions<sup>16</sup></i></p>	<p><i>[no change]</i></p>	<p><i>[no change]</i></p>	<p><i>Provisional common understanding</i> <i>[no change]</i></p>	<p>93</p>
<p>1. The Commission shall adopt an implementing act setting out the multi-annual strategy document with regard to external cross-border Interreg programmes supported by the ERDF and the NDICI or IPA III. That implementing act shall be adopted in accordance with the advisory procedure referred to in Article 63(2).</p>	<p><i>[no change]</i></p>	<p><i>[no change]</i></p>	<p><i>Provisional common understanding</i></p> <p><i>To be aligned with the wording agreed in NDICI and IPA III Regulation during the lawyer-linguistic review</i></p> <p>1. The Commission shall adopt an implementing act setting out the multi-annual strategy documents with regard to external cross-border Interreg programmes supported by the ERDF and the NDICI or IPA III. That implementing act shall be adopted in accordance with the advisory procedure referred to in Article 63(2).</p>	<p>94</p>
<p>With regard to Interreg programmes</p>	<p><i>[no change]</i></p>	<p><i>[no change]</i></p>	<p><i>Provisional common understanding</i></p>	<p>95</p>

<sup>16</sup> Recital 10, on which the EP adopted an am, is linked to this article.  
Recital 14, on which the EP adopted an am, is linked to art. 6, 10(5), 16(5), 23 (4), 60  
Recital 34 is linked to article 8(1)-(2), 10(1), 11, 18(4),and 19(4).

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
supported by the ERDF and the NDICI, that implementing act shall set out the elements referred to in Article 12(2) of Regulation (EU) [NDICI].			<i>[no change]</i>	
		<b>The respective implementing act shall also cover the participation of IPA beneficiaries or partner countries in Interreg strand B, C and D programmes.</b>	<i>Provisional common understanding</i>  <b>The respective implementing act shall also cover the participation of IPA beneficiaries or partner countries in Interreg B, C and D programmes.</b>	96
2. The contribution from the ERDF to external cross-border Interreg programmes to be also supported from the financial envelope under IPA III allocated to cross-border cooperation ('IPA III CBC') or from the financial envelope under NDICI allocated to cross-border cooperation for the Neighbourhood geographic area ('NDICI CBC') shall be established by the Commission and the Member States concerned. The ERDF contribution established for each Member State shall not subsequently be reallocated between the Member States concerned.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	97
		<b>The respective contributions from IPA III and NDICI to Interreg strand B, C and D programmes shall be set out in the multi-annual strategy</b>	<i>Provisional common understanding</i>  <b>The respective contributions from IPA III and NDICI to Interreg B, C and D programmes shall be set out in the multi-</b>	98



Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
		<b>documents under the first subparagraph of paragraph one and shall take account of the composition of the respective programme partnership by Member States, IPA beneficiaries and partner countries.</b>	<b>annual strategy documents under the first subparagraph of paragraph one and shall take account of the composition of the respective programme partnership by Member States, IPA beneficiaries and partner countries.</b>	
3. Support from the ERDF shall be granted to individual external cross-border Interreg programmes provided that equivalent amounts are provided by IPA III CBC and NDICI CBC under the relevant strategic programming document. That equivalence shall be subject to a maximum amount set out in the IPA III or NDICI legislative act.	<u>Amendment 75</u> Support from the ERDF shall be granted to individual external cross-border Interreg programmes provided that <b>at least</b> equivalent amounts are provided by IPA III CBC and NDICI CBC under the relevant strategic programming document. That <del>equivalence</del> <b>contribution</b> shall be subject to a maximum amount set out in the IPA III or NDICI legislative act.	3. Support from the ERDF shall be granted to individual external cross-border Interreg programmes provided that <b>at least</b> equivalent amounts are provided by IPA III CBC and NDICI CBC under the relevant strategic programming document. That <del>equivalence</del> <b>contribution</b> shall be subject to a maximum amount set out in the IPA III or NDICI legislative act.	<i>Provisional common understanding</i>  3. Support from the ERDF shall be granted to individual external cross-border Interreg programmes provided that <b>at least</b> equivalent amounts are provided by IPA III CBC and NDICI CBC under the relevant strategic programming document. That <del>equivalence</del> <b>contribution</b> shall be subject to a maximum amount set out in the IPA III or NDICI legislative act.	99
However, where the review of the relevant strategic programming document under IPA III or NDICI results in the reduction of the matching amount for the remaining years, each Member State concerned shall choose from the following options:	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	100
(a) to request the mechanism under Article 12(3);	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	101
(b) to continue the Interreg programme with the remaining support from the ERDF and IPA III	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	102

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
CBC or NDICI CBC; or				
(c) to combine options (a) and (b).	<i>[no change]</i>	<i>[no change]</i> <sup>17</sup>	<i>Provisional common understanding</i>  <i>[no change]</i>	103
4. The annual appropriations corresponding to the support from the ERDF, IPA III CBC or NDICI CBC to external cross-border Interreg programmes shall be entered in the relevant budget lines for the 2021 budgetary exercise.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	104
5. Where the Commission has included a specific financial allocation to assist partner countries or regions under Regulation (EU) [NDICI] and OCTs under Council Decision [OCT Decision] or both in strengthening their cooperation with neighbouring Union outermost regions in accordance with Article [33(2)] of Regulation (EU) [NDICI] or Article[ 87] of the [OCTP Decision] or both, the ERDF may also contribute in accordance with this Regulation, where appropriate and on the basis of reciprocity and proportionality as regards the level of funding from the NDICI or the OCTP or both, to actions implemented by a partner country or	<i>[no change]</i>	5. Where the Commission has included a specific financial allocation to assist partner countries or regions under Regulation (EU) [NDICI] and OCTs under Council Decision [OCT Decision] or both in strengthening their cooperation with neighbouring Union outermost regions in accordance with Article [33(2)] of Regulation (EU) [NDICI] or Article[ 87] of the [OCTP Decision] or both, the ERDF may also contribute in accordance with this Regulation, where appropriate and on the basis of reciprocity and proportionality as regards the level of funding from the NDICI or the OCTP or both, to actions implemented by a partner	<i>Provisional common understanding</i>  5. Where the Commission has included a specific financial allocation to assist partner countries or regions under Regulation (EU) [NDICI] and OCTs under Council Decision [OCT Decision] or both in strengthening their cooperation with neighbouring Union outermost regions in accordance with Article [33(2)] of Regulation (EU) [NDICI] or Article[ 87] of the [OCTP Decision] or both, the ERDF may also contribute in accordance with this Regulation, where appropriate and on the basis of reciprocity and proportionality as regards the level of funding from the NDICI or the OCTP or both, to actions implemented by a partner country or region or any other entity under Regulation (EU)	105

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**Council position:** Recital 10 is linked to this art. (included at the end of the table).

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
region or any other entity under Regulation (EU) [NDICI], by a country, territory or any other entity under the [OCT Decision] or by a Union outermost region under, in particular, one or more joint component 2, 3 or 4 Interreg programmes or under cooperation measures referred to in Article 60 established and implemented pursuant to this Regulation.		country or region or any other entity under Regulation (EU) [NDICI], by a country, territory or any other entity under the [OCT Decision] or by a Union outermost region under, in particular, one or more joint <del>component 2, 3 or 4</del> Interreg <b>strands B, C or D</b> programmes or under cooperation measures referred to in Article 60 established and implemented pursuant to this Regulation.	[NDICI], by a country, territory or any other entity under the [OCT Decision] or by a Union outermost region under, in particular, one or more joint <del>component 2, 3 or 4</del> Interreg <b>B, C or D</b> programmes or under cooperation measures referred to in Article 60 established and implemented pursuant to this Regulation.	
<i>Article 11 List of Interreg programme resources<sup>18</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	106
1. On the basis of the information provided by Member States pursuant to Article 9(5), the Commission shall, adopt an implementing act setting out a list of all Interreg programmes and indicating per programme the global amount of the total support from the ERDF and, where applicable, the total support from external financing instruments of the Union. That implementing act shall be adopted in accordance with the advisory procedure referred to in Article 63(2).	<i>[no change]</i>	1. On the basis of the information provided by Member States pursuant to Article 9(5), the Commission shall, adopt an implementing act setting out a list of all Interreg programmes and indicating per programme the global amount of the total support from the ERDF and, where applicable, the total support from <b>each</b> external financing <del>instruments</del> <b>instrument</b> of the Union. That implementing act shall be adopted in accordance with the advisory procedure referred to in Article 63(2).	<i>Provisional common understanding</i>  1. On the basis of the information provided by Member States pursuant to Article 9(5), the Commission shall, adopt an implementing act setting out a list of all Interreg programmes and indicating per programme the global amount of the total support from the ERDF and, where applicable, the total support from <b>each</b> external financing <del>instruments</del> <b>instrument</b> of the Union. That implementing act shall be adopted in accordance with the advisory procedure referred to in Article 63(2).	107

<sup>18</sup> Recital 34 is linked to article 8(1)-(2), 10(1), 11, 18(4), and 19(4).

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
2. That implementing act shall also contain a list of the amounts transferred pursuant to Article 9(5) broken down by Member State and by external financing instrument of the Union.	<i>[no change]</i>	2. That implementing act shall also contain a list of the amounts transferred pursuant to Article- 9(54) broken down by Member State <del>and by external financing instrument of the Union.</del>	<i>Provisional common understanding</i>  2. That implementing act shall also contain a list of the amounts transferred pursuant to Article- 9(54)] broken down by Member State <del>and by external financing instrument of the Union.</del>  <i>The reference will be aligned when common understanding on Art. 9 is reached</i>	108
Article 12 Return of resources and discontinuation <sup>19</sup>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	109
1. In 2022 and 2023, the annual contribution from the ERDF to external cross-border Interreg programmes, for which no programme has been submitted to the Commission by 31 March of the respective years, and which has not been re-allocated to another programme submitted under the same category of external cross-border Interreg programmes, shall be allocated to the internal cross-border Interreg programmes in which the Member State or Member States concerned participates or participate.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	110
2. If by 31 March 2024, there are still external cross-border Interreg programmes which have not	<i>[no change]</i>	2. If by 31 March 2024, there are still external cross-border Interreg programmes which have	<i>Provisional common understanding</i>  2. If by 31 March 2024, there are still	111

<sup>19</sup> Recital 16 is linked to this article

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
<p>been submitted to the Commission, the entire contribution from the ERDF referred to in Article 9(5) to those programmes for the remaining years up to 2027, which has not been re-allocated to another external cross-border Interreg programme also supported by IPA III CBC or NDICI CBC respectively, shall be allocated to the internal cross-border Interreg programmes in which the Member State or Member States concerned participates or participate.</p>		<p>not been submitted to the Commission, the entire contribution from the ERDF referred to in Article 9(5) to those programmes for the remaining years up to 2027, which has not been re-allocated to another <del>external cross-border</del> Interreg programme also supported by IPA III CBC or NDICI CBC respectively, shall be allocated to the internal cross-border Interreg programmes in which the Member State or Member States concerned participates or participate.</p>	<p>external cross-border Interreg programmes which have not been submitted to the Commission, the entire contribution from the ERDF referred to in Article 9(5) to those programmes for the remaining years up to 2027, which has not been re-allocated to another <del>external cross-border</del> Interreg programme also supported by IPA III CBC or NDICI CBC respectively, shall be allocated to the internal cross-border Interreg programmes in which the Member State or Member States concerned participates or participate.</p>	
<p>3. Any external cross-border Interreg programme already approved by the Commission shall be discontinued, or the allocation to that programme shall be reduced, in accordance with the applicable rules and procedures, in particular if:</p>	<p><i>[no change]</i></p>	<p><i>[no change]</i></p>	<p><i>Provisional common understanding</i></p> <p><i>[no change]</i></p>	<p>112</p>
<p>(a) none of the partner countries covered by the respective Interreg programme has signed the relevant financing agreement by the deadlines set out in accordance with Article 57;</p>	<p><i>[no change]</i></p>	<p>(a) none of the partner countries covered by the respective Interreg programme has signed the relevant financing agreement by the deadlines set out in accordance with Article <del>57</del><b>58</b>;</p>	<p><i>Provisional common understanding</i></p> <p>(a) none of the partner countries covered by the respective Interreg programme has signed the relevant financing agreement by the deadlines set out in accordance with Article <del>57</del><b>58</b>;</p>	<p>113</p>
<p>(b) the Interreg programme cannot be implemented as planned due to problems in relations between the participating countries.</p>	<p><u>Amendment 76</u> (b) <b><i>In duly justified cases, where</i></b> the Interreg programme cannot be implemented as planned due to problems in relations</p>	<p><i>[no change]</i></p>	<p><i>Provisional common understanding</i></p> <p><i>[EP amendment 76 withdrawn]</i></p> <p><i>[no change]</i></p>	<p>114</p>

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
<p>In such cases, the contribution from the ERDF referred to in paragraph 1 corresponding to annual instalments not yet committed, or annual instalments committed and de-committed totally or partially during the same budgetary year, which have not been re-allocated to another external cross-border Interreg programme also supported by IPA III CBC or NDICI CBC respectively, shall be allocated to the internal cross-border Interreg programmes in which the Member State or Member States concerned participates or participate.</p>	<p>between the participating countries. <i>[no change]</i></p>	<p>In such cases, the contribution from the ERDF referred to in paragraph 1 corresponding to annual instalments not yet committed, or annual instalments committed and de-committed totally or partially during the same budgetary year, which have not been re-allocated to another <del>external cross-border</del> Interreg programme also supported by IPA III CBC or NDICI CBC respectively, shall be allocated to the internal cross-border Interreg programmes in which the Member State or Member States concerned participates or participate.</p>	<p><i>Provisional common understanding</i></p> <p>In such cases, the contribution from the ERDF referred to in paragraph 1 corresponding to annual instalments not yet committed, or annual instalments committed and de-committed totally or partially during the same budgetary year, which have not been re-allocated to another <del>external cross-border</del> Interreg programme also supported by IPA III CBC or NDICI CBC respectively, shall be allocated to the internal cross-border Interreg programmes in which the Member State or Member States concerned participates or participate.</p>	115
<p>4. With regard to a component 2 Interreg programme already approved by the Commission, the participation of a partner country or of Greenland shall be discontinued, if one of the situations set out in points (a) and (b) of the first subparagraph of paragraph 3 is fulfilled.</p>	<p><u>Amendment 77</u> With regard to a component 2 Interreg programme already approved by the Commission, the participation of a partner country or of <del>Greenland</del> <b>an OCT</b> shall be discontinued, if one of the situations set out in points(a) and (b) of the first subparagraph of paragraph 3 is fulfilled.</p>	<p>4. With regard to a <del>component 2</del> Interreg <b>strand B</b> programme already approved by the Commission, the participation of a partner country or of Greenland shall be discontinued, if one of the situations set out in points (a) and (b) of the first subparagraph of paragraph 3 is fulfilled.</p>	<p><i>Provisional common understanding</i></p> <p>4. With regard to an <del>component 2</del> Interreg <b>B</b> programme already approved by the Commission, the participation of a partner country or of <del>Greenland</del> <b>an OCT</b> shall be discontinued, if one of the situations set out in points (a) and (b) of the first subparagraph of paragraph 3 is fulfilled.</p>	116
<p>The participating Member States and, where applicable, the remaining participating partner countries, shall request one of the following:</p>	<p><i>[no change]</i></p>	<p><i>[no change]</i></p>	<p><i>Provisional common understanding</i></p> <p><i>[no change]</i></p>	117
<p>(a) that the Interreg programme</p>	<p><u>Amendment 78</u></p>	<p><i>[no change]</i></p>	<p><i>Provisional common understanding</i></p>	118

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
be discontinued in total, in particular where the main joint development challenges thereof cannot be achieved without the participation of that partner country or of Greenland;	(a) that the Interreg programme be discontinued in total, in particular where the main joint development challenges thereof cannot be achieved without the participation of that partner country or of <del>Greenland</del> <b>OCT</b> ;		(a) that the Interreg programme be discontinued in total, in particular where the main joint development challenges thereof cannot be achieved without the participation of that partner country or of <del>Greenland</del> <b>OCT</b> ;	
(b) that the allocation to that Interreg programme be reduced, in accordance with the applicable rules and procedures;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	119
(c) that the Interreg programme continue without the participation of that partner country or of Greenland.	<u>Amendment 79</u> (c) that the Interreg programme continue without the participation of that partner country or of <del>Greenland</del> <b>an OCT</b> .	<i>[no change]</i>	<i>Provisional common understanding</i>  (c) that the Interreg programme continue without the participation of that partner country or of <del>Greenland</del> <b>an OCT</b> .	120
Where the allocation to the Interreg programme is reduced pursuant to point (b) of the second subparagraph of this paragraph, the contribution from the ERDF corresponding to annual instalments not yet committed, shall be allocated to another component 2 Interreg programme in which one or more of the Member States concerned participate or, where a Member State only participates in one component 2 Interreg programme, to one or more internal cross-border Interreg programmes in which that Member	<i>[no change]</i>	Where the allocation to the Interreg programme is reduced pursuant to point (b) of the second subparagraph of this paragraph, the contribution from the ERDF corresponding to annual instalments not yet committed, shall be allocated to another <del>component 2</del> Interreg <b>strand B</b> programme in which one or more of the Member States concerned participate or, where a Member State only participates in one <del>component 2</del> Interreg <b>strand B</b> programme, to one or more internal cross-border	<i>Provisional common understanding</i>  Where the allocation to the Interreg programme is reduced pursuant to point (b) of the second subparagraph of this paragraph, the contribution from the ERDF corresponding to annual instalments not yet committed, shall be allocated to another <del>component 2</del> Interreg <b>B</b> programme in which one or more of the Member States concerned participate or, where a Member State only participates in one <del>component 2</del> Interreg <b>B</b> programme, to one or more internal cross-border Interreg programmes in which that Member State participates.	121

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
State participates.		Interreg programmes in which that Member State participates.		
5. The contribution from IPA III, NDICI or OCTP reduced pursuant to this Article shall be used in accordance with Regulations (EU) [IPA III], [NDICI] or Council Decision [OCT] respectively.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	122
6. Where a third country or partner country contributing to an Interreg programme with national resources, which do not constitute the national cofinancing of support from the ERDF or from an external financing instrument of the Union, reduces that contribution during the implementation of the Interreg programme, either globally or with regard to joint operations already selected and having received the document provided for in Article 22(6), the participating Member State or Member States shall request one of the options set out in the second subparagraph of paragraph 4.	<u>Amendment 80</u> 6. Where a third country or partner country <b>or OCTs</b> contributing to an Interreg programme with national resources, which do not constitute the national cofinancing of support from the ERDF or from an external financing instrument of the Union, reduces that contribution during the implementation of the Interreg programme, either globally or with regard to joint operations already selected and having received the document provided for in Article 22(6), the participating Member State or Member States shall request one of the options set out in the second subparagraph of paragraph 4 <b>of this Article</b> .	<i>[no change]</i>	Provisional common understanding  6. Where a third country, partner country <b>or OCTs</b> contributing to an Interreg programme with national resources, which do not constitute the national cofinancing of support from the ERDF or from an external financing instrument of the Union, reduces that contribution during the implementation of the Interreg programme, either globally or with regard to joint operations already selected and having received the document provided for in Article 22(6), the participating Member State or Member States shall request one of the options set out in the second subparagraph of paragraph 4 <b>of this Article</b> .	123
<i>Article 13</i> <i>Co-financing rates</i>	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i>	124
The co-financing rate at the level of each Interreg programme shall be not higher than 70 %, unless, with regard	<u>Amendment 81</u> The co-financing rate at the level of each Interreg programme shall be	The co-financing rate at the level of each Interreg programme shall be not higher than <del>70</del> <b>80</b> %, unless,	Provisional common understanding  The co-financing rate at the level of each	125



Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
<p>to external cross-border or component 3 Interreg programmes, a higher percentage is fixed in Regulations (EU) [IPA III], [NDICI] or Council Decision (EU) [OCTP] respectively or in any act adopted thereunder.</p>	<p>not higher than <del>70%</del> <b>80 %</b>, unless, with regard to external cross-border or component 3 Interreg programmes, a higher percentage is fixed in Regulations (EU) [IPA III], [NDICI] or Council Decision (EU) [OCTP] respectively or in any act adopted thereunder.</p>	<p>with regard to external cross-border or <del>component 3</del> <b>Interreg strand D</b> programmes, a higher percentage is fixed in Regulations (EU) [IPA III], [NDICI] or Council Decision (EU) [OCTP] respectively or in any act adopted thereunder.</p>	<p>Interreg programme shall be not higher than <del>70</del> <b>80%</b>.</p> <p><b>Notwithstanding the above, the co-financing rate for Interreg D programmes shall be not higher than 85%</b> unless, <del>with regard to external cross-border or component 3 programmes, a higher percentage is fixed in Regulations (EU) [IPA III], [NDICI] or Council Decision (EU) [OCTP] respectively or in any act adopted thereunder,</del> <b>a higher percentage is fixed in Council Decision (EU) [OAD] or any act adopted thereunder or, where applicable, adopted under the [NDICI].</b></p> <p><b>Where Interreg programmes are supported by the ERDF and IPA III CBC and where the allocation from the ERDF is 50% or less of the total EU allocation, a higher percentage may be fixed in Regulation (EU) [IPA III] or any act adopted thereunder.</b></p> <p><b>Where Interreg programmes are supported by the ERDF and either NDICI alone or both NDICI and IPA and where the allocation from the ERDF is 50% or less of the total EU allocation, a higher percentage may be fixed in Regulation (EU) [NDICI], or any act adopted thereunder.</b></p>	

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
			<i>For strand D, the initial reference to OCTP is changed by reference to OAD decision – across the whole Regulation (including recitals): OAD stands for OCT-Association [Council] Decision, whereas OCTP stands for the “Programme” established by the OAD.</i>	
CHAPTER II Interreg-specific objectives and thematic concentration	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	126
<i>Article 14 Interreg-specific objectives<sup>20</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	127
1. The ERDF, within its scope as set out in Article [4] of Regulation (EU) [new ERDF], and, where applicable, the external financing instruments of the Union shall contribute to the policy objectives set out in Article [4(1)] of Regulation (EU) [new CPR] through joint actions under Interreg programmes.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	128
2. In the case of the PEACE PLUS programme, where it is acting in support of peace and reconciliation, the ERDF, as a specific objective under policy objective 4, shall also contribute to	<i>[no change]</i>	2. In the case of the PEACE PLUS programme, where it is acting in support of peace and reconciliation, the ERDF, as a specific objective under policy objective 4, shall also contribute to	<i>Provisional common understanding  2. In the case of the PEACE PLUS programme, where it is acting in support of peace and reconciliation, the ERDF, as a specific objective under policy objective 4,</i>	129

<sup>20</sup> Recital 11, on which the EP adopted an am, is linked to article 14(5).  
Recital 17 is linked to art 14(1), 14(3).  
Recital 18, on which the EP adopted an am, is linked to article 14(2), 23(3), 44(3), 53(1), 59(3).  
Recital 19 is linked to article 14(4), 14(5).

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
promoting social, economic and regional stability in the regions concerned, in particular through actions to promote cohesion between communities. A separate priority shall support that specific objective.		promoting social, economic and regional stability in the regions concerned, in particular through actions to promote cohesion between communities. A separate priority shall support that specific objective.	shall also contribute to promoting social, economic and regional stability in the regions concerned, in particular through actions to promote cohesion between communities. A separate priority shall support that specific objective.	
3. In addition to the specific objectives for the ERDF as set out in Article [2] of Regulation (EU) [new ERDF], the ERDF and, where applicable, the external financing instruments of the Union may also contribute to the specific objectives under PO 4 as follows:	<u>Amendment 82</u> 3. In addition to the specific objectives for the ERDF as set out in Article [2] of Regulation (EU) [new ERDF], the ERDF and, where applicable, the external financing instruments of the Union <del>may</del> <b>shall</b> also contribute to the specific objectives under PO 4 as follows:	3. In addition to the specific objectives for the ERDF as set out in Article [2] of Regulation (EU) [new ERDF], the ERDF and, where applicable, the external financing instruments of the Union may also contribute to the specific objectives <del>under PO 4 as follows:</del> <b>(i) to (x) of Article 4(1) of Regulation (EU) [ESF+ Regulation] through joint actions under Interreg programmes<sup>21</sup>.</b>	<i>Provisional common understanding</i>  3. In addition to the specific objectives for the ERDF as set out in Article [2] of Regulation (EU) [new ERDF], the ERDF and, where applicable, the external financing instruments of the Union <del>may</del> <b>shall</b> also contribute to the specific objectives <del>under PO 4 as follows:</del> <b>(i) to (x) of Article 4(1) of Regulation (EU) [ESF+ Regulation] through joint actions under Interreg programmes<sup>22</sup>.</b>	130
(a) enhancing the effectiveness of labour markets and improving access to quality employment across borders;	<i>[no change]</i>	<del>(a) — enhancing the effectiveness of labour markets and improving access to quality employment across borders;</del>	<i>Provisional common understanding</i>  <del>(a) — enhancing the effectiveness of labour markets and improving access to quality employment across borders;</del>	131
(b) improving access to and the quality of education, training and lifelong learning across borders with a view to increasing the educational	<i>[no change]</i>	<del>(b) — improving access to and the quality of education, training and lifelong learning across borders with a view to increasing the</del>	<i>Provisional common understanding</i>  <del>(b) — improving access to and the quality of education, training and lifelong learning</del>	132

<sup>21</sup> **Council position:** Recital 17 is linked to this art. (included at the end of the table).

<sup>22</sup> **Council position:** Recital 17 is linked to this art. (included at the end of the table).

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
attainment and skills levels thereof as to be recognised across borders;		<del>educational attainment and skills levels thereof as to be recognised across borders;</del>	across borders with a view to increasing the educational attainment and skills levels thereof as to be recognised across borders;	
(c) enhancing the equal and timely access to quality, sustainable and affordable healthcare services across borders;	<i>[no change]</i>	<del>(c) — enhancing the equal and timely access to quality, sustainable and affordable healthcare services across borders;</del>	Provisional common understanding  (c) — enhancing the equal and timely access to quality, sustainable and affordable healthcare services across borders;	133
(d) improving accessibility, effectiveness and resilience of healthcare systems and long-term care services across borders;	<i>[no change]</i>	<del>(d) — improving accessibility, effectiveness and resilience of healthcare systems and long-term care services across borders;</del>	Provisional common understanding  (d) — improving accessibility, effectiveness and resilience of healthcare systems and long-term care services across borders;	134
(e) promoting social inclusion and tackling poverty, including by enhancing equal opportunities and combating discrimination across borders.	<i>[no change]</i>	<del>(e) — promoting social inclusion and tackling poverty, including by enhancing equal opportunities and combating discrimination across borders.</del>	Provisional common understanding  (e) — promoting social inclusion and tackling poverty, including by enhancing equal opportunities and combating discrimination across borders.	135
4. Under components 1, 2, and 3, the ERDF and, where applicable, the external financing instruments of the Union may also support the Interreg-specific objective 'a better Interreg governance', in particular by the following actions:	<i>[no change]</i>	4. Under components 1, 2, and <del>3</del> <b>Interreg programmes</b> , the ERDF and, where applicable, the external financing instruments of the Union may also support the Interreg-specific objective 'a better <del>Interreg</del> <b>cooperation</b> governance', in particular by the following	Provisional common understanding  4. Under components 1, 2, and <del>3</del> <b>Interreg programmes</b> , the ERDF and, where applicable, the external financing instruments of the Union may also support the Interreg-specific objective 'a better <del>Interreg</del> <b>cooperation</b> governance', in particular by the following actions:	136
(a) under component 1 and 2B Interreg programmes:	<u>Amendment 83</u> (a) under component 1 and <del>2B 2</del> Interreg programmes:	(a) under component 1 and <del>2B</del> Interreg <b>strand A</b> programmes:	Provisional common understanding  (a) under component 1 and <del>2B</del> -Interreg <b>A</b> programmes:	137

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
(i) enhance the institutional capacity of public authorities, in particular those mandated to manage a specific territory, and of stakeholders;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	138
(ii) enhance efficient public administration by promoting legal and administrative cooperation and cooperation between citizens and institutions, in particular, with a view to resolving legal and other obstacles in border regions;	<u>Amendment 84</u> (ii) enhance efficient public administration by promoting legal and administrative cooperation and cooperation between citizens, <b>including people-to-people projects, civil society actors</b> and institutions, in particular, with a view to resolving legal and other obstacles in border regions;	<i>[no change]</i>	<i>Provisional common understanding</i>  (ii) enhance efficient public administration by promoting legal and administrative cooperation and cooperation between citizens, <b>civil society actors</b> and institutions, in particular, with a view to resolving legal and other obstacles in border regions;	139
		<b>(iii) build up mutual trust, in particular by encouraging people-to-people actions<sup>23</sup>;</b>	<i>Provisional common understanding</i>  <b>(iii) build up mutual trust, in particular by encouraging people-to-people actions<sup>24</sup>;</b>	140
(b) under component 1, 2 and 3 Interreg programmes: enhance institutional capacity of public authorities and stakeholders to implement macro-regional strategies and sea-basin strategies;	<i>[no change]</i>	(b) under <del>component 1, 2 and 3</del> Interreg programmes: enhance institutional capacity of public authorities and stakeholders to implement macro-regional strategies and sea-basin strategies; <b>as well as other territorial</b>	<i>Provisional common understanding</i>  (b) under <del>component 1, 2 and 3</del> Interreg programmes <b>A, B and D</b> : enhance institutional capacity of public authorities and stakeholders to implement macro-regional strategies and sea-basin strategies;	141

<sup>23</sup> **Council position:** Recital 19 is linked to this art. (included at the end of the table).

<sup>24</sup> **Council position:** Recital 19 is linked to this art. (included at the end of the table).

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
(c) under external cross-border and component 2 and 3 Interreg programmes supported by the Interreg funds, in addition to points (a) and (b): building up mutual trust, in particular by encouraging people-to-people actions, by enhancing sustainable democracy and by supporting civil society actors and their role in reforming processes and democratic transitions;	<i>[no change]</i>	<b>strategies;</b> (c) under external cross-border and <del>component 2 and 3</del> Interreg <b>strands B, C and D</b> programmes supported by the Interreg funds, in addition to points (a) and (b): building up mutual trust, <del>in particular by encouraging people-to-people actions</del> , by enhancing sustainable democracy and by supporting civil society actors and their role in reforming processes and democratic transitions;	<b>as well as other territorial strategies;</b> <i>Provisional common understanding</i> (c) under external cross-border and <del>component 2 and 3</del> Interreg <b>B, C and D</b> programmes supported by the Interreg funds, in addition to points (a) and (b): <del>building up mutual trust, in particular by encouraging people to people actions</del> , by enhancing sustainable democracy and by supporting civil society actors and their role in reforming processes and democratic transitions;	142
5. Under external cross-border and component 2 and 3 Interreg programmes the ERDF and, where applicable, the external financing instruments of the Union shall also contribute to the external Interreg-specific objective 'a safer and more secure Europe', in particular by actions in the fields of border crossing management and mobility and migration management, including the protection of migrants.	<u>Amendment 85</u> 5. Under <del>external cross-border and component 1, 2 and 3</del> Interreg programmes the ERDF and, where applicable, the external financing instruments of the Union <del>shall</del> <b>may</b> also contribute to the <del>external</del> Interreg-specific objective 'a safer and more secure Europe', in particular by actions in the fields of border crossing management and mobility and migration management, including the protection, <i>economic and social integration</i> of migrants <i>and refugees under international</i>	5. Under <del>external cross-border and component 2 and 3</del> Interreg programmes, the ERDF and, where applicable, the external financing instruments of the Union <del>shall</del> <b>may</b> also contribute to the external Interreg-specific objective 'a safer and more secure Europe', in particular by actions in the fields of border crossing management and mobility and migration management, including the protection of migrants.	<i>Provisional common understanding</i>  Under <del>external cross-border and component 1, 2 and 3</del> Interreg programmes the ERDF and, where applicable, the external financing instruments of the Union <del>shall</del> <b>may</b> also contribute to the <del>external</del> Interreg-specific objective 'a safer and more secure Europe', in particular by actions in the fields of border crossing management and mobility and migration management, including the protection <b>and economic and social integration of third country nationals including migrants and beneficiaries of international protection</b> <sup>25</sup> .	143

<sup>25</sup> The definition "third country nationals including migrants and beneficiaries of international protection" is used only in the ETC/Interreg context. It should not be considered as a precedent that may be used horizontally across Cohesion policy package regulations and other legislative documents. The term "beneficiaries of international protection" is defined in Directive 2011/95/EU.

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
	<i>protection.</i>			
<i>Article 15 Thematic concentration<sup>26</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	144
1. At least 60% of the ERDF and, where applicable, of the external financing instruments of the Union allocated under priorities other than for technical assistance to each Interreg programme under components 1, 2 and 3, shall be allocated on a maximum of three of the policy objectives set out in Article [4(1)] of Regulation (EU) [new CPR].	<i>[no change]</i>	1. At least 60% of the ERDF and, where applicable, of the external financing instruments of the Union allocated <del>under priorities other than for technical assistance</del> to each Interreg <b>strand A, B and D</b> programme <del>under components 1, 2 and 3</del> , shall be allocated on a maximum of three of the policy objectives set out in Article [4(1)] of Regulation (EU) [new CPR].	<i>Provisional common understanding</i>  1. At least 60% of the ERDF and, where applicable, of the external financing instruments of the Union allocated <del>under priorities other than for technical assistance</del> to each Interreg <b>A, B and D</b> programme <del>under components 1, 2 and 3</del> shall be allocated on <b>policy objective 2 and a maximum of two other policy objectives</b> set out in Article [4(1)] of Regulation (EU) [new CPR].  <b>Interreg A programmes along internal land borders shall allocate at least 60% of the allocated ERDF on policy objectives 2 and 4 and a maximum of two other policy objectives set out in Article [4(1)] of Regulation (EU) [new CPR].</b>	145
2. An additional 15% of the ERDF and, where applicable, of the external financing instruments of the Union allocations under priorities other than for technical assistance to each Interreg programme under components 1, 2 and 3, shall be allocated on the Interreg-specific	<u>Amendment 86</u> 2. <del>An additional 15%</del> Of the ERDF and, where applicable, of the external financing instruments of the Union allocations under priorities other than for technical assistance to each Interreg programme under components 1, 2	2. <del>An additional 15%</del> <b>At least 10%</b> of the ERDF and, where applicable, of the external financing instruments of the Union allocations <del>under priorities other than for technical assistance</del> to each Interreg <b>strand A, B and D</b> programme <del>under components 1, 2</del>	<i>Provisional common understanding</i>  2. <del>An additional 15%</del> Of the ERDF and, where applicable, of the external financing instruments of the Union allocations <del>under priorities other than for technical assistance</del> to each Interreg <b>A, B and D</b> programme <del>under components 1, 2</del>	146

<sup>26</sup> Recital 20, on which the EP adopted an am, is linked to this article.

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
objective of 'a better Interreg governance' or on the external Interreg-specific objective of 'a safer and more secure Europe'.	and 3, <b>up to 15 %</b> shall be allocated on the Interreg-specific objective of 'a better Interreg governance' <del>or</del> <b>and up to 10 % may be allocated</b> on the <del>external</del> Interreg-specific objective of 'a safer and more secure Europe'.	<del>and 3, shall, may</del> be allocated on the Interreg-specific objective of 'a better <b>Interreg cooperation</b> governance' or on the external Interreg-specific objective of 'a safer and more secure Europe'.	<del>and 3, up to 20% shall may</del> be allocated on the Interreg-specific objective of 'a better <b>Interreg cooperation</b> governance' <del>or</del> <b>and up to 5% may be allocated</b> on the <del>external</del> Interreg-specific objective of 'a safer and more secure Europe'.	
3. Where a component 2A Interreg programme supports a macro-regional strategy, the total ERDF and, where applicable, the total external financing instruments of the Union allocations under priorities other than for technical assistance shall be programmed on be programmed on the objectives of that strategy.	<u>Amendment 87</u> 3. Where a component 2A <b>I or 2</b> Interreg programme supports a macro-regional strategy <b>or a sea-basin strategy, at least 80 %</b> the <del>total</del> ERDF and, where applicable, <b>part of</b> the <del>total</del> external financing instruments of the Union allocations under priorities other than for technical assistance shall <del>be programmed on</del> <b>contribute to</b> the objectives of that strategy.	3. Where a component 2A <del>an</del> <b>Interreg strand B</b> programme <del>supports</del> <b>covers the same geographical area as</b> a macro-regional <b>or sea basin</b> strategy, <b>at least 75% of</b> the total ERDF and, where applicable, the total external financing instruments of the Union allocations <del>under priorities other than for technical assistance</del> shall be programmed on the objectives of that strategy.	<i>Provisional common understanding</i>  3. Where a component 2A <del>an</del> <b>Interreg B</b> programme supports a macro-regional strategy <b>or a sea-basin strategy, at least 80 %</b> the <del>total</del> ERDF and, where applicable, <b>part of</b> the <del>total</del> external financing instruments of the Union allocations under priorities other than for technical assistance shall <del>be programmed on</del> <b>contribute to</b> the objectives of that strategy.	147
4. Where a component 2B Interreg programme supports a macro-regional strategy or sea-basin strategy, at least 70% of the total ERDF and, where applicable, of the external financing instruments of the Union allocations under priorities other than for technical assistance shall be allocated on the objectives of that strategy.	<u>Amendment 88</u> 4. <del>Where a component 2B Interreg programme supports a macro-regional strategy or sea-basin strategy, at least 70% of the total ERDF and, where applicable, of the external financing instruments of the Union allocations under priorities other than for technical assistance shall be allocated on the objectives of that strategy.</del> <b>deleted</b>	4. <del>Where a component 2B Interreg programme supports a macro-regional strategy or sea-basin strategy, at least 70% of the total ERDF and, where applicable, of the external financing instruments of the Union allocations under priorities other than for technical assistance shall be allocated on the objectives of that strategy.</del>	<i>Provisional common understanding</i>  4. <del>Where a component 2B Interreg programme supports a macro-regional strategy or sea-basin strategy, at least 70% of the total ERDF and, where applicable, of the external financing instruments of the Union allocations under priorities other than for technical assistance shall be allocated on the objectives of that strategy.</del>	148
5. For component 4 Interreg programmes, the total ERDF and,	[no change]	5. For component 4 Interreg programmes, <b>All of the policy</b>	<i>Provisional common understanding</i>	149



Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
where applicable, of the external financing instruments of the Union allocations under priorities other than for technical assistance shall be allocated on the Interreg-specific objective 'a better Interreg governance'.		<b>objectives set out in the first paragraph of Article 4 of Regulation (EU)[new CPR] and the Interreg specific objective "a better cooperation governance" may be selected for <i>Interreg Europe</i> and <i>URBACT</i> programmes. For <i>INTERACT</i> and <i>ESPO</i> programmes, the total ERDF and, where applicable, of the external financing instruments of the Union allocations under priorities other than for technical assistance shall be allocated to the Interreg-specific objective 'a better cooperation governance'.</b>	5. For component 4 Interreg programmes, <b>All of the policy objectives set out in the first paragraph of Article 4 of Regulation (EU)[new CPR] and the Interreg specific objective "a better cooperation governance" may be selected for <i>Interreg Europe</i> and <i>URBACT</i> programmes. For <i>INTERACT</i> and <i>ESPO</i> programmes, the total ERDF and, where applicable, of the external financing instruments of the Union allocations under priorities other than for technical assistance shall be allocated to the Interreg-specific objective 'a better cooperation governance'.</b>	
	<u>Amendment 89</u> <b>Article 15 a</b> <b>Interregional innovation investments</b>		<i>Provisional common understanding</i>  <i>The content of this component was agreed and moved to ERDF/CF Regulation</i>	150
	<b>1. The resources referred to in Article 9 (5 a) (new) shall be allocated to a new initiative on interregional innovation investments that is earmarked for:</b>		<i>Provisional common understanding</i>  <i>The content of this component was agreed and moved to ERDF/CF Regulation</i>	151
	<b>(a) the commercialisation and scaling up of common innovation projects that are likely to encourage the development of European value chains;</b>		<i>Provisional common understanding</i>  <i>The content of this component was agreed and moved to ERDF/CF Regulation</i>	152
	<b>(b) the bringing together of researchers, businesses, civil society organisations, and public</b>		<i>Provisional common understanding</i>  <i>The content of this component was agreed</i>	153

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
	<i>administrations involved in smart specialisation and social innovation strategies at national or regional level;</i>		<i>and moved to ERDF/CF Regulation</i>	
	<i>(c) pilot projects aimed at identifying or testing new development solutions at regional and local level which are based on smart specialisation strategies; or</i>		<i>Provisional common understanding  The content of this component was agreed and moved to ERDF/CF Regulation</i>	154
	<i>(d) sharing innovation experiences with the aim of benefiting from the experience gained in regional or local development.</i>		<i>Provisional common understanding  The content of this component was agreed and moved to ERDF/CF Regulation</i>	155
	<i>2. To maintain the European territorial cohesion principle, with an approximate equal share of financial resources, those investments shall focus on creating linkages between less developed regions with those in lead regions by increasing the capacity of regional innovation eco-systems in less developed regions to integrate in and move up the existing or emerging EU value as well as the capacity to participate in partnerships with other regions.</i>		<i>Provisional common understanding  The content of this component was agreed and moved to ERDF/CF Regulation</i>	156
	<i>3. The Commission shall implement those investments under direct or indirect management. It shall be supported by an expert group in defining a</i>		<i>Provisional common understanding  The content of this component was agreed and moved to ERDF/CF Regulation</i>	157

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
	<i>long-term work programme and related calls.</i>			
	<b>4. The entire territory of the Union shall be supported by the ERDF for interregional innovation investments.</b>		Provisional common understanding  The content of this component was agreed and moved to ERDF/CF Regulation	158
	<b>Third countries may participate in those investments, provided that they make a funding contribution in the form of externally allocated revenue.</b>		Provisional common understanding  The content of this component was agreed and moved to ERDF/CF Regulation	159
CHAPTER III Programming	[no change]	[no change]	Provisional common understanding [no change]	160
Section I Preparation, approval and amendment of Interreg programmes	[no change]	[no change]	Provisional common understanding [no change]	161
Article 16 Preparation and submission of Interreg programmes <sup>27</sup>	[no change]	[no change]	Provisional common understanding [no change]	162
1. The European territorial cooperation goal (Interreg) shall be implemented through Interreg programmes under shared management with the exception of component 3, which may be implemented as a whole or partially under indirect management, and of component 5 which shall be	<u>Amendment 90</u> 1. The European territorial cooperation goal (Interreg) shall be implemented through Interreg programmes under shared management with the exception of component 3, which may be implemented as a whole or partially under indirect management and of	1. The European territorial cooperation goal (Interreg) shall be implemented through Interreg programmes under shared management with the exception of <del>component 3</del> <b>strand D</b> , which may be implemented as a whole or partially under indirect management, and of <del>component 5</del>	Provisional common understanding  1. The European territorial cooperation goal (Interreg) shall be implemented through Interreg programmes under shared management with the exception of <del>component 3</del> <b>Interreg D programmes</b> , which may be implemented as a whole or partially under indirect	163

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Recital 13 is linked to this article.

Recital 14, on which the EP adopted an am, is linked to art. 6, 10(5), 16(5), 23 (4), 60

Recital 21, on which the EP adopted an am, is linked to article 16-22, 27-29, 34, 35, 44-48, 52

Recital 36 is linked to article 16(6) and 62.

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
implemented under direct or indirect management.	<del>component 5 which shall be implemented under direct or indirect management.</del> <i>after consulting stakeholders.</i>	<del>which shall be implemented under direct</del> <b>in agreement with the Member State</b> or indirect management <b>Member States concerned.</b>	<del>management, and of component 5 which shall be implemented under direct</del> <b>in agreement with the Member State</b> or indirect management <b>Member States concerned after consulting stakeholders.</b>	
2. The participating Member States and, where applicable, third countries, partner countries or OCTs, shall prepare an Interreg programme in accordance with the template set out in the Annex for the period from 1 January 2021 to 31 December 2027.	<u>Amendment 91</u> 2. The participating Member States and, where applicable, third countries, partner countries, <del>or</del> OCTs, <b>or regional integration and cooperation organisations</b> shall prepare an Interreg programme in accordance with the template set out in the Annex for the period from 1 January 2021 to 31 December 2027.	[no change]	<i>Provisional common understanding</i>  2. The participating Member States and, where applicable, third countries, partner countries, <del>or</del> OCTs, <b>or regional integration and cooperation organisations</b> shall prepare an Interreg programme in accordance with the template set out in the Annex for the period from 1 January 2021 to 31 December 2027.	164
3. The participating Member States shall prepare an Interreg programme in cooperation with the programme partners referred to in Article [6] of Regulation (EU) [the new CPR].	<u>Amendment 92</u> The participating Member States shall prepare an Interreg programme in cooperation with the programme partners referred to in Article [6] of Regulation (EU) [the new CPR]. <b><i>In the preparation of the Interreg programmes, covering macro-regional or sea basin strategies, the Member States and the programme partners should take into account the thematic priorities of the relevant macro-regional and sea basins strategies and consult the relevant actors. An ex ante mechanism shall be set up</i></b>	[no change]	<i>Provisional common understanding</i>  The participating Member States shall prepare an Interreg programme in cooperation with the programme partners referred to in Article [6] of Regulation (EU) [the new CPR]. <b><i>In the preparation of the Interreg B programmes, covering macro-regional or sea basin strategies, the Member States and the programme partners should take into account the thematic priorities of the relevant macro-regional and sea basins strategies and consult the relevant actors, as well as ensure that these actors at macro-region and sea basin level are brought together</i></b>	165

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
	<i>by the Member States and the programme partners to ensure that all actors at macro-region and sea basin level, ETC programme authorities, regions and countries are brought together at the start of the programming period to decide jointly on the priorities for each programme. Those priorities shall be aligned with macro-regional or sea basin strategies' Action Plans wherever relevant.</i>		<b>at the start of the programming period in line with Article [6] of Regulation (EU) [the new CPR].</b>	
The participating third countries or partner countries or OCTs, where applicable, shall also involve the programme partners equivalent to those referred to in that Article.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  The participating third countries or partner countries or OCTs, where applicable, shall also involve the programme partners, <b>including regional integration and cooperation organisations</b> , equivalent to those referred to in that Article.	166
4. The Member State hosting the prospective managing authority, shall submit an Interreg programme to the Commission by <i>[date of entry into force plus nine months;]</i> on behalf of all participating Member States and, where applicable, third countries, partner countries or OCTs.	<u>Amendment 93</u> The Member State hosting the prospective managing authority, shall submit <del>an</del> <b>one or more</b> Interreg <del>programme</del> <b>programmes</b> to the Commission by <i>[date of entry into force plus <del>nine months</del> <b>twelvemonths</b>;</i> on behalf of all participating Member States and, where applicable, third countries, partner countries, <del>or OCTs</del> <b>OCTs, or regional integration and</b>	<i>[no change]</i>	<i>Provisional common understanding</i>  4. The Member State hosting the prospective managing authority, shall submit an Interreg programme to the Commission by <i>[date of entry into force plus nine months;]</i> on behalf of all participating Member States and, where applicable, third countries, partner countries or OCTs, <b>or regional integration and cooperation organisations.</b>	167

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
	<i>cooperation organisations.</i>			
<p>However, an Interreg programme covering support from an external financing instrument of the Union shall be submitted by the Member State hosting the prospective managing authority no later than six months after the adoption by the Commission of the relevant strategic programming document under Article 10(1) or where required under the respective basic act of one or more of an external financing instrument of the Union.</p>	<p><u>Amendment 94</u> However, an Interreg programme covering support from an external financing instrument of the Union shall be submitted by the Member State hosting the prospective managing authority no later than <del>six</del> <b>twelve</b> months after the adoption by the Commission of the relevant strategic programming document under Article 10(1) or where required under the respective basic act of one or more of an external financing instrument of the Union.</p>	<p>However, an Interreg programme covering support from an external financing instrument of the Union shall be submitted by the Member State hosting the prospective managing authority no later than <del>six</del> <b>nine</b> months after the adoption by the Commission of the relevant strategic programming document under Article 10(1) or where required under the respective basic act of one or more of an external financing instrument of the Union.</p>	<p><i>Provisional common understanding</i></p> <p>However, an Interreg programme covering support from an external financing instrument of the Union shall be submitted by the Member State hosting the prospective managing authority no later than <del>six</del> <b>nine</b> months after the adoption by the Commission of the relevant strategic programming document under Article 10(1) or where required under the respective basic act of one or more of an external financing instrument of the Union.</p>	168
<p>5. The participating Member States and, where applicable, third countries, partner countries or OCTs shall confirm in writing their agreement to the contents of an Interreg programme prior to its submission to the Commission. That agreement shall also include a commitment by all participating Member States and, where applicable, third countries, partner countries or OCTs to provide the co-financing necessary to implement the Interreg programme and, where applicable, the commitment for the financial contribution of the third countries, partner countries or OCTs.</p>	[no change]	[no change]	<p><i>Provisional common understanding</i></p> <p>[no change]</p>	169

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
By way of derogation from the first subparagraph, in the case of Interreg programmes involving outermost regions and third countries, partner countries or OCTs, the Member States concerned shall consult the respective third countries, partner countries or OCTs before submitting the Interreg programmes to the Commission. In that case, the agreements to the contents of the Interreg programmes and the possible contribution of the third countries, partner countries or OCTs may, instead, be expressed in the formally approved minutes of the consultation meetings with the third countries, partner countries or OCTs or of the deliberations of the regional cooperation organisations.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  By way of derogation from the first subparagraph, in the case of Interreg programmes involving outermost regions and third countries, partner countries or OCTs, the Member States concerned shall consult the respective third countries, partner countries or OCTs before submitting the Interreg programmes to the Commission. In that case, the agreements to the contents of the Interreg programmes and the possible contribution of the third countries, partner countries or OCTs may, instead, be expressed in the formally approved minutes of the consultation meetings with the third countries, partner countries or OCTs or of the deliberations of <del>the</del> regional <b>integration and</b> cooperation organisations.	170
6. The Commission is empowered to adopt delegated acts in accordance with Article 62 to amend the Annex in order to adapt to changes occurring during the programming period for non-essential elements thereof.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	171
<i>Article 17 Content of Interreg programmes<sup>28</sup></i>	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i> Article 17 of the Interreg Regulation has	172

<sup>28</sup> Recital 12 is linked to article 5(1) and 17(4)  
Recital 21, on which the EP adopted an am, is linked to article 16-22, 27-29, 34, 35, 44-48, 52.

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
			<i>been aligned with Article 17 of CPR.</i>	
1. Each Interreg programme shall set out a joint strategy for the programme's contribution to the policy objectives set out in Article [4(1)] of Regulation (EU) [new CPR] and to the Interreg-specific objectives set out in Article 14(4) and (5) of this Regulation and the communication of its results.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	173
2. Each Interreg programme shall consist of priorities.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	174
Each priority shall correspond to a single policy objective or, where applicable, to one or both Interreg-specific objectives respectively or to technical assistance. A priority corresponding to a policy objective or, where applicable, to one or both Interreg-specific objectives respectively shall consist of one or more specific objectives. More than one priority may correspond to the same policy or Interreg-specific objective.	<i>[no change]</i>	Each priority shall correspond to a single policy objective or, where applicable, to one or both Interreg-specific objectives respectively <del>or to technical assistance. A priority corresponding to a policy objective or, where applicable, to one or both Interreg-specific objectives</del> <b>and</b> shall consist of one or more specific objectives. More than one priority may correspond to the same policy or Interreg-specific objective.	Provisional common understanding  Each priority shall correspond to a single policy objective or, where applicable, to one or both Interreg-specific objectives respectively <del>or to technical assistance. A priority corresponding to a policy objective or, where applicable, to one or both Interreg-specific objectives</del> <b>and</b> shall consist of one or more specific objectives. More than one priority may correspond to the same policy or Interreg-specific objective.	175
3. In duly justified cases and in agreement with the Commission, in order to increase the efficiency of programme implementation and to achieve larger-scale operations, the Member State concerned may decide to transfer to Interreg programmes	<u>Amendment 95</u> 3. In duly justified cases and in agreement with the Commission, In order to increase the efficiency of programme implementation and to achieve larger-scale operations, the Member	<del>3. In duly justified cases and in agreement with the Commission, in order to increase the efficiency of programme implementation and to achieve larger-scale operations, the Member State concerned may decide to transfer to Interreg</del>	Provisional common understanding  <del>3. In duly justified cases and in agreement with the Commission, in order to increase the efficiency of programme implementation and to achieve larger-scale operations, the Member State concerned</del>	176



Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
up to [x]% of the amount of the ERDF allocated to the corresponding programme under the Investment for jobs and growth goal for the same region. The amount transferred shall constitute a separate priority or separate priorities.	State concerned may decide to transfer to Interreg programmes up to <del>[x]</del> 20 % of the amount of the ERDF allocated to the corresponding programme under the Investment for jobs and growth goal for the same region. <b>Each Member State shall inform the Commission in advance that it intends to make use of the transfer option, and shall give the Commission reasons for its decision.</b> The amount transferred shall constitute a separate priority or separate priorities.	<del>programmes up to [x]% of the amount of the ERDF allocated to the corresponding programme under the Investment for jobs and growth goal for the same region. The amount transferred shall constitute a separate priority or separate priorities.</del>	<del>may decide to transfer to Interreg programmes up to [x]% of the amount of the ERDF allocated to the corresponding programme under the Investment for jobs and growth goal for the same region. The amount transferred shall constitute a separate priority or separate priorities.</del>	
4. Each Interreg programme shall set out:	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	177
(a) the programme area (including a map thereof as a separate document);	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  (a) the programme area (including, <b>whenever possible</b> , a map thereof as a separate document);	178
(b) a summary of the main joint challenges, taking into account:	<u>Amendment 96</u> (b) a summary of the main joint challenges, <b>particularly</b> taking into account:	<i>[no change]</i>	Provisional common understanding  <i>[EP amendment 96 withdrawn]</i>  <i>[no change]</i>	179
(i) economic, social and	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding	180

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
territorial disparities;			(i) economic, social and territorial disparities <b>as well as inequalities;</b>	
(ii) joint investment needs and complementarity with other forms of support;	<u>Amendment 97</u> (ii) joint investment needs and complementarity with other forms of support <b>and potential synergies to be achieved;</b>	<i>[no change]</i>	Provisional common understanding  (ii) joint investment needs and complementarity <b>and synergies</b> with other forms of support <b>funding programmes and instruments;</b>	181
(iii) lessons learnt from past experience;	<u>Amendment 98</u> (iii) lessons learnt from past experience <b>and how they have been taken into account into the programme;</b>	<i>[no change]</i>	Provisional common understanding  <i>[EP amendment 98 withdrawn]</i>  <i>[no change]</i>	182
(iv) macro-regional strategies and sea-basin strategies where the programme area as a whole or partially is covered by one or more strategies;	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	183
(c) a justification for the selected policy objectives and Interreg-specific objectives, corresponding priorities, specific objectives and the forms of support, addressing, where appropriate, missing links in cross-border infrastructure;	<u>Amendment 99</u> (c) a justification for the selected policy objectives and Interreg-specific objectives, corresponding priorities, <del>specific objectives and the forms of support,</del> <b>and</b> addressing, where appropriate, missing links in cross-border infrastructure;	<i>[no change]</i>	Provisional common understanding  <i>[EP amendment 99 withdrawn]</i>  <i>[no change]</i>	184
(d) for each priority, except for technical assistance, specific objectives;	<i>[no change]</i>	(d) for each priority, <del>except for technical assistance, :</del>	Provisional common understanding  (d) for each priority, <del>except for technical assistance,</del> specific	

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
			objectives;	185
		(i) <b>specific objectives;</b>	<i>Provisional common understanding</i> <i>[Council amendment withdrawn]</i>	186
		(ii) <b>types of intervention;</b>	<i>Provisional common understanding</i> <i>[Council amendment withdrawn]</i>	187
		(iii) <b>an indicative breakdown of the programmed resources by type of intervention.</b>	<i>Provisional common understanding</i> <i>[Council amendment withdrawn]</i>	188
(e) for each specific objective:	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	189
(i) the related types of actions, including a list of planned operations of strategic importance, and their expected contribution to those specific objectives and to macro-regional strategies and sea-basin strategies, where appropriate;	<u>Amendment 100</u> (i) the related types of actions, including a list of planned operations of strategic importance, and their expected contribution to those specific objectives and to macro-regional strategies and sea-basin strategies, where appropriate, <b>respectively the set of criteria and the corresponding transparent selection criteria for such operation;</b>	(i) the related types of actions; <del>including a list of planned operations of strategic importance;</del> and their expected contribution to those specific objectives and to macro-regional strategies and sea-basin strategies, where appropriate;	<i>Provisional common understanding</i> <del>(i) the related types of actions, including a list of planned operations of strategic importance, and their expected contribution to those specific objectives and to macro-regional strategies and sea-basin strategies, where appropriate;</del> <i>For information, this is the wording in art.17 CPR on which there is a provisional common understanding:</i> (i) the related types of actions, <del>including a list of planned operations of strategic importance,</del> and their expected contribution to those specific objectives and to macro-regional strategies and sea-basin strategies, where appropriate;	190
(ii) output indicators and result	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>	191

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
indicators with the corresponding milestones and targets;			<p><i>[no change]</i></p> <p><i>For information, this is the wording in art. 17 CPR on which there is a provisional common understanding:</i></p> <p>(ii) output indicators and result indicators with the corresponding milestones and targets;</p>	
(iii) the main target groups;	<p><u>Amendment 101</u> (iii) <del>the main target groups;</del> <i>deleted</i></p>	<i>[no change]</i>	<p><i>Provisional common understanding</i></p> <p><i>[EP amendment 101 withdrawn]</i></p> <p><i>[no change]</i></p> <p><i>For information, this is the wording in art. 17 CPR on which there is a provisional common understanding:</i></p> <p>(iii) the main target groups;</p>	192
(iv) specific territories targeted, including the planned use of integrated territorial investments, community-led local development or other territorial tools;	<i>[no change]</i>	(iv) <b>indication of the</b> specific territories targeted, including the planned use of integrated territorial investments, community-led local development or other territorial tools;	<p><i>Provisional common understanding</i></p> <p>(iv) <b>indication of the</b> specific territories targeted, including the planned use of integrated territorial investments, community-led local development or other territorial tools;</p> <p><i>For information, this is the wording in art. 17 CPR on which there is a provisional common understanding:</i></p> <p>(iv) <b>indication of the</b> specific territories targeted, including the planned use of integrated territorial investment, community-led local development or other</p>	193

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
(v) the planned use of financial instruments;	<u>Amendment 102</u> <del>(v) the planned use of financial instruments;</del> <b>deleted</b>	<i>[no change]</i>	territorial tools; <i>Provisional common understanding</i>  <i>[EP amendment 102 withdrawn]</i>  <i>[no change]</i>	194
(vi) an indicative breakdown of the programmed resources by type of intervention.	<i>[no change]</i>	<del>(vi) an indicative breakdown of the programmed resources by type of intervention.</del>	<i>Provisional common understanding</i>  <i>[Council amendment withdrawn]</i>  <i>[no change]</i>	195
(f) for the technical assistance priority, the planned use in accordance with Articles [30], [31] and [32] of Regulation (EU) [new CPR] and relevant types of intervention;	<i>[no change]</i>	<del>(f) for the technical assistance priority, the planned use in accordance with Articles [30], [31] and [32] of Regulation (EU) [new CPR] and relevant types of intervention;</del>	<i>Provisional common understanding</i>  <del>(f) for the technical assistance priority, the planned use in accordance with Articles [30], [31] and [32] of Regulation (EU) [new CPR] and relevant types of intervention;</del>	196
(g) a financing plan containing the following tables (without any division per participating Member State, third country, partner country or OCT, unless specified otherwise therein):	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	197
(i) a table specifying the total financial allocation for the ERDF and, where relevant, for each external financing instrument of the Union for the whole programming period and by year;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	198
(ii) a table specifying the total financial allocation for each priority by the ERDF and, where relevant, by	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	199

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
each external financing instrument of the Union by priority and the national co-financing and whether the national co-financing is made up of public and private co-financing;				
(h) the actions taken to involve the relevant programme partners referred to in Article [6] of Regulation (EU) [new CPR] in the preparation of the Interreg programme, and the role of those programme partners in the implementation, monitoring and evaluation of that programme;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	200
(i) the envisaged approach to communication and visibility for the Interreg programme through defining its objectives, target audiences, communication channels, social media outreach, planned budget and relevant indicators for monitoring and evaluation.	<i>[no change]</i>	(i) the envisaged approach to communication and visibility for the Interreg programme through defining its objectives, target audiences, communication channels, <del>social media outreach</del> , planned budget and relevant indicators for monitoring and evaluation.	<i>Provisional common understanding</i>  (i) the envisaged approach to communication and visibility for the Interreg programme through defining its objectives, target audiences, communication channels, <b>including</b> social media outreach, <b>where appropriate</b> , planned budget and relevant indicators for monitoring and evaluation.	201
			<i>Provisional common understanding</i>  (j) <b>Indication of support to small-scale projects, including small projects within small project funds.</b>	201a
		<b>When submitting the programme, this shall be accompanied by a list of planned operations of strategic</b>	<i>Provisional common understanding</i>  <b>When submitting the programme, this shall be accompanied for information</b>	202

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
		<b>importance, for information purposes.</b>	<b>purposes by a list of planned operations of strategic importance, with a timetable.</b>	
5. The information referred to in paragraph 4 shall be given as follows:	<i>[no change]</i>	5. <del>The</del> <b>As regards the</b> information referred to in paragraph 4 <del>shall be given as follows:</del>	<i>Provisional common understanding</i> 5. <del>The</del> <b>As regards the</b> information referred to in paragraph 4 <del>shall be given as follows:</del>	203
(a) with regard to the tables referred to in point (g) and as concerns the support from external financing instruments of the Union, those funds shall be set out as follows:	<i>[no change]</i>	<del>(a) with regard to,</del> <b>for</b> the tables referred to in point (g) and as concerns the support from external financing instruments of the Union, those funds shall be set out as follows:	<i>Provisional common understanding</i> <del>(a) with regard to,</del> <b>for</b> the tables referred to in point (g) and as concerns the support from external financing instruments of the Union, those funds <b>shall be set out as follows:</b>	204
(i) for external cross-border Interreg programmes supported by IPA III and NDICI as a single amount ('IPA III CBC' or 'Neighbourhood CBC' combining the contribution from [Heading 2 Cohesion and Values, sub-ceiling Economic, social and territorial cohesion] and [Heading 6 Neighbourhood and the World];	<i>[no change]</i>	<del>(ia) for external cross-border</del> Interreg programmes supported by IPA III and NDICI as a single amount ('IPA III CBC' or 'Neighbourhood CBC' combining the contribution from Heading 2 Cohesion and Values, sub-ceiling Economic, social and territorial cohesion and Heading 6 Neighbourhood and the World;	<i>Provisional common understanding</i> <del>(ia) for external cross-border</del> Interreg <b>A</b> programmes supported by IPA III and NDICI as a single amount ('IPA III CBC' or 'Neighbourhood CBC') combining the contribution from Heading 2 Cohesion and Values, sub-ceiling Economic, social and territorial cohesion and [Heading 6 Neighbourhood and the World];	205
(ii) for component 2 and 4 Interreg programmes supported by IPA III, NDICI or the OCTP as a single amount ('Interreg funds') combining the contribution from [Heading 2] and [Heading 6] or split per financing instrument 'ERDF', 'IPA III', 'NDICI' and 'OCTP', pursuant to the choice of the	<i>[no change]</i>	<del>(iib) for component 2</del> <b>strand B</b> and <b>4C</b> Interreg programmes supported by IPA III, NDICI or the OCTP as a single amount ('Interreg funds') combining the contribution from Heading 2 and Heading 6 or split per financing instrument 'ERDF', 'IPA III', 'NDICI' and 'OCTP', pursuant to the choice of	<i>Provisional common understanding</i> <del>(iib) for component 2</del> Interreg <b>B</b> and <b>4C</b> programmes supported by IPA III, NDICI or the OCTP as a single amount ('Interreg funds') combining the contribution from Heading 2 and Heading 6 or split per financing instrument 'ERDF', 'IPA III', 'NDICI' and 'OCTP', pursuant to the choice	206

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
programme partners; (iii) for component 2 Interreg programmes supported by OCTP concerning split per financing instrument ('ERDF' and 'OCTP Greenland');	<u>Amendment 103</u> (iii) for component 2 Interreg programmes supported by OCTP concerning split per financing instrument ('ERDF' and 'OCTP Greenland');	the programme partners; (iii) for component 2 <b>strand B</b> Interreg programmes supported by OCTP concerning split per financing instrument ('ERDF' and 'OCTP Greenland');	of the programme partners; <i>Provisional common understanding</i> (iii) for component 2 <b>Interreg B</b> programmes supported by OCTP concerning split per financing instrument ('ERDF' and 'OCTP Greenland');	207
(iv) for component 3 Interreg programmes supported by the NDICI and by the OCTP split per financing instrument ('ERDF', 'NDICI' and 'OCTP', as appropriate).	<i>[no change]</i>	(iv) for component 3 <b>strand D</b> Interreg programmes supported by the NDICI and by the OCTP split per financing instrument ('ERDF', 'NDICI' and 'OCTP', as appropriate).	<i>Provisional common understanding</i> (iv) for component 3 <b>Interreg D</b> programmes supported by the NDICI and by the OCTP split per financing instrument ('ERDF', 'NDICI' and 'OCTP', as appropriate).	208
(b) with regard to the table referred to in point (g)(ii) of paragraph 4, it shall include the amounts for the years 2021 to 2025 only.	<u>Amendment 104</u> (b) with regard to the table referred to in point (g)(ii) of paragraph 4, it shall include the amounts for the years 2021 to 2025 only. <i>deleted</i>	(b) with regard to the table referred to in point (g)(ii) of paragraph 4, it shall include the amounts for the years 2021 to 2025 only.	<i>Provisional common understanding</i> <del>(b) with regard to the table referred to in point (g)(ii) of paragraph 4, it shall include the amounts for the years 2021 to 2025 only.</del>	209
6. With regard to point (e)(vi) and (f) of paragraph 4, the types of intervention shall be based on a nomenclature set out in Annex [I] to Regulation (EU) [new CPR].	<i>[no change]</i>	6. With regard to point (e)(vi) <b>(ii) and (iii)</b> and (f) of paragraph 4, the types of intervention shall be based on a nomenclature set out in Annex [I] to Regulation (EU) [new CPR] <sup>29</sup> .	<i>Provisional common understanding</i> 6. With regard to point (e)(vi) <b>and (f)</b> of paragraph 4, the types of intervention shall be based on a nomenclature set out in Annex [I] to Regulation (EU) [new CPR] <sup>30</sup> .	210
7. The Interreg programme shall:	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	211

<sup>29</sup> **Council position:** Code 135 in Annex I CPR covers article 14.4, whereas a separate code could be proposed for Article 14.5. This will require an adjustment of the Annex I CPR.

<sup>30</sup> **Council position:** Code 135 in Annex I CPR covers article 14.4, whereas a separate code could be proposed for Article 14.5. This will require an adjustment of the Annex I CPR.



Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
(a) identify the managing authority, the audit authority and the body to which payments are to be made by the Commission;	<i>[no change]</i>	(a) identify the <del>managing authority, the audit authority</del> <b>programme authorities</b> and the body to which payments are to be made by the Commission;	<i>Provisional common understanding</i>  (a) identify the <del>managing authority, the audit authority</del> <b>programme authorities</b> and the body to which payments are to be made by the Commission;	212
(b) lay down the procedure for setting up the joint secretariat;	<u>Amendment 105</u> (b) lay down the procedure for setting up the joint secretariat <b>and, where applicable, supporting management structures in the Member States or third countries;</b>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[EP amendment 105 withdrawn]</i>  <i>[no change]</i>	213
(c) set out the apportionment of liabilities among the participating Member States and, where applicable, third or partner countries or OCTs, in the event of financial corrections imposed by the managing authority or the Commission.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	214
8. The managing authority shall communicate to the Commission any changes in the information referred to in point (a) of paragraph 7 without requiring a programme amendment.	<i>[no change]</i>	8. The managing authority shall communicate to the Commission any changes in the information referred to in point (a) <b>and (b)</b> of paragraph 7 without requiring a programme amendment.	<i>Provisional common understanding</i>  8. The managing authority shall communicate to the Commission any changes in the information referred to in point (a) <b>and (b)</b> of paragraph 7 without requiring a programme amendment.	215
		<b>8bis. With regard to an Interreg programme under strands A, B or D where the latter covers long borders with heterogenous development challenges and needs, Member</b>	<i>Provisional common understanding</i>  <b>8bis. With regard to an Interreg programme under strands A, B or D programme, where the latter an A programme covers long borders with</b>	216

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
		States and, where applicable, third countries, partner countries and OCTs participating in an Interreg programme may define sub-programme areas.	heterogeneous development challenges and needs, Member States and, where applicable, third countries, partner countries and OCTs participating in an Interreg programme may define sub-programme areas.  [Moved from row 525]	
9. By way of derogation from paragraph 4, the content of component 4 Interreg programmes shall be adapted to the specific character of those Interreg programmes, in particular as follows:	[no change]	9. By way of derogation from paragraph 4, the content of <del>component 4 Interreg</del> <b>INTERACT and ESPON</b> programmes shall be adapted to the specific character of those Interreg programmes, in particular as follows:	Provisional common understanding  By way of derogation from paragraph 4, the content of <b>Interreg C</b> programmes shall be adapted to the specific character of those Interreg programmes, in particular as follows:	217
(a) the information referred to in point (a) is not required;	[no change]	[no change]	Provisional common understanding  [no change]	218
(b) the information required under points (b) and (h) shall be given as a short outline;	[no change]	[no change]	Provisional common understanding  [no change]	219
(c) for each specific objective under any priority other than technical assistance, the following information shall be given:	[no change]	(c) for each specific objective <del>under any priority other than technical assistance</del> , the following information shall be given:	Provisional common understanding  (c) for each specific objective <del>under any priority other than technical assistance</del> , the following information shall be given:	220
(i) the definition of a single beneficiary or a limited list of beneficiaries and the granting procedure;	[no change]	[no change]	Provisional common understanding  (i) <b>with regard to INTERACT and ESPON</b> , the definition of a single beneficiary or a limited list of beneficiaries and the granting procedure;	221
(ii) the related types of actions	[no change]	[no change]	Provisional common understanding	222

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
and their expected contribution to the specific objectives;			<i>[no change]</i>	
(iii) output indicators and result indicators with the corresponding milestones and targets;	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i>	223
(iv) the main target groups;	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i>	224
(v) an indicative breakdown of the programmed resources by type of intervention.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i>	225
<i>Article 18 Approval of Interreg programmes<sup>31</sup></i>	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i>	226
1. The Commission shall assess each Interreg programme and its compliance with Regulation (EU) [new CPR], Regulation (EU) [new ERDF] and this Regulation and, in the case of support from an external financing instrument of the Union and where relevant, its consistency with the multi-annual strategy document under Article 10(1) or the relevant strategic programming framework under the respective basic act of one or more of those instruments.	<u>Amendment 106</u> 1. The Commission shall assess <b>with full transparency</b> each Interreg programme and its compliance with Regulation (EU) [new CPR], Regulation (EU) [new ERDF] and this Regulation and, in the case of support from an external financing instrument of the Union and where relevant, its consistency with the multi-annual strategy document under Article 10(1) <b>of this Regulation</b> or the relevant strategic programming framework under the respective basic act of one or more of those instruments.	<i>[no change]</i>	Provisional common understanding  1. The Commission shall assess each Interreg programme and its compliance with Regulation (EU) [new CPR], Regulation (EU) [new ERDF] and this Regulation and, in the case of support from an external financing instrument of the Union and where relevant, its consistency with the multi-annual strategy document under Article 10(1) <b>of this Regulation</b> or the relevant strategic programming framework under the respective basic act of one or more of those instruments.	227

<sup>31</sup> Recital 21, on which the EP adopted an am, is linked to article 16-22, 27-29, 34, 35, 44-48 and 52.  
Recital 34 is linked to article 8(1)-(2), 10(1), 11, 18(4), and 19(4).  
Recital 35, on which the EP adopted an am, is linked to article 18(4)-(5) and 19(4).

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
2. The Commission may make observations within three months of the date of submission of the Interreg programme by the Member State hosting the prospective managing authority.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	228
3. The participating Member States and, where applicable, third or partner countries or OCTs shall review the Interreg programme taking into account the observations made by the Commission.	<u>Amendment 107</u> 3. The participating Member States and, where applicable, third or partner countries, <del>or OCTs</del> <b>OCTs, or regional integration and cooperation organisations</b> shall review the Interreg programme taking into account the observations made by the Commission.	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	229
4. The Commission shall adopt a decision by means of an implementing act approving each Interreg programme no later than six months after the date of submission of that programme by the Member State hosting the prospective managing authority.	<u>Amendment 108</u> 4. The Commission shall adopt a decision by means of an implementing act approving each Interreg programme no later than <del>six</del> <b>three</b> months after the date of submission <b>of the revised version</b> of that programme by the Member State hosting the prospective managing authority.	<i>[no change]</i>	Provisional common understanding  4. The Commission shall adopt a decision by means of an implementing act approving each Interreg programme no later than <b>five</b> months after the date of <b>the first</b> submission of that programme by the Member State hosting the prospective managing authority.	230
5. With regard to external cross-border Interreg programmes, the Commission shall adopt its decisions in accordance with	<i>[no change]</i>	5. With regard to external cross-border Interreg programmes, the Commission shall adopt its decisions in accordance with	Provisional common understanding  <i>To be aligned with the wording agreed in NDICI and IPA III Regulation during the</i>	231

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
paragraph 4 after consultation of the 'IPA III Committee' in accordance with Article [16] of Regulation (EU) [IPA III] and of the 'Neighbourhood, Development and International Cooperation Committee' in accordance with Article [36] of Regulation (EU) [NDICI].		paragraph 4 after consultation of the 'IPA III Committee' in accordance with Article [16] of Regulation (EU) [IPA III] and of the 'Neighbourhood, Development and International Cooperation Committee' in accordance with Article [3635] of Regulation (EU) [NDICI].	<i>lawyer-linguistic review</i>  5. With regard to external cross-border Interreg programmes, the Commission shall adopt its decisions in accordance with paragraph 4 after consultation of the 'IPA III Committee' in accordance with Article [16] of Regulation (EU) [IPA III] and of the 'Neighbourhood, Development and International Cooperation Committee' in accordance with Article [3635] of Regulation (EU) [NDICI].	
<i>Article 19 Amendment of Interreg programmes<sup>32</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding level [no change]</i>	232
1. The Member State hosting the managing authority may submit a motivated request for an amendment of an Interreg programme together with the amended programme, setting out the expected impact of that amendment on the achievement of the objectives.	<u>Amendment 109</u> 1. <b><i>Following consultation with the local and regional authorities and in compliance with Article 6 of Regulation (EU).../... [new CPR],</i></b> the Member State hosting the managing authority may submit a motivated request for an amendment of an Interreg programme together with the amended programme, setting out the expected impact of that amendment on the achievement of the objectives.	1. <del>The Member State hosting the managing authority</del> <b>Managing</b> authority may submit a motivated request for an amendment of an Interreg programme together with the amended programme, setting out the expected impact of that amendment on the achievement of the objectives.	<i>Provisional common understanding</i>  1. <b>Following the consultation of and the approval by the monitoring committee and in compliance with Article 6 of Regulation (EU).../... [new CPR],</b> <del>the Member State hosting the managing</del> <b>managing</b> authority may submit a motivated request for an amendment of an Interreg programme together with the amended programme, setting out the expected impact of that amendment on the achievement of the objectives.	233

<sup>32</sup> Recital 21, on which the EP adopted an am, is linked to article 16-22, 27-29, 34, 35, 44-48 and 52.  
Recital 34 is linked to article 8(1)-(2), 10(1), 11, 18(4), and 19(4).  
Recital 35, on which the EP adopted an am, is linked to article 18(4)-(5) and 19(4).

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
2. The Commission shall assess the compliance of the amendment with Regulation (EU) [new CPR], Regulation (EU) [new ERDF] and this Regulation and may make observations within three months of the submission of the amended programme.	<u>Amendment 110</u> 2. The Commission shall assess the compliance of the amendment with Regulation (EU) [new CPR], Regulation (EU) [new ERDF] and this Regulation and may make observations within <del>three months</del> <b>one month</b> of the submission of the amended programme.	2. The Commission shall assess the compliance of the amendment with Regulation (EU) [new CPR], Regulation (EU) [new ERDF] and this Regulation and may make observations within <del>three</del> <b>two</b> months of the submission of the amended programme.	<i>Provisional common understanding</i>  2. The Commission shall assess the compliance of the amendment with Regulation (EU) [new CPR], Regulation (EU) [new ERDF] and this Regulation and may make observations within <del>three</del> <b>two</b> months of the submission of the amended programme.	234
3. The participating Member States and, where applicable, third countries, partner countries or OCTs shall review the amended programme and take into account the observations made by the Commission.	<u>Amendment 111</u> 3. The participating Member States and, where applicable, third countries, partner countries, <del>or OCTs</del> <b>OCTs, or regional integration and cooperation organisations</b> shall review the amended programme and take into account the observations made by the Commission.	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	235
4. The Commission shall approve the amendment of a Interreg programme no later than six months after its submission by the Member State.	<u>Amendment 112</u> 4. The Commission shall approve the amendment of a Interreg programme no later than <del>six</del> <b>three</b> months after its submission by the Member State.	4. The Commission shall approve the amendment of a Interreg programme no later than <del>six</del> <b>four</b> months after its submission by the <del>Member State</del> <b>managing authority</b> .	<i>Provisional common understanding</i>  4. The Commission shall approve the amendment of a Interreg programme no later than <del>six</del> <b>four</b> months after its submission by the <del>Member State</del> <b>managing authority</b> .	236
5. The Member State may transfer during the programming period an amount of up to 5% of the initial allocation of a priority and no more than 3% of the programme	<u>Amendment 113</u> <b>Following consultation with the local and regional authorities and in compliance with Article 6 of Regulation (EU).../... [new CPR],</b>	5. The <del>Member State</del> <b>managing authority</b> may transfer during the programming period an amount of up to <del>5</del> <b>10</b> % of the initial allocation of a priority	<i>Provisional common understanding</i>  <b>5. Following the consultation of and the approval by the monitoring committee and in compliance with</b>	

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
budget to another priority of the same Interreg programme.	the Member State may transfer during the programming period an amount of up to <del>5%</del> <b>10 %</b> of the initial allocation of a priority and no more than <del>3%</del> <b>5 %</b> of the programme budget to another priority of the same Interreg programme.	and no more than <del>35%</del> of the programme budget to another priority of the same Interreg programme.	<b>Article 6 of Regulation (EU).../... [new CPR], the Member State managing authority</b> may transfer during the programming period an amount of up to <del>510%</del> of the initial allocation of a priority and no more than <del>35%</del> of the programme budget to another priority of the same Interreg programme.	237
Such transfers shall not affect previous years.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>	238
They shall be considered to be not substantial and shall not require a decision of the Commission amending the Interreg programme. They shall, however comply with all regulatory requirements. The managing authority shall submit to the Commission the revised table referred to in point (g)(ii) of Article 17(4).	<i>[no change]</i>	<del>They</del> <b>The transfer and related changes</b> shall be considered to be not substantial and shall not require a decision of the Commission amending the Interreg programme. They shall, however comply with all regulatory requirements. The managing authority shall submit to the Commission the revised table referred to in point (g)(ii) of Article 17(4 <del>;</del> ) <b>together with any related changes in the programme</b> <sup>33</sup> .	<i>Provisional common understanding</i> <del>They</del> <b>The transfer and related changes</b> shall be considered to be not substantial and shall not require a decision of the Commission amending the Interreg programme. They shall, however comply with all regulatory requirements. The managing authority shall submit to the Commission the revised table referred to in point (g)(ii) of Article 17(4 <del>;</del> ) <b>together with any related changes in the programme</b> <sup>34</sup> .	239
6. The approval of the Commission shall not be required for corrections of a purely clerical or editorial nature that do not affect the implementation of the Interreg programme. The managing authority	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	240

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**Council position:** This amendment requires Article 19.5 CPR to be amended accordingly for consistency purposes.

34

**Council position:** This amendment requires Article 19.5 CPR to be amended accordingly for consistency purposes.

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
shall inform the Commission of such corrections.				
Section II Territorial development	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	241
Article 20 <i>Integrated territorial development</i> <sup>35</sup>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	242
For Interreg programmes, the relevant urban, local or other territorial authorities or bodies responsible for drawing up territorial or local development strategies as listed in Article [22] of Regulation (EU) [new CPR] or responsible for the selection of operations to be supported under those strategies as referred to in Article [23(4)] of that Regulation or for both shall be either cross-border legal bodies or EGTCs.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  For Interreg programmes, the relevant urban, local or other territorial authorities or bodies responsible for drawing up territorial or local development strategies as listed in Article [22] of Regulation (EU) [new CPR] or <b>involved in</b> responsible for the selection of operations to be supported under those strategies as referred to in Article [23(4)] of that Regulation or for both <del>shall be either cross-border legal bodies or EGTCs.</del> <b>shall represent at least two participating countries, of which at least one is a Member State.</b>	243
A cross-border legal body or an EGTC implementing an integrated territorial investment under Article [24] of Regulation (EU) [new CPR] or another territorial tool under point (c) of Article [22] of that Regulation may also be the sole beneficiary pursuant to Article 23(5) of this Regulation, provided that there is a	<i>[no change]</i>	A cross-border legal body or an EGTC implementing an integrated territorial investment under Article [24] of Regulation (EU) [new CPR] or another territorial tool under point (c) of Article [22] of that Regulation may also be the sole beneficiary pursuant to Article 23(56) of this Regulation, provided	<i>Provisional common understanding</i>  <b>Where a</b> A cross-border legal body or an EGTC implements <del>ing</del> an integrated territorial investment under Article [24] of Regulation (EU) [new CPR] or another territorial tool under point (c) of Article [22] of that Regulation, it may also be the sole beneficiary pursuant to Article 23 (56)	244

<sup>35</sup> Recital 21, on which the EP adopted an am, is linked to article 16-22, 27-29, 34, 35, 44-48 and 52.  
Recital 27, on which the EP adopted an am, is linked to article 20, 23(6), 24(2) and 44(4).



Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
separation of function inside the cross-border legal body or the EGTC.		that there is a separation of function inside the cross-border legal body or the EGTC.	of this Regulation, provided that there is a separation of functions inside the cross-border legal body or the EGTC.	
<i>Article 21 Community-led local development<sup>36</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	245
Community-led local development ('CLLD') under point (b) of Article [22] of Regulation (EU) [new CPR] may be implemented in Interreg programmes, provided that the relevant local action groups are composed of representatives of public and private local socio-economic interests, in which no single interest group controls the decision-making, and of at least two participating countries, of which at least one is a Member State.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	246
<i>Section III Operations and small project funds</i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	247
<i>Article 22 Selection of Interreg operations<sup>37</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	248
1. Interreg operations shall be selected in accordance with the programme's strategy and objectives by a monitoring committee set up in accordance with Article 27.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	249
That monitoring committee may set up one or, in particular in the case of	<u>Amendment 114</u> That monitoring committee may set	<i>[no change]</i>	<i>Provisional common understanding</i>	250

<sup>36</sup> Recital 21, on which the EP adopted an am, is linked to article 16-22, 27-29, 34, 35, 44-48 and 52.

<sup>37</sup> Recital 21, on which the EP adopted an am, is linked to article 16-22, 27-29, 34, 35, 44-48 and 52.

Recital 30, on which the EP adopted an am, is linked to article 22(6), 50 and 58(5)(f)

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
sub-programmes, more steering committees which act under its responsibility for the selection of operations.	up one or, in particular in the case of sub-programmes, more steering committees which act under its responsibility for the selection of operations. <i>Steering committees shall apply the partnership principle as set out in Article 6 of Regulation (EU).../... [new CPR] and shall involve partners from all participating Member States.</i>		That monitoring committee may set up one or, in particular in the case of sub-programmes, more steering committees which act under its responsibility for the selection of operations. <b>Steering committees shall apply the partnership principle as set out in Article 6 of Regulation (EU).../... [new CPR].</b>	
Where all or part of an operation is implemented outside the programme area [inside or outside the Union], the selection of that operation shall require the explicit approval by the managing authority in the monitoring committee or, where applicable, the steering committee.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	251
		<b>When the operation involves one or several partners located in the territory of a Member State, third country, partner country or OCT which is not represented in the monitoring committee, the managing authority shall condition its explicit approval to the submission of a written acceptance by the concerned Member State, third country, partner country or OCT to reimburse any amounts unduly paid to these partners, in accordance with Article 50(2).</b>	<i>Provisional common understanding</i>  <b>When the operation involves one or several partners located in the territory of a Member State, third country, partner country or OCT which is not represented in the monitoring committee, the managing authority shall condition its explicit approval to the submission of a written acceptance by the concerned Member State, third country, partner country or OCT to reimburse any amounts unduly paid to these partners, in accordance with Article 50(2).</b>	252

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
		<b>When the written acceptance referred to in the previous sub-paragraph cannot be obtained, require that the body implementing all or part of an operation outside the programme area takes a guarantee by a bank or another financial institution for the corresponding amount of the Interreg funds granted. This guarantee shall be included in the document under paragraph 6.</b>	<i>Provisional common understanding</i>  "When the written acceptance referred to in the previous sub-paragraph cannot be obtained, <del>require that</del> the body implementing all or part of an operation outside the programme area shall obtain <del>takes a guarantee by</del> from a bank or another financial institution for the corresponding amount of the Interreg funds granted. This guarantee shall be included in the document under <b>paragraph 6.</b> "	253
2. For the selection of operations, the monitoring committee or, where applicable, the steering committee shall establish and apply criteria and procedures which are non-discriminatory and transparent, ensure gender equality and take account of the Charter of Fundamental Rights of the European Union and the principle of sustainable development and of the Union policy on the environment in accordance with Article 11 and Article 191(1) of the TFEU.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  2. For the selection of operations, the monitoring committee or, where applicable, the steering committee shall establish and apply criteria and procedures which are non-discriminatory and transparent, ensure <b>accessibility to persons with disabilities</b> , gender equality and take account of the Charter of Fundamental Rights of the European Union and the principle of sustainable development and of the Union policy on the environment in accordance with Article 11 and Article 191(1) of the TFEU.	254
The criteria and procedures shall ensure the prioritisation of operations to be selected with a view to maximise the contribution of Union funding to the achievement of	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	255

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
the objectives of the Interreg programme and to implementing the cooperation dimension of operations under Interreg programmes, as set out in Article 23(1) and (4).				
3. The managing authority shall consult the Commission and take its comments into account prior to the initial submission of the selection criteria to the monitoring committee or, where applicable, the steering committee. The same shall apply for any subsequent changes to those criteria.	<u>Amendment 115</u> 3. The managing authority shall <del>consult</del> <b>notify</b> the Commission <del>and take its comments into account</del> prior to the initial submission of the selection criteria to the monitoring committee or, where applicable, the steering committee. The same shall apply for any subsequent changes to those criteria.	<del>3. The managing authority shall consult the Commission and take its comments into account prior to the initial submission of the selection criteria to the monitoring committee or, where applicable, the steering committee. The same shall apply for any subsequent changes to those criteria.</del>	Provisional common understanding  3. <b>At the request of the Commission</b> <del>the managing authority shall consult</del> <b>notify</b> the Commission <del>and take its comments into account</del> prior to the initial submission of the selection criteria to the monitoring committee or, where applicable, the steering committee. The same shall apply for any subsequent changes to those criteria.	256
4. In selecting operations, the monitoring committee or, where applicable, the steering committee shall:	<u>Amendment 116</u> 4. <del>In selecting operations</del> <b>Before</b> the monitoring committee or, where applicable, the steering committee <b>selects operations, the managing authority</b> shall:	[no change]	Provisional common understanding  [EP amendment 116 withdrawn]  [no change]	257
(a) ensure that selected operations comply with the Interreg programme and provide an effective contribution to the achievement of its specific objectives;	[no change]	[no change]	Provisional common understanding  [no change]	258
(b) ensure that selected operations do not conflict with the corresponding strategies established under Article 10(1) or established for one or more of the external financing	[no change]	[no change]	Provisional common understanding  [no change]	259

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
instruments of the Union;				
(c) ensure that selected operations present the best relationship between the amount of support, the activities undertaken and the achievement of objectives;	<i>[no change]</i>	<del>(c) ensure that selected operations present the best relationship between the amount of support, the activities undertaken and the achievement of objectives;</del>	Provisional common understanding <i>[Council amendment withdrawn]</i> <i>[no change]</i>	260
(d) verify that the beneficiary has the necessary financial resources and mechanisms to cover operation and maintenance costs;	<i>[no change]</i>	<del>(d) verify</del> <b>satisfy itself</b> that the beneficiary has the necessary financial resources and mechanisms to cover operation and maintenance costs;	Provisional common understanding  (d) <del>verify</del> <b>satisfy itself</b> that the beneficiary has the necessary financial resources and mechanisms to cover operation and maintenance costs <b>for operations comprising investment in infrastructure or productive investment, so as to ensure their financial sustainability;</b>	261
(e) ensure that selected operations which fall under the scope of Directive 2011/92/EU of the European Parliament and of the Council <sup>38</sup> are subject to an environmental impact assessment or a screening procedure, on the basis of the requirements of that Directive as amended by Directive 2014/52/EU of the European Parliament and of the Council <sup>39</sup> .	<i>[no change]</i>	<del>(e) ensure that selected operations which fall under the scope of Directive 2011/92/EU of the European Parliament and of the Council<sup>40</sup> are subject to an environmental impact assessment or a screening procedure, on the basis of the requirements of that Directive as amended by Directive 2014/52/EU of the European Parliament and of the Council<sup>41</sup>.</del>	Provisional common understanding  (e) ensure that selected operations which fall under the scope of Directive 2011/92/EU of the European Parliament and of the Council <sup>42</sup> are subject to an environmental impact assessment or a screening procedure <b>and that the assessment of alternative solutions has been taken in due account</b> , on the basis of the	262

<sup>38</sup> Directive 2011/92/EU of the European Parliament and of the Council of 13 December 2011 on the assessment of the effects of certain public and private projects on the environment (OJ L 26, 28.1.2012, p. 1).

<sup>39</sup> Directive 2014/52/EU of the European Parliament and of the Council of 16 April 2014 amending Directive 2011/92/EU (OJ L 124, 25.4.2014, p. 1).

<sup>40</sup> Directive 2011/92/EU of the European Parliament and of the Council of 13 December 2011 on the assessment of the effects of certain public and private projects on the environment (OJ L 26, 28.1.2012, p. 1).

<sup>41</sup> Directive 2014/52/EU of the European Parliament and of the Council of 16 April 2014 amending Directive 2011/92/EU (OJ L 124, 25.4.2014, p. 1).

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
			requirements of that Directive as amended by Directive 2014/52/EU of the European Parliament and of the Council <sup>43</sup> .	
(f) verify that where the operations have started before the submission of an application for funding to the managing authority, the applicable law has been complied with;	<i>[no change]</i>	(f) <del>verify</del> <b>satisfy itself</b> that where the operations have started before the submission of an application for funding to the managing authority, the applicable law has been complied with;	<i>Provisional common understanding</i> (f) [...] * that where the operations have started before the submission of an application for funding to the managing authority, applicable law has been complied with;  * <i>First word to be left for lawyer-linguist finalisation but to be consistent with row CPR Block 5 V-59</i>	263
(g) ensure that selected operations fall within the scope of the Interreg fund concerned and are attributed to a type of intervention;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	264
(h) ensure that operations do not include activities which were part of an operation subject to relocation in accordance with Article [60] of Regulation (EU) [new CPR] or which would constitute a transfer of a productive activity in accordance with [point (a) of Article 59(1)] of that Regulation.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	265
(i) ensure that selected	<i>[no change]</i>	i) ensure that selected	<i>Provisional common understanding</i>	266

<sup>42</sup> Directive 2011/92/EU of the European Parliament and of the Council of 13 December 2011 on the assessment of the effects of certain public and private projects on the environment (OJ L 26, 28.1.2012, p. 1).

<sup>43</sup> Directive 2014/52/EU of the European Parliament and of the Council of 16 April 2014 amending Directive 2011/92/EU (OJ L 124, 25.4.2014, p. 1).

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
operations are not affected by a reasoned opinion by the Commission in respect of an infringement under Article 258 of the TFEU that puts at risk the legality and regularity of expenditure or the performance of operations;		operations are not <b>directly</b> affected by a reasoned opinion by the Commission in respect of an infringement under Article 258 of the TFEU that puts at risk the legality and regularity of expenditure <del>or the performance of operations</del> ;	i) ensure that selected operations are not <b>directly</b> affected by a reasoned opinion by the Commission in respect of an infringement under Article 258 of the TFEU that puts at risk the legality and regularity of expenditure or the performance of operations;	
(j) ensure the climate proofing of investments in infrastructure with an expected lifespan of at least five years.	<i>[no change]</i>	(j) ensure <del>the climate proofing of that,</del> for investments in infrastructure with an expected lifespan of at least five years, <b>an assessment of expected impacts of climate change is carried out.</b>	<i>Provisional common understanding</i>  <i>[Council amendment withdrawn]</i> <i>[no change]<sup>44</sup>.</i>	267
5. The monitoring committee or, where applicable, the steering committee shall approve the methodology and criteria used for the selection of Interreg operations, including any changes thereto, without prejudice to [point (b) of Article 27(3)] of Regulation (EU) [new CPR] with regard to CLLD and to Article 24 of this Regulation.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	268
6. For each Interreg operation, the managing authority shall provide a document to the lead or sole partner setting out the conditions for support of that Interreg operation, including the specific requirements	<i>[no change]</i>	6. For each Interreg operation, the managing authority shall provide a document to the lead or sole partner setting out the conditions for support of that Interreg operation, including the	<i>Provisional common understanding</i>  6. For each Interreg operation, the managing authority shall provide a document to the lead or sole partner setting out the conditions for support of that	269

<sup>44</sup> The definition of climate proofing will be discussed in CPR Block 7.

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
concerning the products or services to be delivered, its financing plan, time-limit for its execution and, where applicable, the method to be applied for determining the costs of the operation and the conditions for payment of the grant.		specific requirements concerning the products or services to be delivered, its financing plan, time-limit for its execution and, where applicable, the method to be applied for determining the costs of the operation and the conditions for payment of the <del>grant</del> <b>support</b> .	Interreg operation, including the specific requirements concerning the products or services to be delivered, its financing plan, time-limit for its execution and, where applicable, the method to be applied for determining the costs of the operation and the conditions for payment of the <del>grant</del> <b>support</b> .	
That document shall also set out the lead partner's obligations with regard to recoveries pursuant to Article 50. Those obligations shall be defined by the monitoring committee. However, a lead partner located in a different Member State, third country, partner country or OCT from the partner shall not be obliged to recover through a judicial procedure.	<u>Amendment 117</u> That document shall also set out the lead partner's obligations with regard to recoveries pursuant to Article 50. <del>Those obligations</del> <b>Procedures related to recoveries</b> shall be defined <b>and agreed</b> by the monitoring committee. However, a lead partner located in a different Member State, third country, partner country or OCT from the partner shall not be obliged to recover through a judicial procedure.	That document shall also set out the lead partner's obligations with regard to recoveries pursuant to Article 50. Those obligations shall be defined by the monitoring committee. <del>However, a lead partner located in a different Member State, third country, partner country or OCT from the partner shall not be obliged to recover through a judicial procedure.</del>	<i>Provisional common understanding</i>  1. That document shall also set out the lead partner's obligations with regard to recoveries pursuant to Article 50. Those obligations shall be defined by the monitoring committee. <del>However, a lead partner located in a different Member State, third country, partner country or OCT from the partner shall not be obliged to recover through a judicial procedure.</del>	270
<i>Article 23 Partnership within Interreg operations<sup>45</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	271
1. Operations selected under components 1, 2 and 3 shall involve actors from at least two participating	<u>Amendment 118</u> Operations selected under components 1, 2 and 3 shall involve	1. Operations selected under <del>components 1, 2</del> <b>Interreg strands A, B and 3D</b> shall involve actors	<i>Provisional common understanding</i>  1. Operations selected under	272

<sup>45</sup> Recital 14, on which the EP adopted an am, is linked to art. 6, 10(5), 16(5), 23 (4) and 60  
Recital 18, on which the EP adopted an am, is linked to article 14(2), 23(3), 44(3), 53(1), and 59(3).  
Recital 22, on which the EP adopted an am, is linked to article 23, 25.  
Recital 27, on which the EP adopted an am, is linked to article 20, 23(6), 24(2), and 44(4).



Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
countries, at least one of which shall be a beneficiary from a Member State.	actors from at least two participating countries <i>or OCTs</i> , at least one of which shall be a beneficiary from a Member State.	from at least two participating countries, at least one of which shall be a beneficiary from a Member State.	<del>components 1, 2 and 3D</del> <b>Interreg A, B and 3D programmes</b> shall involve actors from at least two participating countries <b>or OCTs</b> , at least one of which shall be a beneficiary from a Member State.	
		<b>Operations selected under the Interreg Europe and URBACT programmes shall involve actors from at least three participating countries, at least two of which shall be beneficiaries from Member States.</b>	<i>Provisional common understanding</i> <b>Operations selected under the Interreg Europe and URBACT programmes shall involve actors from at least three participating countries, at least two of which shall be beneficiaries from Member States.</b>	273
Beneficiaries receiving support from an Interreg fund and partners which do not receive any financial support under those funds (beneficiaries and partners together: 'partners') constitute an Interreg operation partnership.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	274
2. An Interreg operation may be implemented in a single country, provided that the impact on and the benefits for the programme area are identified in the operation application.	<u>Amendment 119</u> 2. An Interreg operation may be implemented in a single country <i>or OCT</i> , provided that the impact on and the benefits for the programme area are identified in the operation application.	<i>[no change]</i>	<i>Provisional common understanding</i>  2. An Interreg operation may be implemented in a single country <i>or OCT</i> , provided that the impact on and the benefits for the programme area are identified in the operation application.	275
3. Paragraph 1 shall not apply to operations under the PEACE PLUS programme in where the programme is acting in support of	<i>[no change]</i>	3. Paragraph 1 shall not apply to operations under the PEACE PLUS programme in where the programme is acting in support of	<i>Provisional common understanding</i>  3. Paragraph 1 shall not apply to operations under the PEACE PLUS	276

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
peace and reconciliation.		peace and reconciliation.	programme in where the programme is acting in support of peace and reconciliation.	
4. Partners shall cooperate in the development, implementation, staffing and financing of Interreg operations.	<u>Amendment 120</u> Partners shall cooperate in the development <b>and</b> implementation <del>staffing and financing</del> of Interreg operations, <b>as well as in the staffing and/or financing thereof.</b> <b>An effort shall be made to limit the number of partners for each Interreg operation to no more than ten.</b>	<i>[no change]</i>	<i>Provisional common understanding</i>  Partners shall cooperate in the development <b>and</b> implementation <del>staffing and financing</del> of Interreg operations, <b>as well as in the staffing or financing or both thereof.</b>  <i>Linked to amendment in recital (3), row 697.</i>	277
For Interreg operations under component 3 Interreg programmes, the partners from outermost regions and third countries, partner countries or OCTs shall be required to cooperate only in three of the four dimensions listed in the first subparagraph.	<u>Amendment 121</u> For Interreg operations under component 3 Interreg programmes, the partners from outermost regions and third countries, partner countries or OCTs shall be required to cooperate only in <del>three</del> <b>two</b> of the four dimensions listed in the first subparagraph.	For Interreg operations under <del>component 3</del> Interreg <b>strand D</b> programmes, the partners from outermost regions and third countries, partner countries or OCTs shall be required to cooperate only in <del>three</del> <b>two</b> of the four dimensions listed in the first subparagraph.	<i>Provisional common understanding</i>  For Interreg operations under <del>component 3</del> Interreg <b>D</b> programmes, the partners from outermost regions and third countries, partner countries or OCTs shall be required to cooperate only in <del>three</del> <b>two</b> of the four dimensions listed in the first subparagraph.	278
5. Where there are two or more partners, one of them shall be designated by all the partners as the lead partner.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	279
6. A cross-border legal body or an EGTC may be the sole partner of an Interreg operation under component 1, 2 and 3 Interreg programmes, provided that the members thereof involve partners from at least two participating	<u>Amendment 122</u> A cross-border legal body or an EGTC may be the sole partner of an Interreg operation under component 1, 2 and 3 Interreg programmes, provided that the members thereof involve partners from at least two	6. A cross-border legal body or an EGTC may be the sole partner of an Interreg operation under <del>component 1, 2 and 3</del> Interreg <b>strands A, B and D</b> programmes <b>and under the ESPON programme</b> , provided that the	<i>Provisional common understanding</i>  6. A cross-border legal body or an EGTC may be the sole partner of an Interreg operation under <del>component 1, 2 and 3</del> Interreg <b>A, B and D</b> programmes, provided that the members thereof involve	280

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
countries.	participating countries <i>or OCTs</i> .	members thereof involve partners from at least two participating countries.	partners from at least two participating countries.	
The cross-border legal body or EGTC shall have members from at least three participating countries under component 4 Interreg programmes.	<i>[no change]</i>	The cross-border legal body or EGTC shall have members from at least three participating countries under <del>component 4</del> <b>the</b> Interreg <b>Europe and URBACT</b> programmes.	<i>Provisional common understanding</i>  The cross-border legal body or EGTC shall have members from at least three participating countries under <del>component 4</del> <b>the</b> Interreg <b>Europe and URBACT</b> programmes.	281
A legal body that implements a financial instrument or a fund of funds, as applicable, may be the sole partner of an Interreg operation without the application of the requirements for its composition set out in paragraph 1.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  A legal body that implements a financial instrument, <del>or</del> a fund of funds <b>or a small project fund</b> , as applicable, may be the sole partner of an Interreg operation without the application of the requirements for its composition set out in <b>sub</b> paragraph 1.	282
7. A sole partner shall be registered in a Member State participating in the Interreg programme.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	283
However, a sole partner may be registered in a Member State not participating in that programme, provided the conditions set out in Article 23 are satisfied.	<u>Amendment 123</u> <del>However, a sole partner may be registered in a Member State not participating in that programme, provided the conditions set out in Article 23 are satisfied.</del> <b>deleted</b>	<del>However, a sole partner may be registered in a Member State not participating in that programme, provided the conditions set out in Article 23 are satisfied.</del>	<i>Provisional common understanding</i>  <del>However, a sole partner may be registered in a Member State not participating in that programme, provided the conditions set out in Article 23 are satisfied.</del>	284
			<i>Provisional common understanding</i>  <b>New Article 23 bis</b> <b>Support to projects of limited financial</b>	284a

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
			<p style="text-align: center;"><i>volume</i></p> <p><b>(1) Interreg A, B and D programmes shall support projects of limited financial volume, either</b></p> <p><b>(a) directly within each programme, or</b></p> <p><b>(b) within one or more small project funds.</b></p> <p><b>(2) Where an Interreg B or D programme is unable to fulfil the obligations laid down in sub paragraph 1, it shall state its reasons in accordance with [point 6 of] the template set out in the Annex.</b></p>	
<p style="text-align: center;"><i>Article 24</i> <i>Small project funds</i><sup>46</sup></p>	<p style="text-align: center;"><i>[no change]</i></p>	<p style="text-align: center;"><i>[no change]</i></p>	<p style="text-align: center;"><i>Provisional common understanding</i> <i>[no change]</i></p>	<p style="text-align: center;">285</p>
<p>1. The contribution from the ERDF or, where applicable, an external financing instrument of the Union, to a small project fund within an Interreg programme shall not exceed EUR 20 000 000 or 15% of the total allocation of the Interreg programme, whichever is lower.</p>	<p><u>Amendment 124</u> The <b>total</b> contribution from the ERDF or, where applicable, an external financing instrument of the Union, to a <b>one or more</b> small project <del>fund</del> <b>funds</b> within an Interreg programme shall not exceed <del>EUR 20 000 000 or 15%</del> <b>20</b> % of the total allocation of the Interreg programme <del>whichever is lower.</del> <b>and shall, in the case of an</b></p>	<p>1. The contribution from the ERDF or, where applicable, an external financing instrument of the Union, to a small project <del>fund</del> <b>funds</b> within an Interreg programme shall not exceed EUR 20 000 000 or 15% of the total allocation of the Interreg programme, whichever is lower.</p>	<p style="text-align: center;"><i>Provisional common understanding</i></p> <p>1. The <b>total</b> contribution from the ERDF or, where applicable, an external financing instrument of the Union, to a small project <del>fund</del> <b>funds</b> within an Interreg programme shall not exceed <del>EUR 20 000 000 or 15</del> <b>20</b>% of the total allocation of the Interreg programme, <del>whichever is lower.</del></p>	<p style="text-align: center;">286</p>

<sup>46</sup> Recital 23, on which the EP adopted an am, is linked to article 24, 35(5).  
Recital 27, on which the EP adopted an am, is linked to article 20, 23(6), 24(2), and 44(4).

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
	<i>Interreg programme for cross-border cooperation, be at least 3 % of the total allocation.</i>		<p><i>A text box is included in Annex I programme template requesting an indication of the support to small-scale projects, including small projects within small project funds.</i></p> <p><i>A requirement is also inserted in Article 17: (new j) Indication of support to small-scale projects, including small projects within small project funds.</i></p> <p><i>Recital 23 is linked to this row.</i></p>	
The final recipients within a small project fund shall receive support from the ERDF or, where applicable the external financing instruments of the Union through the beneficiary and implement the small projects within that small project fund ('small project').	<i>[no change]</i>	<i>[no change]</i>	<p><i>Provisional common understanding</i></p> <p><i>[no change]</i></p>	287
2. The beneficiary of a small project fund shall be a cross-border legal body or an EGTC.	<p><u>Amendment 125</u></p> <p>2. The beneficiary of a small project fund shall be a <del>cross-border</del> <b>public or private law body, an entity with or without legal body or an EGTC personality or a natural person, that is responsible for initiating or both initiating and implementing operations.</b></p>	2. The beneficiary of a small project fund <del>shall</del> <b>may</b> be a cross-border legal body or an EGTC.	<p><i>Provisional common understanding</i></p> <p><b>The small project fund constitutes an operation within the meaning of Article 2(3) CPR which shall be managed by a beneficiary, taking into account its tasks and remuneration.</b></p> <p>The beneficiary shall be a cross-border legal body or an EGTC <b>or a body which shall have legal personality.</b></p> <p><b>The beneficiary selects the small projects</b></p>	288

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
			<b>which are implemented by the final recipients in the meaning of Article 2(17) CPR. Where the beneficiary is not a cross-border legal body or an EGTC, a body involving representatives from at least two participating countries, of which at least one is a Member State, shall select the joint small projects.</b>	
		<b>When the beneficiary is not a cross-border legal body or an EGTC, it shall have legal personality.</b>	<i>Provisional common understanding</i> <i>[Council amendment withdrawn]</i>	289
3. The document setting out the conditions for support to a small project fund shall, in addition to the elements laid down in Article 22(6) set out the elements necessary to ensure that the beneficiary:	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	290
(a) establishes a non-discriminatory and transparent selection procedure;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	291
(b) applies objective criteria for the selection of small projects, which avoid conflicts of interest;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	292
(c) assesses applications for support;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	293
(d) selects projects and fixes the amount of support for each small project;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	294
(e) is accountable for the implementation of the operation and	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>	295

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
keeps at its level all supporting documents required for the audit trail in accordance with Annex [XI] of Regulation (EU) [new CPR];			<i>[no change]</i>	
(f) makes available to the public the list of the final recipients which benefit from the operation.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	296
The beneficiary shall ensure that the final recipients comply with the requirements set out in Article 35.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	297
4. The selection of small projects shall not constitute a delegation of tasks from the managing authority to an intermediate body as referred to in Article [65(3)] of Regulation (EU) [new CPR].	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	298
		<b>4bis Selection of small project funds shall take into account the function carried out by the beneficiary, its remuneration and shall be done in accordance with applicable rules.</b>	Provisional common understanding  <i>[Council amendment withdrawn]</i>	299
5. Staff and indirect costs generated at the level of the beneficiary for the management of the small project fund shall not exceed 20% of the total eligible cost of the respective small project fund.	<u>Amendment 126</u> 5. Staff and <b>other direct costs corresponding to the cost categories in Articles 39 to 42, as well as</b> indirect costs generated at the level of the beneficiary for the management of the small project fund <b>or funds</b> , shall not exceed 20 % of the total eligible cost of the respective small project fund <b>or</b>	<i>[no change]</i>	Provisional common understanding  5. Staff and <b>other costs corresponding to the cost categories in Articles 38 to 42</b> <del>indirect costs</del> generated at the level of the beneficiary for the management of the small project fund <b>or funds</b> , shall not exceed 20 % of the total eligible cost of the respective small project fund <b>or funds</b> .	300

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
	<i>funds.</i>			
6. Where the public contribution to a small project does not exceed EUR 100 000, the contribution from the ERDF or, where applicable, an external financing instrument of the Union shall take the form of unit costs or lump sums or include flat rates, except for projects for which the support constitutes State aid.	<u>Amendment 127</u> Where the public contribution to a small project does not exceed EUR 100 000, the contribution from the ERDF or, where applicable, an external financing instrument of the Union shall take the form of unit costs or lump sums or include flat rates. <del>except for projects for which the support constitutes State aid.</del>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>  <i>[EP amendment 127 withdrawn]</i>	301
	<u>Amendment 128</u> <b><i>Where the total costs of each operation do not exceed EUR 100 000, the amount of support for one or more small projects may be set out on the basis of a draft budget which is established on a case-by-case basis and agreed ex ante by the body selecting the operation.</i></b>		<i>Provisional common understanding</i> <b>Where the total costs of each project do not exceed EUR 100 000, the amount of support for one or more small projects may be set out on the basis of a draft budget which is established on a case-by-case basis and agreed ex ante by the body managing the small project fund.</b>	302
Where flat-rate financing is used, the categories of costs to which the flat rate is applied may be reimbursed in accordance with [point (a) of Article 48(1)] of Regulation (EU) [new CPR].	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	303
<i>Article 25</i> <i>Tasks of the lead partner<sup>47</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	304
1. The lead partner shall:	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	305

<sup>47</sup> Recital 22, on which the EP adopted an am, is linked to article 23, 25.



Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
(a) lay down the arrangements with the other partners in an agreement comprising provisions that, inter alia, guarantee the sound financial management of the respective Union fund allocated to the Interreg operation, including the arrangements for recovering amounts unduly paid;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	306
(b) assume responsibility for ensuring implementation of the entire Interreg operation;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	307
(c) ensure that expenditure presented by all partners has been incurred in implementing the Interreg operation and corresponds to the activities agreed between all the partners, and is in accordance with the document provided by the managing authority pursuant to Article 22(6).	<i>[no change]</i>	(c) ensure that expenditure presented by all partners has been <del>incurred</del> <b>paid</b> in implementing the Interreg operation and corresponds to the activities agreed between all the partners, and is in accordance with the document provided by the managing authority pursuant to Article 22(6).	<i>Provisional common understanding</i>  (c) ensure that expenditure presented by all partners has been <del>incurred</del> <b>paid</b> in implementing the Interreg operation and corresponds to the activities agreed between all the partners, and is in accordance with the document provided by the managing authority pursuant to Article 22(6).	308
2. If not otherwise specified in the arrangements laid down pursuant to point (a) of paragraph 1 the lead partner shall ensure that the other partners receive the total amount of the contribution from the respective Union fund as quickly as possible and in full. No amount shall be deducted or withheld and no specific charge or other charge with equivalent effect shall be levied that would reduce that amount for the	<u>Amendment 129</u> 2. If not otherwise specified in the arrangements laid down pursuant to point (a) of paragraph 1 the lead partner shall ensure that the other partners receive the total amount of the contribution from the respective Union fund <del>as quickly as possible and</del> <b>and within timeframe agreed by all partners and following the same procedure applied in respect of the lead</b>	<i>[no change]</i>	<i>Provisional common understanding</i>  2. If not otherwise specified in the arrangements laid down pursuant to point (a) of paragraph 1 the lead partner shall ensure that the other partners receive the total amount of the contribution from the respective Union fund <del>as quickly as possible and</del> <b>and within timeframe agreed by all partners and following the same procedure applied in respect of the lead partner</b> . No amount shall be deducted	309

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
other partners.	<i>partner</i> . No amount shall be deducted or withheld and no specific charge or other charge with equivalent effect shall be levied that would reduce that amount for the other partners.		or withheld and no specific charge or other charge with equivalent effect shall be levied that would reduce that amount for the other partners.	
3. Any beneficiary in a Member State, third country, partner country or OCT participating in an Interreg programme may be designated as the lead partner.	<u>Amendment 130</u> Any beneficiary in a Member State <del>third country, partner country or OCT</del> participating in an Interreg programme may be designated as the lead partner.	3. Any <del>beneficiary</del> <b>partner</b> in a Member State, third country, partner country or OCT participating in an Interreg programme may be designated as the lead partner.	<i>Provisional common understanding</i>  3. Any <del>beneficiary</del> <b>partner</b> in a Member State, third country, partner country or OCT participating in an Interreg programme may be designated as the lead partner.	310
However, Member States, third countries, partner countries or OCTs participating in an Interreg programme may agree that a partner not receiving support from the ERDF or an external financing instrument of the Union may be designated as the lead partner.	<u>Amendment 131</u> <del>However, Member States, third countries, partner countries or OCTs participating in an Interreg programme may agree that a partner not receiving support from the ERDF or an external financing instrument of the Union may be designated as the lead partner.</del> <i>deleted</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <del>However, Member States, third countries, partner countries or OCTs participating in an Interreg programme may agree that a partner not receiving support from the ERDF or an external financing instrument of the Union may be designated as the lead partner.</del>	311
Section IV Technical assistance	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	312
<i>Article 26</i> <i>Technical assistance</i> <sup>48</sup>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	313
		<b>1. The amount of the Funds allocated to technical assistance shall be identified as part of the financial allocation of each</b>	<i>Provisional common understanding</i>  <b>1. The amount of the Funds allocated to technical assistance shall be identified as</b>	314

<sup>48</sup> Recital 24, on which the EP adopted an am, is linked to this article.

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
		<b>priority of the programme in accordance with Article 17(4)(g) and shall not take the form of a separate priority or a specific programme.</b>	<b>part of the financial allocation of each priority of the programme in accordance with Article 17(4)(g) and shall not take the form of a separate priority or a specific programme.</b>	
1. Technical assistance to each Interreg programme shall be reimbursed as a flat rate by applying the percentages set out in paragraph 2 to the eligible expenditure included in each payment application pursuant to [points (a) or (c) of Article 85(3)] of Regulation (EU) [new CPR] as appropriate.	<u>Amendment 132</u> 1. Technical assistance to each Interreg programme shall be reimbursed as a flat rate by applying the percentages set out in paragraph 2 <b>for 2021 and 2022 to the yearly instalments of the pre-financing pursuant to points (a) and (b) of Article 49(2) of this Regulation and then</b> to the eligible expenditure included in each payment application pursuant to [points (a) or (c) of Article 85(3)] of Regulation (EU) [new CPR] as appropriate <b>for subsequent years.</b>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>  <i>[EP amendment 132 withdrawn]</i>	315
2. The percentage of the ERDF and the external financing instruments of the Union to be reimbursed for technical assistance shall be as follows:	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	316
(a) for internal cross-border cooperation Interreg programmes supported by the ERDF: 6%;	<u>Amendment 133</u> (a) for internal cross-border cooperation Interreg programmes supported by the ERDF: <del>6%</del> 7%;	<i>[no change]</i>	<i>Provisional common understanding</i>  (a) for internal cross-border cooperation Interreg programmes supported by the ERDF: <del>6%</del> 7%;	317
(b) for external cross-border Interreg programmes supported by	<i>[no change]</i>	(b) for <del>external cross border</del> <b>strand D programmes and</b>	<i>Provisional common understanding</i>	318

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
IPA III CBC or NDICI CBC: 10%;		Interreg programmes supported by IPA III CBC or NDICI CBC: 10%;	b) for external cross-border <b>cooperation</b> programmes supported by IPA III CBC or NDICI CBC, <b>for strand B programmes where the support from the ERDF is 50% or less and for strand D programmes, both for the ERDF and for one or more of the external financing instruments of the Union: 10%;</b>  <i>Linked to the provisional common understanding on row 583</i>	
(c) for component 2, 3 and 4 Interreg programmes, both for the ERDF and, where applicable, for the external financing instruments of the Union: 7%.	<u>Amendment 134</u> (c) for component 2, 3 and 4 Interreg programmes, both for the ERDF and, where applicable, for the external financing instruments of the Union: <del>7%</del> <b>8 %</b> .	(c) for <del>component 2, 3 and 4</del> <b>Interreg programmes strands B and C</b> , both for the ERDF and, where applicable, for the external financing instruments of the Union: 7%.	<i>Provisional common understanding</i>  (c) for <del>component 2, 3 and 4</del> <b>for Interreg strand B programmes where the support from the ERDF is more than 50% and for strand C programmes</b> , both for the ERDF and, where applicable, <b>for one or more</b> of the external financing instruments of the Union: <del>7</del> <b>8 %</b> .  <i>Linked to the provisional common understanding on row 583</i>	319
3. For Interreg programmes with a total allocation between EUR 30 000 000 and EUR 50 000 000 the amount resulting from the percentage for technical assistance shall be increased by an additional amount of EUR 500 000. The Commission shall add that amount to the first interim payment.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	320

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
4. For Interreg programmes with a total allocation below EUR 30 000 000, the amount needed for technical assistance expressed in EUR and the resulting percentage shall be fixed in the Commission decision approving the Interreg programme concerned.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	321
CHAPTER IV Monitoring, evaluation and communication	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	322
Section I Monitoring	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	323
<i>Article 27</i> <i>Monitoring committee</i> <sup>49</sup>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	324
1. The Member States and, where applicable, the third countries, partner countries and OCTs participating in that programme shall set up, in agreement with the managing authority, a committee to monitor implementation of the respective Interreg programme ('monitoring committee') within three months of the date of notification to the Member States of the Commission decision adopting an Interreg programme,	<u>Amendment 135</u> 1. The Member States and, where applicable, the third countries, partner countries, <del>and OCTs</del> <b>OCTs or regional integration cooperation organisations</b> participating in that programme shall set up, in agreement with the managing authority, a committee to monitor implementation of the respective Interreg programme ('monitoring committee') within three months of the date of notification to the Member States of the Commission decision adopting an Interreg	<i>[no change]</i>	<i>Provisional common understanding</i>  1. The Member States and, where applicable, the third countries, partner countries and OCTs participating in that programme shall set up, in agreement with the managing authority, a committee to monitor implementation of the respective Interreg programme ('monitoring committee') within three months of the date of notification to the Member States of the Commission decision <del>adopting</del> <b>approving</b> an Interreg programme,  <i>Technical correction: "adopting" is replaced with "approving"</i>	

<sup>49</sup> Recital 21, on which the EP adopted an am, is linked to article 16-22, 27-29, 34, 35, 44-48 and 52.

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
	programme,			325
2. The monitoring committee shall be chaired by a representative of the Member State hosting the managing authority or of the managing authority.	Amendment 136 <del>2. The monitoring committee shall be chaired by a representative of the Member State hosting the managing authority or of the managing authority. deleted</del>	<del>2. The monitoring committee shall be chaired by a representative of the Member State hosting the managing authority or of the managing authority.</del>	Provisional common understanding  <del>2. The monitoring committee shall be chaired by a representative of the Member State hosting the managing authority or of the managing authority.</del>	326
Where the rules of procedure of the monitoring committee establish a rotating chair, the monitoring committee may be chaired by a representative of a third country, partner country or OCT, and co-chaired by a representative of the Member State or of the managing authority, and <i>vice-versa</i> .	<del>Where the rules of procedure of the monitoring committee establish a rotating chair, the monitoring committee may be chaired by a representative of a third country, partner country or OCT, and co-chaired by a representative of the Member State or of the managing authority, and vice-versa.</del>	<del>Where the rules of procedure of the monitoring committee establish a rotating chair, the monitoring committee may be chaired by a representative of a third country, partner country or OCT, and co-chaired by a representative of the Member State or of the managing authority, and vice-versa.</del>	Provisional common understanding  Where the rules of procedure of the monitoring committee establish a rotating chair, the monitoring committee may be chaired by a representative of a third country, partner country or OCT, and co-chaired by a representative of the Member State or of the managing authority, and <i>vice-versa</i> .	327
3. Each member of the monitoring committee shall have the right to vote.	[no change]	<del>3. Each member of the monitoring committee shall have the right to vote.</del>	Provisional common understanding  <del>3. Each member of the monitoring committee shall have the right to vote.</del>	328
4. Each monitoring committee shall adopt its rules of procedure during its first meeting.	[no change]	4. Each monitoring committee shall adopt its rules of procedure during its first meeting.	Provisional common understanding  4. Each monitoring committee shall adopt its rules of procedure during its first meeting.	329
The rules of procedure of the monitoring committee and, where applicable, of the steering committee shall prevent any situation of conflict of interest when selecting Interreg operations.	[no change]	The rules of procedure of the monitoring committee and, where applicable, of the steering committee shall <del>prevent</del> <b>include provisions regarding the prevention of</b> any situation of conflict of interest when selecting	Provisional common understanding  The rules of procedure of the monitoring committee and, where applicable, of the steering committee shall prevent any situation of conflict of interest when selecting Interreg operations and <b>shall</b>	330

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
		Interreg operations-, <b>the voting rights and the rules for attending the meetings.</b>	<b>include provisions regarding voting rights and rules for attending the meetings.</b>	
5. The monitoring committee shall meet at least once a year and shall review all issues that affect the programme's progress towards achieving its objectives.	[no change]	[no change]	Provisional common understanding  [no change]	331
6. The managing authority shall publish the rules of procedures of the monitoring committee and all the data and information shared with the monitoring committee on the website referred to in Article 35(2).	<u>Amendment 137</u> 6. The managing authority shall publish the rules of procedures of the monitoring committee <del>and all the</del> , <b>the summary of</b> data and information <b>as well as all the decisions</b> shared with the monitoring committee on the website referred to in Article 35(2).	6. The managing authority shall publish the rules of procedures of the monitoring committee and <del>all the data and information shared</del> <b>with approved by</b> the monitoring committee on the website referred to in Article 35(2).	Provisional common understanding  6. The managing authority shall publish the rules of procedures of the monitoring committee and <b>both a summary of all the</b> data and information, <b>including decisions, shared with approved by</b> the monitoring committee on the website referred to in Article 35(2).	332
<i>Article 28 Composition of the monitoring committee<sup>50</sup></i>	[no change]	[no change]	Provisional common understanding [no change]	333
1. The composition of the monitoring committee of each Interreg programme shall be agreed by the Member States and, where applicable, by the third countries, partner countries and OCTs participating in that programme and shall ensure a balanced representation of the relevant authorities, intermediate bodies and representatives of the programme	<u>Amendment 138</u> The composition of the monitoring committee of each Interreg programme <del>shall</del> <b>may</b> be agreed by the Member States and, where applicable, by the third countries, partner countries and OCTs participating in that programme and shall <del>ensure</del> <b>aim for</b> a balanced representation of the relevant authorities, intermediate bodies and	1. The composition of the monitoring committee of each Interreg programme shall be agreed by the Member States and, where applicable, by the third countries, partner countries and OCTs participating in that programme and shall ensure a balanced representation of the relevant authorities, <b>including</b> intermediate bodies, and representatives of the	Provisional common understanding  1. The composition of the monitoring committee of each Interreg programme shall be agreed by the Member States and, where applicable, by the third countries, partner countries and OCTs participating in that programme and shall ensure a balanced representation of: – the relevant authorities, <b>including</b> intermediate bodies;	334

<sup>50</sup> Recital 21, on which the EP adopted an am, is linked to article 16-22, 27-29, 34, 35, 44-48 and 52.

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
partners referred to in Article [6] of Regulation (EU) [new CPR] from Member States, third countries, partner countries and OCTs.	representatives of the programme partners referred to in Article [6] of Regulation (EU) [new CPR] from Member States, third countries, partner countries and OCTs.	programme partners referred to in Article [6] of Regulation (EU) [new CPR] from Member States, third countries, partner countries and OCTs.	<ul style="list-style-type: none"> <li>– <b>bodies jointly set up in the whole programme area or covering a part thereof, including EGTCs;</b> and</li> <li>– representatives of the programme partners referred to in Article [6] of Regulation (EU) [new CPR] from Member States, third countries, partner countries and OCTs.</li> </ul>	
The composition of the monitoring committee shall take into account the number of participating Member States, third countries, partner countries and OCTs in the Interreg programme concerned.	<u>Amendment 139</u> <del>The composition of the monitoring committee shall take into account the number of participating Member States, third countries, partner countries and OCTs in the Interreg programme concerned.</del> <i>deleted</i>	<i>[no change]</i>	Provisional common understanding  <i>[EP amendment 139 withdrawn]</i>  <i>[no change]</i>	335
The monitoring committee shall also include representatives of bodies jointly set up in the whole programme area or covering a part thereof, including EGTCs.	<u>Amendment 140</u> The monitoring committee shall also include representatives of <b>regions and local governments as well as other</b> bodies jointly set up in the whole programme area or covering a part thereof, including EGTCs.	The monitoring committee <del>shall</del> <b>may</b> also include representatives of bodies jointly set up in the whole programme area or covering a part thereof, including EGTCs.	Provisional common understanding  <del>The monitoring committee shall also include representatives of bodies jointly set up in the whole programme area or covering a part thereof, including EGTCs.</del> <i>Moved to row 334</i>	336
2. The managing authority shall publish a list of the members of the monitoring committee on the website referred to in Article 35(2).	<u>Amendment 141</u> 2. The managing authority shall publish a list of <del>the</del> <b>authorities or bodies appointed as</b> members of the monitoring committee on the website referred to in Article 35(2).	<i>[no change]</i>	Provisional common understanding  <i>[EP amendment 141 withdrawn]</i>  <i>[no change]</i>	337
3. Representatives of the Commission shall participate in the	<u>Amendment 142</u> 3. Representatives of the	<i>[no change]</i>	Provisional common understanding	338



Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
work of the monitoring committee in an advisory capacity.	Commission <del>shall</del> <i>may</i> participate in the work of the monitoring committee in an advisory capacity.		[no change] [EP amendment 142 withdrawn]	
	<u>Amendment 143</u> <b>3 a. Representatives of bodies established throughout the area of the programme or which cover a part of it, including EGTCs, may participate in the work of the monitoring committee in an advisory capacity.</b>		Provisional common understanding [no change] [EP amendment 143 withdrawn]	339
<i>Article 29 Functions of the monitoring committee<sup>51</sup></i>	[no change]	[no change]	Provisional common understanding [no change]	340
1. The monitoring committee shall examine:	[no change]	[no change]	Provisional common understanding [no change]	341
(a) the progress in programme implementation and in achieving the milestones and targets of the Interreg programme;	[no change]	[no change]	Provisional common understanding [no change]	342
(b) any issues that affect the performance of the Interreg programme and the measures taken to address those issues;	[no change]	[no change]	Provisional common understanding [no change]	343
(c) with regard to financial instruments, the elements of the <i>ex ante</i> assessment listed in Article [52(3)] of Regulation (EU) [new CPR] and the strategy document referred to in Article [53(2)] of that	[no change]	(c) with regard to financial instruments, the elements of the <i>ex ante</i> assessment listed in Article [52(3)] of Regulation (EU) [new CPR] and the strategy document referred to in Article [53(2)] of	Provisional common understanding  (c) with regard to financial instruments, the elements of the <i>ex ante</i> assessment listed in Article [52(3)] of Regulation (EU) [new CPR] and the	344

<sup>51</sup> Recital 21, on which the EP adopted an am, is linked to article 16-22, 27-29, 34, 35, 44-48 and 52.

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
Regulation;		that Regulation;	strategy document referred to in Article [53(21)] of that Regulation;	
(d) the progress made in carrying out evaluations, syntheses of evaluations and any follow-up given to findings;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	345
(e) the implementation of communication and visibility actions;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	346
(f) the progress in implementing Interreg operations of strategic importance and, where applicable, of large infrastructure projects;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	347
(g) the progress in administrative capacity building for public institutions and beneficiaries, where relevant.	<u>Amendment 144</u> (g) the progress in administrative capacity building for public institutions and beneficiaries, where relevant <b>and propose any further support measures if necessary.</b>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[EP amendment 144 withdrawn]</i>  <i>[no change]</i>	348
2. In addition to its tasks concerning the selection of operations listed in Article 22, the monitoring committee shall approve:	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	349
(a) the methodology and criteria used for the selection of operations, including any changes thereto, after consultation with the Commission pursuant to Article 22(2), without prejudice to [points (b), (c) and (d) of Article 27(3)] of Regulation (EU) [new CPR];	<u>Amendment 145</u> (a) the methodology and criteria used for the selection of operations, including any changes thereto, after <del>consultation with</del> <b>notifying</b> the Commission pursuant to Article 22(2) of this Regulation, without prejudice to [points (b), (c)	(a) the methodology and criteria used for the selection of operations, including any changes thereto, <del>after consultation with the Commission pursuant to Article 22(2)</del> , without prejudice to [points (b), (c) and (d) of Article 27(3)] of Regulation (EU) [new	<i>Provisional common understanding</i>  (a) the methodology and criteria used for the selection of operations, including any changes thereto, after <del>consultation with</del> <b>notifying</b> he Commission, <b>where requested</b> , pursuant to Article 22(2) of this Regulation, without prejudice to [points (b),	350

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
	and (d)of Article 27(3)] of Regulation (EU) [new CPR];	CPR];	(c) and (d)of Article 27(3)] of Regulation (EU) [new CPR];	
(b) the evaluation plan and any amendment thereto;	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i>	351
(c) any proposal by the managing authority for the amendment of the Interreg programme including for a transfer in accordance with Article 19(5);	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i>	352
(d) the final performance report.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i>	353
<i>Article 30 Review<sup>52</sup></i>	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i>	354
1. A review may be organised by the Commission to examine the performance of Interreg programmes.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i>	355
The review may be carried out in writing.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i>	356
2. At the request of the Commission, the managing authority shall, within one month, provide the Commission with the information on the elements listed in Article 29(1):	<u>Amendment 146</u> 2. At the request of the Commission, the managing authority shall, within <del>one month</del> <b>three months</b> , provide the Commission with the information on the elements listed in Article 29(1):	2. At the request of the Commission, the managing authority shall, within <del>one month</del> <b>two months</b> , provide the Commission with <del>the</del> <b>concise and updated</b> information <del>on</del> <b>related to</b> the <del>elements listed</del> <b>progress in</b> Article 29(1): <b>programme implementation.</b>	Provisional common understanding <i>Aligned with CPR Block 3</i>  At the request of the Commission, the managing authority shall, within one month, provide the Commission with <del>the</del> <b>concise</b> information on the elements listed in Article 29(1). <b>This information shall be based on the most recent data available</b>	357

<sup>52</sup> Recital 25 is linked to article.30-34

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
			<b>to the Member States and, and, where applicable, third countries, partner countries and OCTs.</b>	
(a) progress in programme implementation and in achieving the milestones and targets, any issues affecting the performance of the respective Interreg programme and the actions taken to address them;	<i>[no change]</i>	<del>(a) — progress in programme implementation and in achieving the milestones and targets, any issues affecting the performance of the respective Interreg programme and the actions taken to address them;</del>	Provisional common understanding  <i>Aligned with CPR Block 3</i>  <del>(a) — progress in programme implementation and in achieving the milestones and targets, any issues affecting the performance of the respective Interreg programme and the actions taken to address them;</del>	358
(b) progress made in carrying out evaluations, syntheses of evaluations and any follow-up given to findings	<i>[no change]</i>	<del>(b) — progress made in carrying out evaluations, syntheses of evaluations and any follow-up given to findings</del>	Provisional common understanding  <i>Aligned with CPR Block 3</i>  <del>(b) — progress made in carrying out evaluations, syntheses of evaluations and any follow-up given to findings</del>	359
(c) the progress in the administrative capacity building of public authorities and beneficiaries.	<i>[no change]</i>	<del>(c) — the progress in the administrative capacity building of public authorities and beneficiaries.</del>	Provisional common understanding  <i>Aligned with CPR Block 3</i>  <del>(c) — the progress in the administrative capacity building of public authorities and beneficiaries.</del>	360
3. The outcome of the review shall be recorded in agreed minutes.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	361
4. The managing authority shall follow-up issues raised by the Commission and inform the	<i>[no change]</i>	4. The managing authority shall follow-up issues raised <del>by the Commission</del> <b>during the review,</b>	Provisional common understanding  <i>[Council amendment withdrawn]</i>	362

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
Commission within three months of the measures taken.		<b>which significantly affect the implementation of the programme</b> and inform the Commission within three months of the measures taken.	<i>[no change]</i>	
<i>Article 31 Transmission of data<sup>53</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	363
1. Each managing authority shall electronically transmit to the Commission cumulative data for the respective Interreg programme by 31 January, 31 March, 31 May, 31 July, 30 September and 30 November of each year in accordance with the template in Annex [VII] to Regulation (EU) [new CPR].	<u>Amendment 147</u> Each managing authority shall electronically transmit to the Commission cumulative data for the respective Interreg programme <b>pursuant to point (a) of Article 31(2) of this Regulation</b> by 31 January, 31 March, 31 May, 31 July, <b>May and</b> 30 September and 30 November of each year <b>as well as data pursuant to point (b) of Article 31(2) of this Regulation once a year</b> in accordance with the template in Annex [VII] to Regulation (EU) [new CPR].	1. Each managing authority shall electronically transmit to the Commission cumulative data for the respective Interreg programme by 31 January, <del>31 March, 31 May</del> <b>30 April</b> , 31 July, <del>30 September</del> <b>31 October</b> of each year in accordance with the template in Annex [VII] to Regulation (EU) [new CPR], <b>with the exception of the information required in point (b) of paragraph 2 and in paragraph 3 that should be reported by 31 January and 31 July of each year.</b>	<i>Provisional common understanding</i>  1. Each managing authority shall electronically transmit to the Commission cumulative data for the respective Interreg programme by 31 January, <del>31 March, 31 May</del> <b>30 April</b> , 31 July, <del>30 September</del> <b>31 October</b> of each year in accordance with the template in Annex [VII] to Regulation (EU) [new CPR], <b>with the exception of the information required in point (b) of paragraph 2 and in paragraph 3 that should be reported by 31 January and 31 July of each year.</b>	364
	<u>Amendment 148</u> <b>The transmission of data shall be carried out using existing data-reporting systems insofar as those systems have proven to be reliable during the previous programming period.</b>		<i>Provisional common understanding</i>  <i>Included in recital 25.</i>  <i>[EP amendment 148 withdrawn]</i>	365
The first transmission shall be due by 31 January 2022 and the last one	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>	366

<sup>53</sup> Recital 25 is linked to article.30-34

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
by 31 January 2030.			<i>[no change]</i>	
2. The data referred to in paragraph 1 shall be broken down for each priority by specific objective and shall refer to:	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	367
(a) the number of selected Interreg operations, their total eligible cost, the contribution from the respective Interreg fund and the total eligible expenditure declared by the partners to the managing authority, all broken down by types of intervention;	<i>[no change]</i>	(a) the number of selected Interreg operations, their total eligible cost, the contribution from the respective Interreg fund and the total eligible expenditure declared by the <b>lead</b> partners to the managing authority, all broken down by types of intervention;	Provisional common understanding  (a) the number of selected Interreg operations, their total eligible cost, the contribution from the respective Interreg fund and the total eligible expenditure declared by the <b>lead</b> partners to the managing authority, all broken down by types of intervention;	368
(b) the values of output and result indicators for selected Interreg operations and values achieved by Interreg operations.	<u>Amendment 149</u> (b) the values of output and result indicators for selected Interreg operations and values achieved by <b>finalised</b> Interreg operations.	<i>[no change]</i>	Provisional common understanding  b) the values of output and result indicators for selected Interreg operations and values achieved by <b>finalised</b> Interreg operations.	369
3. For financial instruments, data shall also be provided on the following:	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	370
(a) eligible expenditure by type of financial product;	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	371
(b) the amount of management costs and fees declared as eligible expenditure;	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	372
(c) the amount, by type of financial product, of private and public resources mobilised in addition to the Funds;	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	373

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
(d) interest and other gains generated by support from the Interreg funds to financial instruments as referred to in Article 54 of Regulation (EU) [new CPR] and resources returned attributable to support from the Interreg funds as referred to in Article 56 of that Regulation.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	374
		<b>(e) total value of loans, equity or quasi-equity investments in final recipients which were guaranteed with programme resources and which were actually disbursed to final recipients.</b>	<i>Provisional common understanding</i>  <b>(e) total value of loans, equity or quasi-equity investments in final recipients which were guaranteed with programme resources and which were actually disbursed to final recipients.</b>	375
4. The data submitted in accordance with this Article shall be up-to-date as of the end of the month preceding the month of submission.	<i>[no change]</i>	4. The data submitted in accordance with this Article shall be <del>up-to-date</del> <b>reliable and reflect the data available in the electronic system referred to in Article 66 (1)(e) of Regulation (EU) [new CPR]</b> as of the end of the month preceding the month of submission.	<i>Provisional common understanding</i>  <i>Aligned with CPR Block 3</i>  4. The data submitted in accordance with this Article shall be <del>up-to-date</del> <b>reliable and reflect the data available in the electronic system referred to in Article 66 (1)(e) of Regulation (EU) [new CPR]</b> as of the end of the month preceding the month of submission.	376
5. The managing authority shall publish all the data transmitted to the Commission on the website referred to in Article 35(2).	<i>[no change]</i>	5. The managing authority shall publish <b>or provide a link to</b> all the data transmitted to the Commission on the website referred to in Article 35(2).	<i>Provisional common understanding</i>  5. The managing authority shall publish <b>or provide a link to</b> all the data transmitted to the Commission on the website referred to in Article 35(2).	377

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
<i>Article 32 Final performance report<sup>54</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	378
1. Each managing authority shall submit to the Commission a final performance report on the respective Interreg programme by 15 February 2031.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	379
The final performance report shall be submitted using the template established in accordance with Article [38(5)] of Regulation (EU) [new CPR].	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	380
2. The final performance report shall assess the achievement of programme objectives based on the elements listed in Article 29 with the exception of point (c) of paragraph 1 thereof.	<i>[no change]</i>	2. The final performance report shall assess the achievement of programme objectives based on the elements listed in Article 29 with the exception of point (c) of paragraph 1 <b>and point (d) of paragraph 2</b> thereof.	<i>Provisional common understanding</i>  2. The final performance report shall assess the achievement of programme objectives based on the elements listed in Article 29 with the exception of point (c) of paragraph 1 <b>and point (d) of paragraph 2</b> thereof.	381
3. The Commission shall examine the final performance report and inform the managing authority of any observations within five months of the date of receipt of that report. Where such observations are made, the managing authority shall provide all necessary information with regard to those observations and, where appropriate, inform the Commission, within three	<i>[no change]</i>	3. The Commission shall examine the final performance report and inform the managing authority of any observations within five months of the date of receipt of <del>that report</del> <b>that report</b> . Where such observations are made, the managing authority shall provide all necessary information with regard to those observations and, where appropriate, inform the	<i>Provisional common understanding</i>  3. The Commission shall examine the final performance report and inform the managing authority of any observations within five months of the date of receipt of <del>that report</del> <b>that report</b> . Where such observations are made, the managing authority shall provide all necessary information with regard to those observations and, where appropriate,	382

<sup>54</sup> Recital 25 is linked to article.30-34



Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
months, of measures taken. The Commission shall inform the Member State of the acceptance of the report.		Commission, within three months, of measures taken. The Commission shall inform the <del>Member State of the acceptance of the report</del> <b>managing authority of the acceptance of the report within two months after receiving all necessary information from the managing authority. Where the Commission does not inform the managing authority within those deadlines, the report shall be deemed to be accepted.</b>	inform the Commission, within three months, of measures taken. The Commission shall inform the <del>Member State of the acceptance of the report</del> <b>managing authority of the acceptance of the report within two months of receiving all necessary information from the managing authority. Where the Commission does not inform the managing authority within those deadlines, the report shall be deemed to be accepted.</b>	
4. The managing authority shall publish the final performance report on the website referred to in Article 35(2).	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	383
<i>Article 33</i> <i>Indicators for the European territorial cooperation goal (Interreg)<sup>55</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	384
1. Common output and common result indicators, as set out in Annex [I] to Regulation (EU) [new ERDF], and, where necessary, programme-specific output and result indicators shall be used in accordance with Article [12(1)] of Regulation (EU) [new CPR], and point (d)(ii) of Article 17(3) and point (b) of Article 31(2) of this	<u>Amendment 150</u> 1. Common output and common result indicators, as set out in Annex [I] to Regulation (EU) [new ERDF], and, where necessary, <del>programme-specific output and result indicators</del> <b>which are found to be most suited to measure progress towards the goals of the European territorial cooperation goal</b>	1. Common output and common result indicators, as set out in Annex [I] to Regulation (EU) [new ERDF], and, where necessary, programme-specific output and result indicators shall be used in accordance with Article [12(1)] of Regulation (EU) [new CPR], and point <del>(d)</del> (ii) of Article 17(34) and point (b) of Article 31(2) of this	<i>Provisional common understanding</i>  1. Common output and common result indicators, as set out in Annex [I] to Regulation (EU) [new ERDF], and, where necessary, programme-specific output and result indicators shall be used in accordance with Article [12(1)] of Regulation (EU) [new CPR], and point <del>(d)</del> (ii) of Article 17(34) and point (b) of Article 31(2)	385

<sup>55</sup> Recital 25 is linked to article.30-34

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
Regulation.	<i>(Interreg) programme</i> , shall be used in accordance with Article[12(1)] of Regulation (EU) [new CPR], and point <del>(d)</del> (e)(ii) of Article <del>17(3)</del> 17(4) and point (b) of Article 31(2) of this Regulation.	Regulation.	of this Regulation.	
	Amendment 151 <b>1 a. Where necessary and in cases duly justified by the managing authority, programme-specific output and result indicators shall be used in addition to the indicators which were selected in accordance with the paragraph 1 .</b>		<i>Provisional common understanding</i>  <i>Deletion of “and in cases duly justified” open for alignment with ERDF /CF</i>  <b>1 a. Where necessary <del>and in cases duly justified by the managing authority</del>, programme-specific output and result indicators shall be used in addition to the indicators which were selected in accordance with the paragraph 1 .</b>  <b>All common output and result indicators listed in table 2 of the Annex [I] to Regulation (EU) [new ERDF/CF] may also be used by specific objectives under any of the policy objectives 1 to 5 or under the Interreg-specific objectives set out in Article 14(4) and (5) of this Regulation, when relevant.</b>	386
2. For output indicators, baselines shall be set at zero. The milestones set for 2024 and targets set for 2029 shall be cumulative.	[no change]	[no change]	<i>Provisional common understanding to be</i>  [no change]	387
Section II Evaluation and communication	[no change]	[no change]	<i>Provisional common understanding</i> [no change]	388
Article 34	[no change]	[no change]	<i>Provisional common understanding</i>	389

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
<i>Evaluation during the programming period<sup>56</sup></i>			<i>[no change]</i>	
1. The managing authority shall carry out evaluations of each Interreg programme. Each evaluation shall assess the programme's effectiveness, efficiency, relevance, coherence and EU added value with the aim to improve the quality of the design and implementation of the respective Interreg programme.	<u>Amendment 152</u> 1. The managing authority shall carry out evaluations of each Interreg programme, <b>no more than once a year</b> . Each evaluation shall assess the programme's effectiveness, efficiency, relevance, coherence and EU added value with the aim to improve the quality of the design and implementation of the respective Interreg programme.	1. The managing authority shall carry out evaluations of each Interreg programme. <del>Each evaluation shall assess</del> <b>related to one or more of the programme's following criteria:</b> effectiveness, efficiency, relevance, coherence, and EU added value with the aim to improve the quality of the design and implementation of the respective Interreg programme. <b>Evaluations may also cover other relevant criteria and may cover more than one Interreg programme.</b>	<i>Provisional common understanding</i> <i>Aligned with CPR Block 3, art.39(1)</i>  1. <b>The Member State or the managing authority shall carry out evaluations of the programme. Each evaluation shall assess the programme's programmes related to one or more of the following criteria:</b> effectiveness, efficiency, relevance, coherence and EU added value with the aim to improve the quality of the design and implementation of programmes. <b>Evaluations may also cover other relevant criteria, such as inclusiveness, non-discrimination and visibility, and may cover more than one programme.</b>	390
2. In addition, the managing authority shall carry out an evaluation for each Interreg programme to assess its impact by 30 June 2029.	<i>[no change]</i>	2. In addition, <del>the managing authority shall carry out an</del> evaluation for each Interreg programme to assess its impact <b>shall be carried out</b> by 30 June 2029.	<i>Provisional common understanding</i> <i>Aligned with CPR Block 3, art.39(2)</i>  2. In addition, <del>the managing authority shall carry out an</del> evaluation for each programme to assess its impact <b>shall be carried out</b> by 30 June 2029.	391
3. The managing authority	<i>[no change]</i>	3. <del>The managing</del>	<i>Provisional common understanding</i>	392

<sup>56</sup> Recital 21, on which the EP adopted an am, is linked to article 16-22, 27-29, 34, 35, 44-48 and 52.  
Recital 25 is linked to article.30-34

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
shall entrust evaluations to functionally independent experts.		<del>authority</del> Evaluations shall <del>entrust</del> <del>evaluations</del> be entrusted to internal or external experts functionally independent experts.	Aligned with CPR Block 3, Art.39(3)  3. <del>The managing authority</del> Evaluations shall <del>entrust evaluations</del> be entrusted to internal or external experts who are functionally independent experts.	
4. The managing authority shall ensure the necessary procedures to produce and collect the data necessary for evaluations.	<u>Amendment 153</u> 4. The managing authority shall <i>aims to</i> ensure the necessary procedures to produce and collect the data necessary for evaluations.	[no change]	Provisional common understanding  Aligned with CPR Block 3, art.39(4)CPR  [no change]	393
5. The managing authority shall draw up an evaluation plan that may cover more than one Interreg programme.	[no change]	[no change]	Provisional common understanding  [no change]	394
6. The managing authority shall submit the evaluation plan to the monitoring committee no later than one year after the approval of the Interreg programme.	[no change]	[no change]	Provisional common understanding  [no change]	395
7. The managing authority shall publish all evaluations on the website referred to in Article 35(2).	[no change]	[no change]	Provisional common understanding  [no change]	396
<i>Article 35 Responsibilities of managing authorities and partners with regard to transparency and communication<sup>57</sup></i>	[no change]	[no change]	Provisional common understanding [no change]	397

<sup>57</sup> Recital 21, on which the EP adopted an am, is linked to article 16-22, 27-29, 34, 35, 44-48 and 52.  
Recital 23, on which the EP adopted an am, is linked to article 24, 35(5).

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
1. Each managing authority shall identify a communication officer for each Interreg programme under its responsibility.	<i>[no change]</i>	1. Each managing authority shall identify a communication officer for each Interreg programme <del>under its responsibility</del> (' <b>Interreg programme communication officer</b> '), who may be responsible for more than one programme.	Provisional common understanding  1. Each managing authority shall identify a communication officer for each Interreg programme <del>under its responsibility</del> (' <b>Interreg programme communication officer</b> '), who may be responsible for more than one programme.	398
2. The managing authority shall ensure that, within six months of the Interreg programme's approval, there is a website where information on each Interreg programme under its responsibility is available, covering the programme's objectives, activities, available funding opportunities and achievements.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	399
3. Article [44(2) to (7)] of Regulation (EU) [new CPR] on the responsibilities of the managing authority shall apply.	<u>Amendment 154</u> 3. Article [44(2) to <del>(7)</del> (6)] of Regulation (EU) [new CPR] on the responsibilities of the managing authority shall apply.	3. Article [44(2) to <del>(7)</del> (6)] of Regulation (EU) [new CPR] on the responsibilities of the managing authority shall apply.	Provisional common understanding  3. Article [44(2) to <del>(7)</del> (6)] of Regulation (EU) [new CPR] on the responsibilities of the managing authority shall apply.	400
4. Each partner of an Interreg operation or each body implementing a financing instrument shall acknowledge support from an Interreg fund, including resources reused for financial instruments in accordance with Article [56] of Regulation (EU) [new CPR], to the Interreg operation by:	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	401

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
(a) providing on the partner's professional website, where such a website exists, a short description of the Interreg operation, proportionate to the level of support provided by an Interreg fund, including its aims and results, and highlighting the financial support from the Union;	<i>[no change]</i>	(a) providing on the partner's <del>professional</del> <b>official website or social media sites</b> , where such a <del>website exists</del> <b>sites exist</b> , a short description of the Interreg operation, proportionate to the level of support provided by an Interreg fund, including its aims and results, and highlighting the financial support from the <del>Union</del> <b>Interreg fund</b> ;	<i>Provisional common understanding</i>  (a) providing on the partner's <del>professional</del> <b>official website or social media sites</b> , where such a <del>website exists</del> <b>sites exist</b> , a short description of the Interreg operation, proportionate to the level of support provided by an Interreg fund, including its aims and results, and highlighting the financial support from the <del>Union</del> <b>Interreg fund</b> ;	402
(b) providing a statement highlighting the support from an Interreg fund in a visible manner on documents and communication material relating to the implementation of the Interreg operation, used for the public or for participants;	<i>[no change]</i>	(b) providing a statement highlighting the support from an Interreg fund in a visible manner on documents and communication material relating to the implementation of the Interreg operation, <del>used</del> <b>intended</b> for the <b>general</b> public or for participants;	<i>Provisional common understanding</i>  (b) providing a statement highlighting the support from an Interreg fund in a visible manner on documents and communication material relating to the implementation of the Interreg operation, <del>used</del> <b>intended</b> for the <b>general</b> public or for participants;	403
(c) publicly displaying public plaques or billboards as soon as the physical implementation of an Interreg operation involving physical investment or the purchase of equipment starts, the total cost of which exceeds EUR 100 000;	<u>Amendment 155</u> (c) publicly displaying public plaques or billboards as soon as the physical implementation of an Interreg operation involving physical investment or the purchase of equipment starts, the total cost of which exceeds EUR <del>100 000</del> <b>50 000</b> ;	(c) publicly displaying <del>public</del> plaques or billboards as soon as the physical implementation of an Interreg operation involving physical investment or the purchase of equipment starts, the total cost of which exceeds EUR 100 000;	<i>Provisional common understanding</i>  (c) publicly displaying <del>public</del> plaques or billboards as soon as the physical implementation of an Interreg operation involving physical investment or the purchase of equipment starts, the total cost of which exceeds EUR 100 000;	404
(d) for Interreg operations not falling under point (c), publicly displaying at least one printed or electronic display of a minimum size	<u>Amendment 156</u> (d) for Interreg operations not falling under point (c), publicly displaying at least one printed or	(d) for Interreg operations not falling under point (c), publicly displaying at least one <del>printed</del> <b>poster of a minimum size A3</b> or	<i>Provisional common understanding</i>  (d) for Interreg operations not falling under point (c), publicly displaying at least	405

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
A3 with information about the Interreg operation highlighting the support from an Interreg fund;	<b>and, where applicable,</b> electronic display of a minimum size <del>A3</del> <b>A2</b> with information about the Interreg operation highlighting the support from an Interreg fund;	<b>equivalent</b> electronic display of a <del>minimum size A3</del> with information about the Interreg operation highlighting the support from an Interreg fund; <b>except when the beneficiary is a natural person;</b>	one <del>printed poster of a minimum size A3</del> or <b>equivalent</b> electronic display of a <del>minimum size A3</del> with information about the Interreg operation highlighting the support from an Interreg fund; <b>except when the beneficiary is a natural person;</b>	
(e) for operations of strategic importance and operations whose total cost exceed EUR 10 000 000 organising a communication event and involving the Commission and the responsible managing authority in a timely manner.	<u>Amendment 157</u> (e) for operations of strategic importance and operations whose total cost exceed EUR <del>10 000 000</del> <b>5 000 000</b> organising a communication event and involving the Commission and the responsible managing authority in a timely manner.	(e) for operations of strategic importance and operations whose total cost exceed EUR 10 000 000 organising a communication <del>event</del> <b>activity</b> and involving the Commission and the responsible managing authority in a timely manner.	<i>Provisional common understanding</i>  (e) for operations of strategic importance and operations whose total cost exceed EUR <del>10 000 000</del> <b>5 000 000</b> organising a communication event and involving the Commission and the responsible managing authority in a timely manner.	406
The term 'Interreg' shall be used next to the emblem of the Union in accordance with Article [42] of Regulation (EU) [new CPR].	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	407
5. For small project funds and financial instruments, the beneficiary shall ensure that final recipients comply with the requirements set out in point (c) of paragraph 4.	<i>[no change]</i>	5. For small project funds <del>and financial instruments</del> , the beneficiary shall ensure that final recipients comply with the requirements set out in <del>point (c)</del> of paragraph 4 <b>except for projects where the total cost is under EUR 10 000.</b>	<i>Provisional common understanding</i>  For small project funds and financial instruments, the beneficiary shall ensure <b>by means of the contractual terms</b> that final recipients comply with the requirements <b>to communicate publicly on the Interreg operation</b> <del>set out in point (c) of paragraph 4.</del>	408
		<b>For financial instruments, the beneficiary shall acknowledge the origin and ensure the visibility of the Union funding (in particular when promoting the actions and</b>	<i>Provisional common understanding</i>  <b>For financial instruments, final recipient shall acknowledge the origin and ensure the visibility of the Union funding (in</b>	409

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
		their results), by providing coherent, effective and targeted information to multiple audiences, including the media and the public.	particular when promoting the actions and their results), by providing coherent, effective and targeted information to multiple audiences, including the media and the public.	
6. Where the beneficiary does not comply with its obligations under Article [42] of Regulation (EU) [new CPR] or paragraphs 1 and 2 of this Article, the Member State shall apply a financial correction by cancelling up to 5% of the support from the Funds to the operation concerned.	<u>Amendment 158</u> 6. Where the beneficiary does not comply with its obligations under Article [42] of Regulation (EU) [new CPR] or paragraphs 1 and 2 of this Article, <del>the Member State</del> <b>or does not remedy its omission in good time, the managing authority</b> shall apply a financial correction by cancelling up to 5 % of the support from the Funds to the operation concerned.	6. Where the beneficiary does not comply with its obligations under Article [42] of Regulation (EU) [new CPR] or paragraphs <del>14</del> and <del>25</del> of this Article <b>and where remedial actions have not been put into place</b> , the Member State <del>managing authority</del> shall apply a <del>financial correction</del> <b>measures, taking into account the principle of proportionality</b> , by cancelling up to <del>52</del> % of the support from the Funds to the <del>operation</del> <b>beneficiary</b> concerned.	<i>Provisional common understanding</i>  6. Where <b>remedial actions have not been put into place, the managing authority shall apply measures, taking into account the principle of proportionality, by cancelling up to 2% of the support from the Funds to:</b>  (a) the beneficiary concerned who does not comply with its obligations under Article [42] of Regulation (EU) [new CPR] or paragraphs <del>14</del> and <del>25</del> of this Article, <del>the Member State shall apply a financial correction by cancelling up to 5% of the support from the Funds to the operation concerned;</del> <b>and/or</b>  (b) the final recipient concerned of a small project fund and financial instruments which does not comply with the requirements set out in paragraph 5.	410
		7. Where the final recipient of a small project fund which implements a project with a total cost above EUR 10.000 does not comply with its obligations under	<i>Provisional common understanding</i>  <i>Council amendment implemented in row 410.</i>	411



Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
		<b>Article [42] of Regulation (EU) [new CPR] or paragraphs 4 and 5 of this Article and where remedial actions have not been put into place, the managing authority shall apply measures, taking into account the principle of proportionality, by cancelling up to 2% of the support from the Funds to the final recipient concerned.</b>		
CHAPTER V Eligibility	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	412
Article 36 <i>Rules on eligibility of expenditure</i> <sup>58</sup>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	413
1. All or part of an Interreg operation may be implemented outside of a Member State, including outside the Union, provided that the Interreg operation contributes to the objectives of the respective Interreg programme.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	414
2. Without prejudice to the eligibility rules laid down in Articles [57 to 62] of Regulation (EU) [new CPR], Articles [4 and 6] of Regulation (EU) [new ERDF] or in this Chapter, including in acts adopted thereunder, the participating Member States and, where applicable, third countries, partner	<i>[no change]</i>	2. Without prejudice to the eligibility rules laid down in Articles [57 to 62] of Regulation (EU) [new CPR], Articles [4 and 6] of Regulation (EU) [new ERDF] or in this Chapter, including in acts adopted thereunder, the participating Member States and, where applicable, third countries,	<i>Provisional common understanding</i>  2. Without prejudice to the eligibility rules laid down in Articles [57 to 62] of Regulation (EU) [new CPR], Articles [4 and 6] of Regulation (EU) [new ERDF] or in this Chapter, including in acts adopted thereunder, the participating Member States and, where applicable, third countries,	415

<sup>58</sup> Recital 26 is linked to article 36-43

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
countries and OCTs shall, by a joint decision in the monitoring committee, only establish additional rules on eligibility of expenditure for the Interreg programme on categories of expenditure not covered by those provisions. Those additional rules shall cover the programme area as a whole.		partner countries and OCTs shall, by a joint decision in the monitoring committee, only establish additional rules on eligibility of expenditure for the Interreg programme on categories of expenditure not covered by those provisions. Those additional rules shall cover the <b>Interreg</b> programme-area as a whole.	partner countries and OCTs shall, by a joint decision in the monitoring committee, only establish additional rules on eligibility of expenditure for the Interreg programme on categories of expenditure not covered by those provisions. Those additional rules shall cover the <b>Interreg</b> programme-area as a whole.	
However, where an Interreg programme selects operations based on calls for proposals, those additional rules shall be adopted before the first call for proposals is published. In all other cases, those additional rules shall be adopted before the first operations are selected.	<i>[no change]</i>	However, where an Interreg programme selects operations based on calls for proposals, those additional rules shall be adopted before the <del>first call</del> <b>calls</b> for proposals <del>is</del> <b>are</b> published. In all other cases, those additional rules shall be adopted before <del>the first</del> operations are selected.	<i>Provisional common understanding</i>  However, where an Interreg programme selects operations based on calls for proposals, those additional rules shall be adopted before the <del>first call</del> <b>calls</b> for proposals <del>is</del> <b>are</b> published. In all other cases, those additional rules shall be adopted before <del>the first</del> operations are selected.	416
3. For matters not covered by the eligibility rules laid down in Articles [57 to 62] of Regulation (EU) [new CPR], Articles [4 and 6] of Regulation (EU) [new ERDF] and this Chapter, including in acts adopted thereunder or in rules established in accordance with paragraph 4, the national rules of the Member State and, where applicable, of the third countries, partner countries and OCTs in which the expenditure is incurred shall apply.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  3. For matters not covered by the eligibility rules laid down in Articles [57 to 62] of Regulation (EU) [new CPR], Articles [4 and 6] of Regulation (EU) [new ERDF] and this Chapter, including in acts adopted thereunder or in rules established in accordance with paragraph <del>2-4</del> , the national rules of the Member State and, where applicable, of the third countries, partner countries and OCTs in which the expenditure is incurred shall apply.	417

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
4. In the event of a difference of opinion between the managing authority and the audit authority with regard to the eligibility as such of an Interreg operation selected under the respective Interreg programme, the opinion of the managing authority shall prevail, taking due account of the opinion of the monitoring committee.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	418
5. OCTs shall not be eligible for support from the ERDF under Interreg programmes, but may participate in those programmes under the conditions set out in this Regulation.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	419
<i>Article 37</i> <i>General provisions on eligibility of cost categories<sup>59</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	420
1. The participating Member States and, where applicable, third countries, partner countries and OCTs, may agree in the monitoring committee of an Interreg programme that expenditure falling under one or more of the categories referred to in Articles 38 to 43 shall not be eligible under one or more priorities of an Interreg programme.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	421
2. Any expenditure eligible in accordance with this Regulation,	<i>[no change]</i>	2. Any expenditure eligible in accordance with this Regulation;	<i>Provisional common understanding</i>	422

<sup>59</sup> Recital 26 is linked to article 36-43

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
paid by or on behalf of an Interreg partner, shall relate to the costs of initiating or initiating and implementing an operation or part of an operation.		<del>paid by or on behalf of an Interreg partner,</del> shall relate to the costs of initiating or initiating and implementing an operation or part of an operation.	2. Any expenditure eligible in accordance with this Regulation, <del>paid by or on behalf of an Interreg partner,</del> shall relate to the costs of initiating or initiating and implementing an operation or part of an operation.	
3. The following costs are not eligible:	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>	423
(a) fines, financial penalties and expenditure on legal disputes and litigation;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>	424
(b) costs of gifts, except those not exceeding EUR 50 per gift where related to promotion, communication, publicity or information;	<i>[no change]</i>	(b) costs of gifts, <del>except those not exceeding EUR 50 per gift where related to promotion, communication, publicity or information;</del>	<i>Provisional common understanding</i>  (b) costs of gifts, <del>except those not exceeding EUR 50 per gift where related to promotion, communication, publicity or information;</del>	425
(c) costs related to fluctuation of foreign exchange rate.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>	426
		<b>4. Where the flat rate provided for in Article 51(1) of Regulation (EU) [new CPR] is used to calculate eligible costs other than direct staff costs of an operation, it shall not be applied to direct staff costs calculated on the basis of a flat rate as referred to in point (c) of Article 38(3).</b>	<i>Provisional common understanding</i>  <b>4. Where the flat rate provided for in Article 51(1) of Regulation (EU) [new CPR] is used to calculate eligible costs other than direct staff costs of an operation, it shall not be applied to direct staff costs calculated on the basis of a flat rate as referred to in point (c) of Article 38(3).</b>	427

<b>Commission proposal</b>	<b>European Parliament's First reading (26/3/19)</b>	<b>Council Position (COREPER mandate 29/5/19 and 05/10/20)</b>	<b>Compromise proposal, comments</b>	<b>Rows</b>
<i>Article 38 Staff costs<sup>60</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	428
1. Staff costs shall consist of gross employment costs of staff employed by the Interreg partner in one of the following ways:	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	429
(a) full time;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	430
(b) part-time with a fixed percentage of time worked per month;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	431
(c) part-time with a flexible number of hours worked per month; or	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	432
(d) on an hourly basis.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	433
2. Staff costs shall be limited to the following:	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	434
(a) salary payments related to the activities which the entity would not carry out if the operation concerned was not undertaken, fixed in an employment or work contract, an appointment decision (both hereinafter referred to as 'employment document') or by law, relating to responsibilities specified in the job description of the staff	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	435

<sup>60</sup> Recital 26 is linked to article 36-43

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
member concerned;				
(b) any other costs directly linked to salary payments incurred and paid by the employer, such as employment taxes and social security including pensions as covered by Regulation (EC) No 883/2004 of the European Parliament and of the Council <sup>61</sup> , provided that they are:	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	436
(i) fixed in an employment document or by law;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	437
(ii) in accordance with the legislation referred to in the employment document and with standard practices in the country or the organisation where the individual staff member is actually working or both; and	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	438
(iii) not recoverable by the employer.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	439
With regard to point (a), payments to natural persons working for the Interreg partner under a contract other than an employment or work contract may be assimilated to salary payments and such a contract considered as an employment document.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	440

<sup>61</sup> Regulation (EC) No 883/2004 of the European Parliament and of the Council of 29 April 2004 on the coordination of social security systems (OJ L 166, 30.4.2004, p.1).

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
3. Staff costs may be reimbursed either:	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	441
(a) in accordance with [point (a) of the first subparagraph of Article 48(1)] of Regulation (EU) [new CPR] (proven by the employment document and payslips); or	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	442
(b) under simplified cost options as set out in [points (b) to (e) of the first subparagraph of Article 48(1)] of Regulation (EU) [new CPR]; or	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	443
(c) as a flat rate in accordance with Article [50(1)] of Regulation (EU) [new CPR].	<u>Amendment 159</u> (c) <b><i>direct staff costs of an operation may be calculated at as a flat rate in accordance with Article [50(1)] of Regulation (EU) [new CPR]. of up to 20 % of the direct costs other than the direct staff costs of that operation, without there being a requirement for the Member State to perform a calculation to determine the applicable rate.</i></b>	(c) as a flat rate <b>of up to 20 % of the direct costs other than the direct staff costs of that operation, without there being a requirement for the Member State to perform a calculation to determine the applicable rate or</b>	<i>Provisional common understanding</i>  (c) as a flat rate <del>in accordance with Article [50(1)] of Regulation (EU) [new CPR].</del> <b>of up to 20 % of the direct costs other than the direct staff costs of that operation, without there being a requirement for the Member State to perform a calculation to determine the applicable rate, or</b>	444
		(d) as an hourly rate in accordance with Article [50(1)] of Regulation (EU) [new2], (3) and (4) of CPR; either for direct staff costs of individuals who work on full-time assignment on the operation or for individuals who work on part-time assignment on the operation under point (b)	<i>Provisional common understanding</i>  <i>Linked to CPR</i>  (d) as an hourly rate in accordance with Article [50(1)] of Regulation (EU) [new2], (3) and (4) of CPR; either for direct staff costs of individuals who work on full-time assignment on the operation	445

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
		of paragraph 4 .	or for individuals who work on part-time assignment on the operation under point (b) of paragraph 4 .	
4. Staff costs related to individuals who work on part-time assignment on the operation, shall be calculated as either:	<i>[no change]</i>	4. Staff costs related to individuals who work on part-time assignment on the operation, <del>shall</del> <b>may</b> be calculated as either:	Provisional common understanding  Linked to CPR  4. Staff costs related to individuals who work on part-time assignment on the operation, <del>shall</del> <b>may</b> be calculated as either:	446
(a) a fixed percentage of the gross employment cost in accordance with Article [50(2)] of Regulation (EU) [new CPR]; or	<i>[no change]</i>	(a) a fixed percentage of the gross employment cost in accordance with Article [50(25)] of Regulation (EU) [new CPR]; or	Provisional common understanding  Linked to CPR  (a) a fixed percentage of the gross employment cost in accordance with Article [50(25)] of Regulation (EU) [new CPR]; or	447
(b) a flexible share of the gross employment cost, in line with a number of hours varying from one month to the other worked on the operation, based on a time registration system covering 100 % of the working time of the employee.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  Linked to CPR  <i>[no change]</i>	448
5. For part-time assignments under point (b) of paragraph 4, the reimbursement of staff costs shall be calculated on an hourly rate basis determined either by:	<i>[no change]</i>	<del>5. For part time assignments under point (b) of paragraph 4, the reimbursement of staff costs shall be calculated on an hourly rate basis determined either by:</del>	Provisional common understanding  Linked to CPR  <del>5. For part time assignments under point (b) of paragraph 4, the reimbursement of staff costs shall be calculated on an hourly rate basis determined either by:</del>	449



Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
(a) dividing the monthly gross employment cost by the monthly working time fixed in the employment document expressed in hours; or	<u>Amendment 160</u> (a) Dividing the <i>latest documented</i> monthly gross employment cost by the monthly working time <del>fixed</del> <i>of the person concerned in accordance with applicable law as referred to in the employment document expressed in hours; contract and paragraph 2 (b) of Article 50 of Regulation (EU) .../...[New CPR];</i> or	<del>(a) — dividing the monthly gross employment cost by the monthly working time fixed in the employment document expressed in hours; or</del>	<i>Provisional common understanding</i>  <i>Linked to CPR</i>  <del>(a) — dividing the monthly gross employment cost by the monthly working time fixed in the employment document expressed in hours; or</del>	450
(b) dividing the latest documented annual gross employment cost by 1 720 hours in accordance with [paragraphs 2, 3 and 4 of Article [50] of Regulation (EU) [new CPR].	<i>[no change]</i>	<del>(b) — dividing the latest documented annual gross employment cost by 1 720 hours in accordance with [paragraphs 2, 3 and 4 of Article [50] of Regulation (EU) [new CPR].</del>	<i>Provisional common understanding</i>  <i>Linked to CPR</i>  <del>(b) — dividing the latest documented annual gross employment cost by 1 720 hours in accordance with [paragraphs 2, 3 and 4 of Article [50] of Regulation (EU) [new CPR].</del>	451
6. As regards staff costs related to individuals who, according to the employment document, work on an hourly basis, such costs shall be eligible applying the number of hours actually worked on the operation to the hourly rate agreed in the employment document based on a working time registration system.	<u>Amendment 161</u> 6. As regards staff costs related to individuals who, according to the employment document, work on an hourly basis, such costs shall be eligible applying the number of hours actually worked on the operation to the hourly rate agreed in the employment document based on a working time registration system. <i>If not yet included in the agreed</i>	6. For <del>part-time assignments under staff employed pursuant to point (bd) of paragraph 41,</del> the reimbursement of staff costs shall be calculated on an hourly rate basis <del>determined either shall be multiplied by:</del> As regards staff costs related to individuals who, according to the employment document, work on an hourly basis, such costs shall be eligible applying the number of hours actually	<i>Provisional common understanding</i>  <i>Aligned with Article 50 CPR.</i>  6. For <del>part-time assignments under staff employed pursuant to point (bd) of paragraph 41,</del> the reimbursement of staff costs shall be calculated on an hourly rate basis <del>determined either shall be multiplied by:</del> As regards staff costs related to individuals who, according to the employment document, work on an hourly	452

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
	<i>hourly rate, salary costs as referred to under point (b) of Article 38 (2) may be added to that hourly rate, in line with applicable national law.</i>	worked on the operation <del>to the</del> hourly rate agreed in the employment document based on a working-time registration system.	<del>basis, such costs shall be eligible applying the number of hours actually worked on the operation to the hourly rate agreed in the employment document based on a working time registration system.</del>  <i>Numbering to be adjusted due to deletion of rows 449-451.</i>	
<i>Article 39 Office and administrative costs<sup>62</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	453
Office and administrative costs shall be limited to the following elements:	<u>Amendment 162</u> Office and administrative costs shall be limited to <b>15 % of total direct costs of an operation and to</b> the following elements:	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	454
(a) office rent;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	455
(b) insurance and taxes related to the buildings where the staff is located and to the equipment of the office (e.g. fire, theft insurances);	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	456
(c) utilities (e.g. electricity, heating, water);	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	457
(d) office supplies;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	458
(e) general accounting provided inside the beneficiary organisation;	<i>[no change]</i>	<del>(e) — general accounting provided inside the beneficiary organisation;</del>	<i>Provisional common understanding  (e) — general accounting provided inside</i>	459

<sup>62</sup> Recital 26 is linked to article 36-43

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
(f) archives;	<i>[no change]</i>	<i>[no change]</i>	<del>the beneficiary organisation;</del> Provisional common understanding <i>[no change]</i>	460
(g) maintenance, cleaning and repairs;	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i>	461
(h) security;	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i>	462
(i) IT systems;	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i>	463
(j) communication (e.g. telephone, fax, internet, postal services, business cards);	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i>	464
(k) bank charges for opening and administering the account or accounts where the implementation of an operation requires a separate account to be opened;	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i>	465
(l) charges for transnational financial transactions.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i>	466
		<b>2. Office and administrative costs may be calculated as a fixed percentage of the gross employment cost in accordance with Article [49] of Regulation (EU) [new CPR].</b>	Provisional common understanding <b>2. Office and administrative costs may be calculated as a fixed percentage of the gross employment cost in accordance with Article [49] of Regulation (EU) [new CPR].</b>	467

<b>Commission proposal</b>	<b>European Parliament's First reading (26/3/19)</b>	<b>Council Position (COREPER mandate 29/5/19 and 05/10/20)</b>	<b>Compromise proposal, comments</b>	<b>Rows</b>
<i>Article 40 Travel and accommodation costs<sup>63</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	468
1. Travel and accommodation costs shall be limited to the following elements:	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	469
(a) travel costs (e.g. tickets, travel and car insurance, fuel, car mileage, toll, and parking fees);	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	470
(b) the costs of meals;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	471
(c) accommodation costs;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	472
(d) visa costs;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	473
(e) daily allowances,	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	474
regardless whether such costs are incurred and paid in or outside the programme area.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	475
2. Any element listed in points (a) to (d) of paragraph 1 covered by a daily allowance shall not be reimbursed in addition to the daily allowance.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	476
3. Travel and accommodation costs of external experts and service providers fall under external	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	477

<sup>63</sup> Recital 26 is linked to article 36-43

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
expertise and services costs listed in Article 41.				
4. Direct payment of expenditure for costs under this Article by an employee of the beneficiary shall be supported by a proof of reimbursement by the beneficiary to that employee.	<u>Amendment 163</u> 4. Direct payment of expenditure for costs under this Article by an employee of the beneficiary shall be supported by a proof of reimbursement by the beneficiary to that employee. <b><i>That cost category may be used for the travel expenses of operation staff and other stakeholders for the purpose of implementation and promotion of the Interreg operation and Programme.</i></b>	[no change]	Provisional common understanding  [EP amendment 163 withdrawn]  [no change]	478
5. Travel and accommodation costs of an operation may be calculated at a flat rate of up to 15 % of the direct costs other than the direct staff costs of that operation.	<u>Amendment 164</u> 5. Travel and accommodation costs of an operation may be calculated at a flat rate of up to 15 % of the direct costs other than the direct staff costs of that operation.	5. Travel and accommodation costs of an operation may be calculated at a flat rate of up to 15 % of the direct costs other than the direct staff costs of that operation, <b>without there being a requirement for the Member State to perform a calculation to determine the applicable rate.</b>	Provisional common understanding  5. Travel and accommodation costs of an operation may be calculated at a flat rate of up to 15 % of the direct costs other than the direct staff costs of that operation, <b>without there being a requirement for the Member State to perform a calculation to determine the applicable rate.</b>	479
<i>Articles 41 External expertise and services costs<sup>64</sup></i>	[no change]	[no change]	Provisional common understanding [no change]	480
External expertise and service costs shall be limited to the following services and expertise provided by a	<u>Amendment 165</u> External expertise and service costs shall be <b><i>composed but not</i></b> limited	[no change]	Provisional common understanding  External expertise and service costs shall be	481

<sup>64</sup> Recital 26 is linked to article 36-43

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
public or private law body or a natural person other than the beneficiary of the operation:	to the following services and expertise provided by a public or private law body or a natural person other than the beneficiary, <b>including all partners</b> , of the operation:		limited to the following services and expertise provided by a public or private law body or a natural person other than the beneficiary <b>and all partners</b> of the operation:	
(a) studies or surveys (e.g. evaluations, strategies, concept notes, design plans, handbooks);	[no change]	[no change]	Provisional common understanding  [no change]	482
(b) training;	[no change]	[no change]	Provisional common understanding  [no change]	483
(c) translations;	[no change]	[no change]	Provisional common understanding  [no change]	484
(d) IT systems and website development, modifications and updates;	[no change]	(d) <del>IT systems and website</del> development, modifications and updates <b>to IT systems and website</b> ;	Provisional common understanding  (d) <del>IT systems and website</del> development, modifications and updates <b>to IT systems and website</b> ;	485
(e) promotion, communication, publicity or information linked to an operation or to a cooperation programme as such;	[no change]	(e) promotion, communication, publicity, <b>promotional items and activities</b> or information linked to an operation or to a <del>cooperation</del> programme as such;	Provisional common understanding  (e) promotion, communication, publicity, <b>promotional items and activities</b> or information linked to an operation or to a <del>cooperation</del> programme as such;	486
(f) financial management;	[no change]	[no change]	Provisional common understanding  [no change]	487
(g) services related to the organisation and implementation of events or meetings (including rent,	[no change]	[no change]	Provisional common understanding  [no change]	488

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
catering or interpretation);				
(h) participation in events (e.g. registration fees);	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	489
(i) legal consultancy and notarial services, technical and financial expertise, other consultancy and accountancy services;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	490
(j) intellectual property rights;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	491
(k) verifications under [point (a) of Article 68(1)] of Regulation (EU) [new CPR] and Article 45(1) of this Regulation;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	492
(l) costs for the accounting function on programme level under Article [70] of Regulation (EU) [new CPR] and Article 46 of this Regulation;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	493
(m) audit costs on programme level under Articles [72] and [75] of Regulation (EU) [new CPR] under Articles 47 and 48 of this Regulation;	<i>[no change]</i>	(m) audit costs on programme level under Articles [72] and [75] of Regulation (EU) [new CPR] <b>and</b> under Articles 47 and 48 of this Regulation;	<i>Provisional common understanding</i>  (m) audit costs on programme level under Articles [72] and [75] of Regulation (EU) [new CPR] <b>and</b> under Articles 47 and 48 of this Regulation;	494
(n) the provision of guarantees by a bank or other financial institution where required by Union or national law or in a programming document adopted by the monitoring committee;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	495
(o) travel and accommodation	<u>Amendment 166</u>	<i>[no change]</i>	<i>Provisional common understanding</i>	496

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
for external experts, speakers, chairpersons of meetings and service providers;	(o) travel and accommodation for external experts, <del>speakers, chairpersons of meetings and service providers;</del>		[EP amendment 166 withdrawn] [no change]	
(p) other specific expertise and services needed for operations.	[no change]	[no change]	Provisional common understanding [no change]	497
<i>Article 42 Equipment costs<sup>65</sup></i>	[no change]	[no change]	Provisional common understanding [no change]	498
1. Costs for equipment purchased, rented or leased by the beneficiary of the operation other than those covered by Article 39 shall be limited to the following:	<u>Amendment 167</u> 1. Costs for equipment purchased, rented or leased by the beneficiary of the operation other than those covered by Article 39 shall be <b>composed but not</b> limited to the following:	[no change]	Provisional common understanding [EP amendment 167 withdrawn] [no change]	499
(a) office equipment;	[no change]	[no change]	Provisional common understanding [no change]	500
(b) IT hardware and software;	[no change]	[no change]	Provisional common understanding [no change]	501
(c) furniture and fittings;	[no change]	[no change]	Provisional common understanding [no change]	502
(d) laboratory equipment;	[no change]	[no change]	Provisional common understanding [no change]	503
(e) machines and instruments,	[no change]	[no change]	Provisional common understanding [no change]	504

<sup>65</sup> Recital 26 is linked to article 36-43



Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
(f) tools or devices;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	505
(g) vehicles;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	506
(h) other specific equipment needed for operations.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	507
2. Costs for the purchase of second-hand equipment may be eligible subject to the following conditions:	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	508
(a) no other assistance has been received for it from the Interreg funds or the Funds listed in [point (a) of Article 1(1)] of Regulation (EU) [new CPR];	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	509
(b) this price does not exceed the generally accepted price on the market in question;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	510
(c) it has the technical characteristics necessary for the operation and complies with applicable norms and standards.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	511
<i>Article 43</i> <i>Costs for infrastructure and works<sup>66</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	512
Costs for infrastructure and works shall be limited to the following:	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	513
(a) purchase of land in	<u>Amendment 168</u>	(a) purchase of land in	<i>Provisional common understanding</i>	514

<sup>66</sup> Recital 26 is linked to article 36-43

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
accordance with [point (c) of Article 58(1)] of Regulation (EU) [new CPR];	(a) purchase of land in accordance with [point (e) (b) of Article 58(1)] of Regulation (EU) [new CPR];	accordance with [point (eb) of Article 58(1)] of Regulation (EU) [new CPR];	(a) purchase of land in accordance with [point (eb) of Article 58(1)] of Regulation (EU) [new CPR];	
(b) building permits;	[no change]	[no change]	Provisional common understanding  [no change]	515
(c) building material;	[no change]	[no change]	Provisional common understanding  [no change]	516
(d) labour;	[no change]	[no change]	Provisional common understanding  [no change]	517
(e) specialised interventions (e.g. soil remediation, mine-clearing).	[no change]	[no change]	Provisional common understanding  [no change]	518
CHAPTER VI Interreg programme authorities, management, control and audit	[no change]	[no change]	Provisional common understanding [no change]	519
Article 44 Interreg programme authorities <sup>67</sup>	[no change]	[no change]	Provisional common understanding [no change]	520
1. Member States and, where applicable, third countries, partner countries and OCTs participating in an Interreg programme shall identify, for the purposes of Article [65] of Regulation (EU) [new CPR], a single managing authority and a single audit authority.	<u>Amendment 169</u> 1. Member States and, where applicable, third countries, partner countries, <del>and OCTs</del> <b>OCTs, and regional integration cooperation organisations</b> participating in an Interreg programme shall identify, for the	[no change]	Provisional common understanding  [no change]	521

<sup>67</sup> Recital 18, on which the EP adopted an am, is linked to article 14(2), 23(3), 44(3), 53(1), and 59(3).  
Recital 21, on which the EP adopted an am, is linked to article 16-22, 27-29, 34, 35, 44-48, and 52.  
Recital 27, on which the EP adopted an am, is linked to article 20, 23(6), 24(2), and 44(4).

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
	purposes of Article [65] of Regulation (EU) [new CPR], a single managing authority and a single audit authority.			
2. The managing authority and the audit authority shall be located in the same Member State.	<u>Amendment 170</u> 2. The managing authority and the audit authority shall <i>may</i> be located in the same Member State.	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[No change]</i>	522
3. Concerning the PEACE PLUS programme, the Special EU Programmes Body, when identified as the managing authority, shall be considered as located in a Member State.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[No change]</i>	523
4. Member States and, where applicable, third countries, partner countries and OCTs participating in an Interreg programme may identify an EGTC as managing authority of that programme.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	524
5. With regard to an Interreg programme under component 2B or under component 1 where the latter covers long borders with heterogenous development challenges and needs, Member States and, where applicable, third countries, partner countries and OCTs participating in an Interreg programme may define sub-programme areas.	<u>Amendment 171</u> 5. With regard to an Interreg programme under component 2B or under component 1 where the latter covers long borders with heterogenous development challenges and needs, Member States and, where applicable, third countries, partner countries and OCTs participating in an Interreg programme may define sub-programme areas.	<del>5. With regard to an Interreg programme under component 2B or under component 1 where the latter covers long borders with heterogenous development challenges and needs, Member States and, where applicable, third countries, partner countries and OCTs participating in an Interreg programme may define sub-programme areas.</del>	<i>Provisional common understanding</i>  <del>5. With regard to an Interreg programme under component 2B or under component 1 where the latter covers long borders with heterogenous development challenges and needs, Member States and, where applicable, third countries, partner countries and OCTs participating in an Interreg programme may define sub-programme areas.</del>  <i>Moved to row 216</i>	525

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
6. Where the managing authority identifies an intermediate body under an Interreg programme in accordance with Article [65(3)] of Regulation (EU) [new CPR], the intermediate body shall carry out those tasks in more than one participating Member State or, where applicable, third country, partner country or OCT.	<u>Amendment 172</u> 6. Where the managing authority identifies <del>an</del> <b>one or more</b> intermediate <del>body</del> <b>bodies</b> under an Interreg programme in accordance with Article [65(3)] of Regulation (EU) [new CPR], the intermediate body <b>or bodies concerned</b> shall carry out those tasks in more than one participating Member State, <b>or in their respective Member States</b> , or, where applicable, <b>in more than one</b> third country, partner country or OCT.	6. Where the managing authority identifies an intermediate body under an Interreg programme in accordance with Article [65(3)] of Regulation (EU) [new CPR], the intermediate body shall carry out those tasks in more than one participating Member State or, where applicable, third country, partner country or OCT. <b>Without prejudice to the provisions of Article 22, one or more intermediate bodies may carry out those tasks in only one participating Member State or, where applicable, third country, partner country or OCT where such an approach is based on existing structures.</b>	<i>Provisional common understanding</i>  6. Where the managing authority identifies an intermediate body under an Interreg programme in accordance with Article [65(3)] of Regulation (EU) [new CPR], the intermediate body shall carry out those tasks in more than one participating Member State or, where applicable, third country, partner country or OCT. <b>Without prejudice to the provisions of Article 22, one or more intermediate bodies may carry out those tasks in only one participating Member State or, where applicable, third country, partner country or OCT where such an approach is based on existing structures.</b>	526
<i>Article 45 Functions of the managing authority<sup>68</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	527
1. The managing authority of an Interreg programme shall carry out the functions laid down in Articles [66], [68] and [69] of Regulation (EU) [new CPR] with the exception of the task of selecting operations referred to in point (a) of Article 66(1) and Article 67 and of payments to beneficiaries referred to	<i>[no change]</i>	1. The managing authority of an Interreg programme shall carry out the functions laid down in Articles [66], [68] and [69] of Regulation (EU) [new CPR] with the exception of the task of selecting operations referred to in point (a) of Article 66 (1) and Article 67 <b>of that Regulation (EU)</b>	<i>Provisional common understanding</i>  1. The managing authority of an Interreg programme shall carry out the functions laid down in Articles [66], [68] and [69] of Regulation (EU) [new CPR] with the exception of the task of selecting operations referred to in point (a) of Article 66 (1) and Article 67 <b>of that</b>	528

<sup>68</sup> Recital 21, on which the EP adopted an am, is linked to article 16-22, 27-29, 34, 35, 44-48 and 52.

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
in point (b) of Article 68(1). Those functions shall be carried out in the whole of the territory covered by that programme, subject to derogations set out under Chapter VIII of this Regulation.		<b>[new CPR] and, where the accounting function is carried out by a different body pursuant to Article 46 of this Regulation,</b> of payments to beneficiaries referred to in point- (b) of Article 68(1 <del>7</del> ) <b>of Regulation (EU) [new CPR].</b> Those functions shall be carried out in the whole of the territory covered by that programme, subject to derogations set out under Chapter VIII of this Regulation.	<b>Regulation (EU) [new CPR] and, where the accounting function is carried out by a different body pursuant to Article 46 of this Regulation,</b> of payments to beneficiaries referred to in point- (b) of Article 68(1 <del>7</del> ) <b>of Regulation (EU) [new CPR].</b> Those functions shall be carried out in the whole of the territory covered by that programme, subject to derogations set out under Chapter VIII of this Regulation.	
	<u>Amendment 173</u> <b><i>1 a. By way of derogation from Article 87(2) of Regulation (EU) .../... [new CPR], the Commission shall reimburse as interim payments 100 % of the amounts included in the payment application which result from applying the cofinancing rate of the programme to the total eligible expenditure or to the public contribution, as appropriate.</i></b>		<i>Provisional common understanding</i>  <i>Aligned with CPR block 6</i>  <i>[EP amendment 173 withdrawn]</i>	529
	<u>Amendment 174</u> <b><i>1b. Where the managing authority does not carry out verification under point (a) of Article 68(1) of Regulation (EU) .../... [new CPR] throughout the whole programme area, each Member State shall designate the body or person responsible for</i></b>	<b>4. By way of derogation to Article 68 (1) from Regulation (EU) [new CPR] and Article 44 (6) , the Member States may decide that the management verifications will be done through the identification by each Member State of a body or person responsible for this</b>	<i>Provisional common understanding</i>  <b>4. By way of derogation to point (a) of Article 68(1) of Regulation (EU) [new CPR] and without prejudice to Article 44 (6) of this Regulation, the Member States, and where applicable, third country, partner country or OCT, participating in the Interreg programme,</b>	

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
	<i>carrying out such verification in relation to beneficiaries on its territory.</i>	<b>verification on its territory.</b>	<p>may decide that <del>the</del> management verifications referred to in point (a) of Article 68(1) of Regulation (EU) [new CPR] will be done through the identification by each Member State of a body or person responsible for this verification on its territory (the ‘controller’).</p> <p><b>5. The controllers may be the same bodies responsible for carrying out such verifications for the programmes under the Investment for jobs and growth goal or, in the case of third countries, partner countries or OCTs for carrying out comparable verifications under external financing instruments of the Union. Any controller shall be functionally independent from the audit authority or any member of the group of auditors.</b></p> <p><b>6. The managing authority shall satisfy itself that the expenditure of each beneficiary participating in an operation has been verified by an identified controller.</b></p> <p><b>7. Each Member State, third country, partner country or OCT shall ensure that the expenditure of a beneficiary can be verified within a period of three months of the submission of the documents by the beneficiary concerned.</b></p> <p><b>8. Each Member State, third country, partner country or OCT shall be responsible for verifications carried out</b></p>	

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
			<p>on its territory.</p> <p><b>9. Each Member State, third country, partner country and OCT shall identify as controller either a national or regional authority or a private law company or a natural person as set out in paragraph 10.</b></p> <p><b>10. Where the controller carrying out management verifications is a private law company or a natural person, those controllers shall meet at least one of the following requirements:</b></p> <ul style="list-style-type: none"> <li>(a) be a member of a national accounting or auditing body or institution which in turn is member of International Federation of Accountants ('IFAC'); or</li> <li>(b) be a member of a national accounting or auditing body or institution without being a member of IFAC, but committing to carry out the management verifications in accordance with IFAC standards and ethics; or</li> <li>(c) be registered as a statutory auditor in the public register of a public oversight body in a Member State in accordance with the principles of public oversight set out in Directive 2006/43/EC of the European Parliament and of the Council<sup>69</sup>; or</li> </ul>	

<sup>69</sup> Directive 2006/43/EC of the European Parliament and of the Council of 17 May 2006 on statutory audits of annual accounts and consolidated accounts, amending Council Directives 78/660/EEC and 83/349/EEC and repealing Council Directive 84/253/EEC (*OJ L 157, 9.6.2006, p. 87*).

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
			<b>(d) be registered as a statutory auditor in the public register of a public oversight body in a third country, partner country or OCT, provided this register is subject to principles of public oversight as set out in the legislation of the country concerned.</b>	530
	<u>Amendment 175</u> <b><i>1c. By way of derogation from Article 92 of Regulation (EU) .../... [new CPR], Interreg programmes are not subject to the annual clearance of accounts. Accounts are cleared at the end of a programme, on the basis of the final performance report.</i></b>		<i>Provisional common understanding</i>  <i>[EP amendment 175 withdrawn]</i>	531
<p>2. The managing authority, after consultation with the Member States and, where applicable, any third countries, partner countries or OCTs participating in the Interreg programme, shall set up a joint secretariat, with staff taking into account the programme partnership.</p>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	532
<p>The joint secretariat shall assist the managing authority and the monitoring committee in carrying out their respective functions. The joint secretariat shall also provide information to potential beneficiaries about funding opportunities under</p>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  The joint secretariat shall assist the managing authority and the monitoring committee in carrying out their respective functions. The joint secretariat shall also provide information to potential	533



Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
Interreg programmes and shall assist beneficiaries and partners in the implementation of operations.			beneficiaries about funding opportunities under Interreg programmes and shall assist beneficiaries and partners in the implementation of operations.  <b>For Interreg programmes also supported by external financing instruments from the Union, one or more branch offices of the joint secretariat may be set up in one or more partner countries or OCTs in order to carry out its tasks closer to potential beneficiaries and partners from the respective partner country or OCT.</b>	
3. By way of derogation from [point (c) of Article 70(1)] of Regulation (EU) [new CPR], expenditure paid in another currency shall be converted into euro by each partner using the monthly accounting exchange rate of the Commission in the month during which that expenditure was submitted for verification to the managing authority in accordance with [point (a) of Article 68(1)] of that Regulation.	<i>[no change]</i>	3. By way of derogation from [point (c) of Article 70(1)] of Regulation (EU) [new CPR], expenditure paid in another currency shall be converted into euro by each <del>partner</del> <b>beneficiary coming from countries which have not adopted the euro as their currency</b> using the monthly accounting exchange rate of the Commission in the month during which that expenditure was submitted for verification to the managing authority in accordance with <del>[point (a) of Article 68(1)] of that Regulation.</del>	<i>Provisional common understanding</i>  3. By way of derogation from [point (c) of Article 70(1)] of Regulation (EU) [new CPR], expenditure paid in another currency shall be converted into euro by each <del>partner</del> <b>beneficiary coming from countries which have not adopted the euro as their currency</b> using the monthly accounting exchange rate of the Commission in the month during which that expenditure was submitted for verification to the managing authority in accordance with <del>[point (a) of Article 68(1)] of that Regulation.</del>	534
<i>Article 46 The accounting function<sup>70</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	535

<sup>70</sup> Recital 21, on which the EP adopted an am, is linked to article 16-22, 27-29, 34, 35, 44-48 and 52.

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
1. Member States and, where applicable, third countries, partner countries and OCTs participating in an Interreg programme shall agree on the arrangements for carrying out the accounting function.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	536
2. The accounting function shall consist of the tasks listed in [points (a) and (b) of Article 70(1)] of Regulation [new CPR] and shall also cover the payments made by the Commission and, as a general rule, the payments made to the lead partner in accordance with [point (b) of Article 68(1)] of Regulation (EU) [new CPR].	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	537
<i>Article 47</i> <i>Functions of the audit authority<sup>71</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	538
1. The audit authority of an Interreg programme shall carry out the functions provided for in this Article and in Article 48 in the whole of the territory covered by that Interreg programme, subject to the derogations set out in Chapter VIII.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  1. The audit authority of an Interreg programme shall carry out the functions provided for in this Article and in Article 48 in the whole of the territory covered by that Interreg programme; <del>subject to the derogations set out in Chapter VIII.</del>	539
However, a participating Member State may specify when the audit	<i>[no change]</i>	<del>However, a participating Member State may specify when the audit</del>	<i>Provisional common understanding</i>	540

Recital 28 on which the EP adopted an am, is linked to article 46(2), 49(1).

<sup>71</sup> Recital 21, on which the EP adopted an am, is linked to article 16-22, 27-29, 34, 35, 44-48 and 52.

Recital 29, on which the EP adopted an am, is linked to article 47-48.

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
authority is to be accompanied by an auditor from that participating Member State.		<del>authority is to be accompanied by an auditor from that participating Member State.</del>	<del>However, a participating Member State may specify when the audit authority is to be accompanied by an auditor from that participating Member State.</del>	
		<b>Where the audit authority does not have the authorisation in the whole territory covered by a cooperation programme, it shall be assisted by a group of auditors composed of a representative from each Member State, and, where applicable, third country, partner country or OCT, participating in the Interreg programme. Each Member State, and, where applicable, third country, partner country or OCT shall be responsible for audits carried out on its territory.</b>	<i>Provisional common understanding</i> <b>Where the audit authority does not have the authorisation in the whole territory covered by a cooperation programme, it shall be assisted by a group of auditors composed of a representative from each Member State, and, where applicable, third country, partner country or OCT, participating in the Interreg programme. Each Member State, and, where applicable, third country, partner country or OCT shall be responsible for audits carried out on its territory.</b>	541
		<b>Each representative from each Member State, and, where applicable, third country, partner country or OCT participating in the Interreg programme shall be responsible for providing the factual elements relating to expenditure on its territory that are required by the audit authority in order to perform its assessment.</b>	<i>Provisional common understanding</i> <b>Each representative from each Member State, and, where applicable, third country, partner country or OCT participating in the Interreg programme shall be responsible for providing the factual elements relating to expenditure on its territory that are required by the audit authority in order to perform its assessment.</b>	542
		<b>The group of auditors shall be set up within three months of the decision approving the Interreg</b>	<i>Provisional common understanding</i> <b>The group of auditors shall be set up</b>	543

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
		<b>programme. It shall draw up its rules of procedure and be chaired by the audit authority for the Interreg programme.</b>	<b>within three months of the decision approving the Interreg programme. It shall draw up its rules of procedure and be chaired by the audit authority for the Interreg programme.</b>	
		<b>The auditors shall be functionally independent of bodies or persons responsible for management verifications under Article 45(4).</b>	<i>Provisional common understanding</i> <b>The auditors shall be functionally independent from bodies or persons responsible for management verifications under Article 45(4).</b>	544
2. The audit authority of an Interreg programme shall be responsible for carrying out system audits and audits on operations in order to provide independent assurance to the Commission that management and control systems function effectively and that expenditure included in the accounts submitted to the Commission is legal and regular.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	545
3. Where an Interreg programme is included in the population from which the Commission selects a common sample under Article 48(1), the audit authority shall carry out audits of operations selected by the Commission in order to provide independent assurance to the Commission that management and control systems function effectively.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	546

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
4. Audit work shall be carried out in accordance with internationally accepted audit standards.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	547
5. The audit authority shall draw up and submit to the Commission each year by 15 February following the end of the accounting year an annual audit opinion in accordance with Article [63(7)] of Regulation [FR-Omnibus] using the template set out in Annex [XVI] to Regulation (EU) [new CPR] and based on all audit work carried out, covering each of the following components:	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	548
(a) the completeness, veracity and accuracy of the accounts;	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	549
(b) the legality and regularity of the expenditure included in the accounts submitted to the Commission;	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	550
(c) the management and control system of the Interreg programme.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	551
Where the Interreg programme is included in the population from which the Commission selects a sample pursuant to Article 48(1), the annual audit opinion shall only cover the components referred to in points (a) and (c) of the first	<i>[no change]</i>	Where the Interreg programme is included in the population from which the Commission selects a <b>common</b> sample pursuant to Article 48(1), the annual audit opinion shall only cover the <b>components</b> referred to in	Provisional common understanding  Where the Interreg programme is included in the population from which the Commission selects a <b>common</b> sample pursuant to Article 48(1), the annual audit opinion shall only cover the	552

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
subparagraph.		points (a) and (c) of the first subparagraph.	<del>components</del> elements referred to in points (a) and (c) of the first subparagraph.	
The deadline of 15 February may exceptionally be extended by the Commission to 1 March, upon communication by the Member State hosting the managing authority concerned.	<i>[no change]</i>	The deadline of 15 February may exceptionally be extended by the Commission to 1 March, upon communication by the Member State hosting the managing audit authority concerned.	<i>Provisional common understanding</i>  The deadline of 15 February may exceptionally be extended by the Commission to 1 March, upon communication by the Member State hosting the managing audit authority concerned.	553
6. The audit authority shall draw up and submit to the Commission each year by 15 February following the end of the accounting year an annual control report in accordance with [point (b) of Article 63(5)] of Regulation [FR-Omnibus] using the template set out in Annex [XVII] of Regulation (EU) [new CPR] and, supporting the audit opinion provided for in paragraph 5 of this Article and setting out a summary of the findings, including an analysis of the nature and extent of any errors and deficiencies in the systems as well as the proposed and implemented corrective actions and the resulting total error rate and residual error rate for the expenditure entered in the accounts submitted to the Commission.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	554
7. Where the Interreg programme is included in the	<i>[no change]</i>	7. Where the Interreg programme is included in the	<i>Provisional common understanding</i>	555

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
<p>population from which the Commission selects a sample under Article 48(1), the audit authority shall draw up the annual control report referred to in paragraph 6 of this Article and fulfilling the requirements of [point (b) of Article 63(5)] of Regulation (EU, Euratom) [FR-Omnibus] using the template set out in Annex [XVII] to Regulation (EU) [new CPR] and supporting the audit opinion provided for in paragraph 5 of this Article.</p>		<p>population from which the Commission selects a <b>common</b> sample under Article 48(1), the audit authority shall draw up the annual control report referred to in paragraph 6 of this Article and fulfilling the requirements of [point (b) of Article 63(5)] of Regulation (EU, Euratom) [FR-Omnibus] using the template set out in Annex [XVII] to Regulation (EU) [new CPR] and supporting the audit opinion provided for in paragraph 5 of this Article.</p>	<p>7. Where the Interreg programme is included in the population from which the Commission selects a <b>common</b> sample under Article 48(1), the audit authority shall draw up the annual control report referred to in paragraph 6 of this Article and fulfilling the requirements of [point (b) of Article 63(5)] of Regulation (EU, Euratom) [FR-Omnibus] using the template set out in Annex [XVII] to Regulation (EU) [new CPR] and supporting the audit opinion provided for in paragraph 5 of this Article.</p>	
<p>That report shall set out a summary of the findings, including an analysis of the nature and extent of any errors and deficiencies in the systems as well as the proposed and implemented corrective actions, the results of the audits of operations carried out by the audit authority in relation to the common sample referred to in Article 48(1) and the financial corrections applied by the Interreg programme authorities for any individual irregularities detected by the audit authority for these operations.</p>	<p><i>[no change]</i></p>	<p><i>[no change]</i></p>	<p><i>Provisional common understanding</i></p> <p><i>[no change]</i></p>	<p>556</p>
<p>8. The audit authority shall transmit system audit reports to the Commission as soon as the required contradictory procedure with the</p>	<p><i>[no change]</i></p>	<p><i>[no change]</i></p>	<p><i>Provisional common understanding</i></p> <p><i>[no change]</i></p>	<p>557</p>

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
relevant auditees is concluded.				
9. The Commission and the audit authority shall meet on a regular basis and at least once a year, unless otherwise agreed, to examine the audit strategy, the annual control report and the audit opinion, to coordinate their audit plans and methods and to exchange views on issues relating to the improvement of management and control systems.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	558
<i>Article 48</i> <i>Audit of operations</i> <sup>72</sup>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	559
1. The Commission shall select a common sample of operations (or other sampling units) using a statistical sampling method for the audits of operations to be carried out by the audit authorities for the Interreg programmes receiving support from the ERDF or an external financing instrument of the Union in respect of each accounting year.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	560
The common sample shall be representative for all the Interreg programmes constituting the population.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	561
For the purposes of selecting the common sample, the Commission	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>	562

<sup>72</sup> Recital 21, on which the EP adopted an am, is linked to article 16-22, 27-29, 34, 35, 44-48 and 52.  
Recital 29, on which the EP adopted an am, is linked to article 47-48.



Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
may stratify groups of Interreg programmes according to their specific risks.			<i>[no change]</i>	
2. The programme authorities shall provide the information necessary for the selection of a common sample to the Commission by 1 September following the end of each accounting year at the latest.	<i>[no change]</i>	2. The programme authorities shall provide the information necessary for the selection of a common sample to the Commission by 1 <del>September</del> <b>August</b> following the end of each accounting year at the latest.	<i>Provisional common understanding</i>  2. The programme authorities shall provide the information necessary for the selection of a common sample to the Commission by 1 <del>September</del> <b>August</b> following the end of each accounting year at the latest.	563
That information shall be submitted in a standardised electronic format, shall be complete and shall reconcile with the expenditure declared to the Commission for the reference accounting year.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	564
3. Without prejudice to the requirement to carry out an audit referred to in Article 47(2), the audit authorities for Interreg programmes covered by the common sample shall not carry out additional audits of operations under those programmes, unless requested by the Commission in accordance with paragraph 8 of this Article or in cases for which an audit authority has identified specific risks.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	565
4. The Commission shall inform the audit authorities of the Interreg programmes concerned of	<i>[no change]</i>	4. The Commission shall inform the audit authorities of the Interreg programmes concerned of	<i>Provisional common understanding</i>  4. The Commission shall inform the	566

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
the common sample selected in time to allow those authorities to carry out the audits of operations, in general, by 1 October following the end of each accounting year, at the latest.		the common sample selected in time to allow those authorities to carry out the audits of operations, in general, by 1 <del>October</del> <b>September</b> following the end of each accounting year, at the latest.	audit authorities of the Interreg programmes concerned of the common sample selected in time to allow those authorities to carry out the audits of operations, in general, by 1 <del>October</del> <b>September</b> following the end of each accounting year, at the latest.	
5. The audit authorities concerned shall submit information on the results of these audits as well as on any financial correction taken in relation to individual irregularities detected at the latest in the annual control reports to be submitted to the Commission pursuant to Article 47(6) and (7).	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	567
6. Following its assessment of the results of audits of operations selected pursuant to paragraph 1, the Commission shall calculate a global extrapolated error rate with regard to the Interreg programmes included in the population from which the common sample was selected, for the purposes of its own assurance process.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	568
7. Where the global extrapolated error rate referred to in paragraph 6 is above 2% of the total expenditure declared for the Interreg programmes included in the population from which the common sample was selected, the	<u>Amendment 176</u> 7. Where the global extrapolated error rate referred to in paragraph 6 is above <del>2%</del> <b>3.5 %</b> of the total expenditure declared for the Interreg programmes included in the population from which the	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[EP amendment 176 withdrawn]</i>  <i>[no change]</i>	569

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
Commission shall calculate a global residual error rate, taking account of financial corrections applied by the respective Interreg programme authorities for individual irregularities detected by the audits of operations selected pursuant to paragraph 1.	common sample was selected, the Commission shall calculate a global residual error rate, taking account of financial corrections applied by the respective Interreg programme authorities for individual irregularities detected by the audits of operations selected pursuant to paragraph 1.			
8. Where the global residual error rate referred to in paragraph 7 is above 2% of the expenditure declared for the Interreg programmes included in the population from which the common sample was selected, the Commission shall determine whether it is necessary to request the audit authority of a specific Interreg programme or a group of Interreg programmes most affected to carry out additional audit work in order to further evaluate the error rate and assess the required corrective measures for the Interreg programmes affected by the irregularities detected.	<u>Amendment 177</u> 8. Where the global residual error rate referred to in paragraph 7 is above <del>2%</del> 3.5 % of the expenditure declared for the Interreg programmes included in the population from which the common sample was selected, the Commission shall determine whether it is necessary to request the audit authority of a specific Interreg programme or a group of Interreg programmes most affected to carry out additional audit work in order to further evaluate the error rate and assess the required corrective measures for the Interreg programmes affected by the irregularities detected.	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[EP amendment 177 withdrawn]</i>  <i>[no change]</i>	570
9. Based on the assessment of the results of the additional audit work requested pursuant to paragraph 8, the Commission may	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	571

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
request additional financial corrections to be applied on the Interreg programmes affected by the irregularities detected. In such cases, the Interreg programme authorities shall carry out the required financial corrections in accordance with Article [97] of Regulation (EU) [new CPR].				
10. Each audit authority of an Interreg programme for which the information referred to in paragraph 2 is missing or incomplete or has not been submitted by the deadline laid down in the first subparagraph of paragraph 2 shall carry out a separate sampling exercise for the respective Interreg programme in accordance with Article [73] of Regulation (EU) [new CPR].	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	572
			<i>Provisional common understanding</i>  <i>Commission proposal in rows 633 and 634 only refers to external programmes. It echoes the situation of CPR 2014 – 2020, under Article 76, which covered both IGJ and ETC objectives. However, Article 80(1) CPR for 2021 – 2027 only refers to IGJ (through reference to Article 18). Therefore, the need to cover ETC programmes is addressed by new Article 48a Budgetary commitments in chapter VII.</i>	572a

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
			<b>Article 48a Budgetary commitments</b>	
			<i>Provisional common understanding</i>  <b>The Commission decisions approving Interreg programmes shall meet the requirements necessary to constitute financing decisions in terms Article [110(2)] of Regulation (EU, Euratom) [FR-Omnibus] with regard to the ERDF and the support by an external financing instrument of the Union under shared management.</b>	572b
CHAPTER VII Financial management	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	573
<i>Article 49 Payments and pre-financing<sup>73</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	574
1. The ERDF support and, where applicable, the support from external financing instruments of the Union to each Interreg programme shall be paid, in accordance with Article 46(2), into a single account with no national subaccounts.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	575
2. The Commission shall pay a pre-financing based on the total support from each Interreg fund, as set out in the decision approving each Interreg programme under Article 18, subject to available funds, in yearly instalments as follows and	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	576

<sup>73</sup> Recital 28 on which the EP adopted an am, is linked to article 46(2), 49(1).

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
before 1 July of the years 2022 to 2026, or, in the year of the approving decision, no later than 60 days after that decision is adopted:				
(a) 2021: 1%;	<u>Amendment 178</u> (a) 2021: <del>1%</del> 3 %;	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	577
(b) 2022: 1%;	<u>Amendment 179</u> (b) 2022: <del>1%</del> 2,25%;	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	578
(c) 2023: 1%;	<u>Amendment 180</u> (c) 2023: <del>1%</del> 2,25%;	(c) 2023: <del>± 3%</del> ;	<i>Provisional common understanding</i>  (c) 2023: <del>± 3%</del> ;	579
(d) 2024: 1%;	<u>Amendment 181</u> (d) 2024: <del>1%</del> 2,25%;	(d) 2024: <del>± 3%</del> ;	<i>Provisional common understanding</i>  (d) 2024: <del>± 3%</del> ;	580
(e) 2025: 1%;	<u>Amendment 182</u> (e) 2025: <del>1%</del> 2,25%;	(e) 2025: <del>± 3%</del> ;	<i>Provisional common understanding</i>  (e) 2025: <del>± 3%</del> ;	581
(f) 2026: 1%.	<u>Amendment 183</u> (f) 2026: <del>1%</del> 2,25%.	(f) 2026: <del>± 3%</del> .	<i>Provisional common understanding</i>  (f) 2026: <del>± 3%</del> .	582
3. Where external cross-border Interreg programmes are supported by the ERDF and IPA III CBC or NDICI CBC, the pre-financing for all funds supporting such an Interreg programme shall be made in accordance with Regulation (EU) [IPA III] or [NDICI] or of any act adopted thereunder.	<u>Amendment 184</u> Where external <del>cross-border</del> Interreg programmes are supported by the ERDF and IPA III CBC or NDICI CBC, the pre-financing for all funds supporting such an Interreg programme shall be made in accordance with Regulation (EU) [IPA III] or [NDICI] or of any act	3. Where <del>external cross-border</del> Interreg programmes are supported by the ERDF and IPA III CBC or NDICI CBC, the pre-financing for all funds supporting such an Interreg programme shall be made in accordance with Regulation (EU) [IPA III] or [NDICI] or of any act adopted	<i>Provisional common understanding</i>  3. Where <del>external cross-border</del> Interreg programmes are supported by the ERDF and IPA III CBC <del>or NDICI CBC</del> the <del>pre-financing for all funds supporting such an Interreg programme shall be made in accordance with Regulation (EU) [IPA III] or [NDICI] or of any act adopted</del>	583

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
	adopted thereunder.	thereunder.	<p><del>thereunder</del> and where the allocation from the ERDF is 50% or less of the total EU allocation, the Commission shall pay a pre-financing in accordance with Article [5(5)] of Regulation (EU) [IPA III].</p> <p><b>4. Where Interreg programmes are supported by the ERDF and either NDICI alone or both NDICI and IPA III and where the allocation from the ERDF is 50% or less of the total EU allocation, the Commission shall pay a pre-financing in accordance with Article [18(5)] Regulation (EU) [NDICI], taking into account the actual financial needs.</b></p> <p><b>Article 90 and 91 of Regulation (EU) [CPR] shall apply mutatis mutandis to the pre-financing under the first subparagraph.</b></p> <p><i>The text agreed depends on the outcome of IPAIII and NDICI regulations</i></p>	
		<p><b>Pre-financing shall be cleared each year with the acceptance of accounts except for programmes referred to in paragraph 3.</b></p>	<p><i>Provisional common understanding</i></p> <p><i>Aligned with the agreement in CPR</i></p> <p><b>The amount paid as pre-financing shall be cleared from the Commission accounts each year for 2021 and 2022 and no later than with the final accounting year for 2023 and subsequent years as well as for amounts paid as pre-</b></p>	583a

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
			<b>financing set out under paragraphs 3 and 4.</b>	
The pre-financing amount may be paid in two instalments, where necessary, according to budgetary needs.	<i>[no change]</i>	<del>The pre-financing amount may be paid in two instalments, where necessary, according to budgetary needs.</del>	Provisional common understanding  The pre-financing amount may be paid in two instalments, where necessary, according to budgetary needs.	584
The total amount paid as pre-financing shall be reimbursed to the Commission if no payment application under the cross-border Interreg programme is sent within 24 months of the date on which the Commission pays the first instalment of the pre-financing amount. Such reimbursement shall constitute internal assigned revenue and shall not reduce the support from the ERDF, IPA III CBC or NDICI CBC to the programme.	<u>Amendment 185</u> The total amount paid as pre-financing shall be reimbursed to the Commission if no payment application under the cross-border Interreg programme is sent within <del>24</del> <b>36</b> months of the date on which the Commission pays the first instalment of the pre-financing amount. Such reimbursement shall constitute internal assigned revenue and shall not reduce the support from the ERDF, IPA III CBC or NDICI CBC to the programme.	<del>The total amount paid as pre-financing shall be reimbursed to the Commission if no payment application under the cross-border Interreg programme is sent within 24 months of the date on which the Commission pays the first instalment of the pre-financing amount. Such reimbursement shall constitute internal assigned revenue and shall not reduce the support from the ERDF, IPA III CBC or NDICI CBC to the programme.</del>	Provisional common understanding  The total amount paid as pre-financing shall be reimbursed to the Commission if no payment application under the cross-border Interreg programme is sent within 24 months of the date on which the Commission pays the first instalment of the pre-financing amount. Such reimbursement shall constitute internal assigned revenue and shall not reduce the support from the ERDF, IPA III CBC or NDICI CBC to the programme.	585
<i>Article 50 Recoveries<sup>74</sup></i>	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i>	586
1. The managing authority shall ensure that any amount paid as a result of an irregularity is recovered from the lead or sole partner. Partners shall repay to the lead partner any amounts unduly paid.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	587
		<b>1a. The Member States, third</b>	Provisional common understanding	588

<sup>74</sup> Recital 30, on which the EP adopted an am, is linked to article 22(6), 50, 58(5)(f)



Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
		<p><b>countries, partner countries or OCTs participating in a given Interreg programme may decide that neither the lead or sole partner nor the programme's managing authority is obliged to recover an amount unduly paid that does not exceed EUR 250, not including interest, in contribution from any of the Interreg funds to an operation in an accounting year.</b></p>	<p><b>1a. The Member States, third countries, partner countries or OCTs participating in a given Interreg programme may decide that neither the lead or sole partner nor the programme's managing authority is obliged to recover an amount unduly paid that does not exceed EUR 250, not including interest, in contribution from any of the Interreg funds to an operation in an accounting year.</b></p>	
		<p><b>No information needs to be provided to the Commission beyond the information about a decision being taken under the first subparagraph.</b></p>	<p><i>Provisional common understanding</i></p> <p><b>No information needs to be provided to the Commission beyond the information about a decision being taken under the first subparagraph</b></p>	589
<p>2. Where the lead partner does not succeed in securing repayment from other partners or where the managing authority does not succeed in securing repayment from the lead or sole partner, the Member State, third country, partner country or OCT on whose territory the partner concerned is located or, in the case of an EGTC, is registered shall reimburse the managing authority any amounts unduly paid to that partner. The managing authority shall be responsible for reimbursing the amounts concerned to the general</p>	<p><i>[no change]</i></p>	<p><i>[no change]</i></p>	<p><i>Provisional common understanding</i></p> <p><i>[no change]</i></p>	590

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
budget of the Union, in accordance with the apportionment of liabilities among the participating Member States, third countries, partner countries or OCTs laid down in the Interreg programme.				
3. Once the Member State, third country, partner country or OCT has reimbursed the managing authority any amounts unduly paid to a partner, it may continue or start a recovery procedure against that partner under its national law. In the event of successful recovery, the Member State, third country, partner country or OCT may use those amounts for the national co-financing of the Interreg programme concerned. The Member State, third country, partner country or OCT shall not have any reporting obligations towards the programme authorities, the monitoring committee or the Commission with regard to such national recoveries.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	591
4. Where a Member State, third country, partner country or OCT has not reimbursed the managing authority any amounts unduly paid to a partner pursuant to paragraph 3, those amounts shall be subject to a recovery order issued by the AOD which shall be executed, where	<i>[no change]</i>	4. Where a Member State, third country, partner country or OCT has not reimbursed the managing authority any amounts unduly paid to a partner pursuant to paragraph 3, those amounts shall be subject to a recovery order issued by the <del>AOD</del> <b>Commission</b> which	<i>Provisional common understanding</i>  4. Where a Member State, third country, partner country or OCT has not reimbursed the managing authority any amounts unduly paid to a partner pursuant to paragraph 3, those amounts shall be subject to a recovery order issued by the	

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
<p>possible, by offsetting against amounts due to the Member State, third country, partner country or OCT under subsequent payments to the same Interreg programme or, in the case of a third country, partner country or an OCT, under subsequent payments to programmes under the respective external financing instruments of the Union. Such recovery shall not constitute a financial correction and shall not reduce the support from the ERDF or any external financing instrument of the Union to the respective Interreg programme. The amount recovered shall constitute assigned revenue in accordance with Article [177(3)] of Regulation (EU, Euratom) [FR-Omnibus].</p>		<p>shall be executed, where possible, by offsetting <del>against amounts due</del> to the <b>respective</b> Member State, third country, partner country or OCT <del>under subsequent payments to the same Interreg programme or, in the case of a third country, partner country or an OCT, under</del> subsequent payments to programmes under the respective external financing instruments of the Union. Such recovery shall not constitute a financial correction and shall not reduce the support from the ERDF or any external financing instrument of the Union to the respective Interreg programme. The amount recovered shall constitute assigned revenue in accordance with Article [47721(3)] of Regulation (EU, Euratom) [FR-Omnibus].</p>	<p><del>AOD</del><b>Commission</b> which shall be executed, where possible, by offsetting <del>against amounts due to the</del> <b>respective</b> Member State, third country, partner country or OCT <del>under subsequent payments to the same Interreg programme or, in the case of a third country, partner country or an OCT, under</del> subsequent payments to programmes under the respective external financing instruments of the Union. Such recovery shall not constitute a financial correction and shall not reduce the support from the ERDF or any external financing instrument of the Union to the respective Interreg programme. The amount recovered shall constitute assigned revenue in accordance with Article [47721(3)] of Regulation (EU, Euratom) [FR-Omnibus].</p>	592
		<p><b>With regard to amounts not reimbursed to the managing authority by a Member State, the offsetting shall concern subsequent payments to the same Interreg programme. The managing authority shall then offset with regard to that Member State in accordance with the apportionment of liabilities among the participating Member</b></p>	<p><i>Provisional common understanding</i></p> <p><b>With regard to amounts not reimbursed to the managing authority by a Member State, the offsetting shall concern subsequent payments to the same Interreg programme. The managing authority shall then offset with regard to that Member State in accordance with the apportionment of liabilities among the participating Member States set out</b></p>	

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
		<b>States set out in the Interreg programme in the event of financial corrections imposed by the managing authority or the Commission.</b>	<b>in the Interreg programme in the event of financial corrections imposed by the managing authority or the Commission.</b>	593
		<b>With regard to amounts not reimbursed to the managing authority by a third country, partner country or OCT, the offsetting shall concern subsequent payments to programmes under the respective external financing instruments of the Union.</b>	<i>Provisional common understanding</i>  <b>With regard to amounts not reimbursed to the managing authority by a third country, partner country or OCT, the offsetting shall concern subsequent payments to programmes under the respective external financing instruments of the Union.</b>	594
CHAPTER VIII Participation of third countries or partner countries or OCTs in Interreg programmes under shared management	<u>Amendment 186</u> Participation of third countries or partner countries, <del>or</del> OCTs, <b>or regional integration or cooperation organisations</b> in Interreg programmes under shared management	CHAPTER VIII Participation of third countries or partner countries or OCTs in Interreg programmes under shared management	<i>Provisional common understanding</i> CHAPTER VIII Participation of third countries or partner countries, <del>or</del> OCTs, <b>or regional integration or cooperation organisations</b> in Interreg programmes under shared management	595
<i>Article 51</i> <i>Applicable provisions</i> <sup>75</sup>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	596
Chapters I to VII and Chapter X shall apply to the participation of third countries, partner countries and OCTs in Interreg programmes subject to the specific provisions set out in this Chapter.	<u>Amendment 187</u> Chapters I to VII and Chapter X shall apply to the participation of third countries, partner countries, <del>and</del> OCTs, <b>or regional integration or cooperation organisations</b> in Interreg programmes subject to the specific provisions set out in this	Chapters I to VII and Chapter X shall apply to the <b>[PEACE PLUS programme] and to</b> participation of third countries, partner countries and OCTs <b>supported by external financing instruments from the Union</b> in Interreg programmes subject to the specific provisions set	<i>Provisional common understanding</i>  Chapters I to VII and Chapter X shall apply to the <b>PEACE PLUS programme and to</b> participation of third countries, partner countries and OCTs <b>as well as</b> regional integration <b>and</b> cooperation organisations <b>supported by external financing</b>	597

<sup>75</sup> Recital 31 is linked to article 51-59

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
	Chapter.	out in this Chapter.	<b>instruments from the Union</b> in Interreg programmes subject to the specific provisions set out in this Chapter.	
<i>Article 52 Interreg programme authorities and their functions</i> <sup>76</sup>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	598
1. Third countries, partner countries and OCTs participating in an Interreg programme shall either allow the managing authority of that programme to carry out its functions in its respective territory or shall identify a national authority as contact point for the managing authority or a national controller to carry out management verifications as provided for in [point (a) of Article 68(1)] of Regulation (EU) [new CPR] in its respective territory.	<i>[no change]</i>	1. Third countries, partner countries and OCTs participating in an Interreg programme shall either allow the managing authority of that programme to carry out its functions in its respective territory or shall identify a national <b>or regional</b> authority as contact point for the managing authority or a national controller to carry out management verifications as provided for in [point (a) of Article 68(1)] of Regulation (EU) [new CPR] in its respective territory.	<i>Provisional common understanding</i>  1. <del>Third countries, partner countries</del> <b>Each third country, partner country</b> and OCT participating in an Interreg programme <del>shall either allow the managing authority of that programme to carry out its functions in its respective territory or shall identify a national or regional authority as contact point for the managing authority (the 'contact point') or a national controller to carry out management verifications as provided for in [point (a) of Article 68(1)] of Regulation (EU) [new CPR] in its respective territory.</del>	599
		<b>Where the management verifications are carried out on behalf of the managing authority by private companies, those companies shall meet at least one of the following requirements:</b>	<i>Provisional common understanding</i>  <i>[Council amendment withdrawn]</i>	600
		<b>(a) be a member of a national accounting or auditing body or institution which in turn is</b>	<i>Provisional common understanding</i>  <i>[Council amendment withdrawn]</i>	601

<sup>76</sup> Recital 21, on which the EP adopted an am, is linked to article 16-22, 27-29, 34, 35, 44-48 and 52.  
Recital 31 is linked to article 51-59

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
		<b>member of International Federation of Accountants ('IFAC');</b>		
		<b>(b) be a member of a national accounting or auditing body or institution. Where this organisation is not a member of IFAC, the auditor shall commit to undertake the work in accordance with IFAC standards and ethics;</b>	<i>Provisional common understanding</i> <i>[Council amendment withdrawn]</i>	602
		<b>(c) be registered as a statutory auditor in the public register of a public oversight body in a Member State in accordance with the principles of public oversight set out in Directive 2006/43/EC of the European Parliament and of the Council;</b>	<i>Provisional common understanding</i> <i>[Council amendment withdrawn]</i>	603
		<b>(d) be registered as a statutory auditor in the public register of a public oversight body in a partner country, provided this register is subject to principles of public oversight as set out in the legislation of the country concerned.</b>	<i>Provisional common understanding</i> <i>[Council amendment withdrawn]</i>	604
2. Third countries, partner countries and OCTs participating in an Interreg programme shall either allow the audit authority of that programme to carry out its functions in its respective territory or shall	<i>[no change]</i>	<del>2. Third countries, partner countries and OCTs participating in an Interreg programme shall either allow the audit authority of that programme to carry out its functions in its respective territory</del>	<i>Provisional common understanding</i> <del>2. Third countries, partner countries and OCTs participating in an Interreg programme shall either allow the audit authority of that programme to carry out its</del>	605

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
identify a national audit authority or body, functionally independent from the national authority.		<del>or shall identify a national audit authority or body, functionally independent from the national authority.</del>	<del>functions in its respective territory or shall identify a national audit authority or body, functionally independent from the national authority.</del>	
3. Third countries, partner countries and OCTs participating in an Interreg programme shall delegate staff to the joint secretariat of that programme or shall set up a branch office in its respective territory, or shall do both.	<u>Amendment 188</u> 3. Third countries, partner countries and OCTs participating in an Interreg programme shall <i>may</i> delegate staff to the joint secretariat of that programme or, <i>in agreement with the managing authority</i> , shall set up a branch office <i>of the Joint Secretariat</i> in its respective territory, or shall do both.	3. <b>The managing authority, in accordance with Article 45(2) and after consultation with the Member States, third countries, partner countries and OCTs participating in an Interreg programme shall delegate staff to the joint secretariat of may agree that third countries, partner countries and OCTs participating in the programme or shall may set up a branch office in its respective territory, or shall do both.(s) in the programme area.</b>	<i>Provisional common understanding</i> <del>3. — Third countries, partner countries and OCTs participating in an Interreg programme shall delegate staff to the joint secretariat of that programme or shall set up a branch office in its respective territory, or shall do both.</del>	606
4. The national authority or a body equivalent to the Interreg programme communication officer as provided for in Article 35(1), shall support the managing authority and partners in the respective third country, partner country or OCT with regard to the tasks provided for in Article 35(2) to (7).	<u>Amendment 189</u> 4. The national authority or a body equivalent to the Interreg programme communication officer as provided for in Article 35(1), shall <i>may</i> support the managing authority and partners in the respective third country, partner country or OCT with regard to the tasks provided for in Article 35(2) to (7).	4. The national authority or a body equivalent to the Interreg programme communication officer as provided for in Article 35(1),) <b>or the branch office</b> , shall support the managing authority and partners in the respective third country, partner country or OCT with regard to the tasks provided for in Article 35(2) to (7).	<i>Provisional common understanding</i> <del>4. 2. The national authority or contact point</del> , a body equivalent to the Interreg programme communication officer as provided for in Article 35(1) <b>or the branch office or offices</b> , shall support the managing authority and partners in the respective third country, partner country or OCT with regard to the tasks provided for in Article 35(2) to (7).	607
<i>Article 53 Management methods<sup>77</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	608

<sup>77</sup> Recital 18, on which the EP adopted an am, is linked to article 14(2), 23(3), 44(3), 53(1), 59(3).

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
1. External cross-border Interreg programmes supported both by ERDF and IPA III CBC or NDICI CBC shall be implemented under shared management both in the Member States and in any participating third country or partner country.	<i>[no change]</i>	1. <del>External cross border</del> Interreg programmes supported both by ERDF and IPA III CBC or NDICI CBC shall be implemented under shared management both in the Member States and in any participating third country or partner country.	<i>Provisional common understanding</i>  1. <del>External cross border</del> Interreg <b>A</b> programmes supported both by ERDF and IPA III CBC or NDICI CBC shall be implemented under shared management both in the Member States and in any participating third country or partner country.	609
The PEACE PLUS programme shall be implemented under shared management both in Ireland and in the United Kingdom.	<i>[no change]</i>	The PEACE PLUS programme shall be implemented under shared management both in Ireland and in the United Kingdom.	<i>Provisional common understanding</i>  The PEACE PLUS programme shall be implemented under shared management both in Ireland and in the United Kingdom.	610
2. Component 2 and 4 Interreg programmes combining contributions from the ERDF and from one or more external financing instrument of the Union shall be implemented under shared management both in the Member States and in any participating third country or partner country or, with regard to component 3, in any OCT, whether or not that OCT receives support under one or more external financing instruments of the Union.	<u>Amendment 190</u> 2. Component 2 and 4 Interreg programmes combining contributions from the ERDF and from one or more external financing instrument of the Union shall be implemented under shared management both in the Member States and in any participating third country, <del>or</del> partner country, <b>participating OCT</b> or, with regard to component 3, in any OCT, whether or not that OCT receives support under one or more external financing instruments of the Union.	2. <del>Component 2 and 4</del> Interreg <b>Strand B and C</b> programmes combining contributions from the ERDF and from one or more external financing instrument of the Union shall be implemented under shared management both in the Member States and in any participating third country or partner country or, with regard to <del>component 3</del> <b>Strand D</b> , in any OCT, whether or not that OCT receives support under one or more external financing instruments of the Union.	<i>Provisional common understanding</i>  2. <del>Component 2 and 4</del> Interreg <b>B and C</b> programmes combining contributions from the ERDF and from one or more external financing instrument of the Union shall be implemented under shared management both in the Member States and in any participating third country, <del>or</del> partner country, <b>participating OCT</b> or, with regard to <del>component 3</del> <b>Interreg D</b> , in any OCT, whether or not that OCT receives support under one or more external financing instruments of the Union.	611
3. Component 3 Interreg	<i>[no change]</i>	3. <del>Component 3</del> Interreg	<i>Provisional common understanding</i>	

Recital 31 is linked to article 51-59



Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
programmes combining contributions from the ERDF and one or more external financing instruments of the Union shall be implemented in any of the following ways:		<b>Strand D</b> programmes combining contributions from the ERDF and one or more external financing instruments of the Union shall be implemented in any of the following ways:	3. <del>Component 3</del> -Interreg <b>D</b> programmes combining contributions from the ERDF and one or more external financing instruments of the Union shall be implemented in any of the following ways:	612
(a) under shared management both in the Member States and in any participating third country or OCT;	<u>Amendment 191</u> a) under shared management both in the Member States and in any participating third country or OCT <b>or group of third countries forming part of a regional organisation;</b>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	613
(b) under shared management only in the Member States and in any participating third country or OCT with regard to ERDF expenditure outside the Union for one or more operations, whereas the contributions from one or more external financing instruments of the Union are managed under indirect management;	<u>Amendment 192</u> b) under shared management only in the Member States and in any participating third country or OCT, <b>or group of third countries forming part of a regional organisation,</b> with regard to ERDF expenditure outside the Union for one or more operations, whereas the contributions from one or more external financing instruments of the Union are managed under indirect management;	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	614
(c) under indirect management both in the Member States and in any participating third country or OCT.	<u>Amendment 193</u> c) under indirect management both in the Member States and in any participating third country or OCT <b>or group of third</b>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	615

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
	<i>countries forming part of a regional organisation.</i>			
Where all or part of a component 3 Interreg programme is implemented under indirect management, Article 60 shall apply.	<u>Amendment 194</u> Where all or part of a component 3 Interreg programme is implemented under indirect management, <i>a prior agreement between Member States and regions concerned is required and</i> Article 60 shall apply.	Where all or part of a <del>component 3</del> <b>an</b> Interreg <b>Strand D</b> programme is implemented under indirect management, Article 60 shall apply.	<i>Provisional common understanding</i>  Where all or part of a <del>component 3</del> <b>an</b> Interreg <b>D</b> programme is implemented under indirect management, Article 60 shall apply.	616
	<u>Amendment 195</u> <i>3 a. Joint calls for proposals mobilising funding from bilateral or multi-country NDICI programmes and ETC programmes may be launched if the respective managing authorities agree to do so. The content of the call shall specify its geographical scope, and its expected contribution to the objectives of the respective programmes. Managing authorities shall decide whether NDICI or ETC rules are applicable to the call. They may decide to appoint a lead managing authority responsible for the tasks of management and control related to the call.</i>		<i>Provisional common understanding</i>  [EP amendment 195 withdrawn]  The addition in row 699a (Recital 7) is linked to this row	617

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
<i>Article 54 Eligibility</i> <sup>78</sup>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	618
1. By way of derogation from Article [57(2)] of Regulation (EU) [new CPR] expenditure shall be eligible for a contribution from external financing instruments of the Union if it has been incurred by a partner or the private partner of PPP operations in the preparation and implementation of Interreg operations from 1 January 2021 and paid after the date when the financing agreement with the respective third country, partner country or OCT was concluded.	<i>[no change]</i>	1. By way of derogation from Article [57(2)] of Regulation (EU) [new CPR] expenditure shall be eligible for a contribution from external financing instruments of the Union if it has been incurred by a partner or the private partner of PPP operations <b>and paid</b> in the preparation, and implementation of Interreg operations from 1 January 2021 <b>and paid or from the date of the programme submission, whichever date is earlier but may be claimed from the programme</b> after the date when the financing agreement with the respective third country, partner country or OCT was concluded.	<i>Provisional common understanding</i> 1. By way of derogation from Article [57(2)] of Regulation (EU) [new CPR] expenditure shall be eligible for a contribution from external financing instruments of the Union if it has been incurred by a partner or the private partner of PPP operations <b>and paid</b> in the preparation, and implementation of Interreg operations from 1 January 2021 <b>and paid or from the date of the programme submission, whichever date is earlier but may be claimed from the programme</b> after the date when the financing agreement with the respective third country, partner country or OCT was concluded.	619
However, expenditure for technical assistance managed by programme authorities located in a Member State shall be eligible as of 1 January 2021, even when paid for actions implemented in favour of third countries, partner countries or OCTs.	<i>[no change]</i>	<del>However, expenditure for technical assistance managed by programme authorities located in a Member State shall be eligible as of 1 January 2021, even when paid for actions implemented in favour of third countries, partner countries or OCTs.</del>	<i>Provisional common understanding</i> However, expenditure for technical assistance managed by programme authorities located in a Member State shall be eligible as of 1 January 2021, even when paid for actions implemented in favour of third countries, partner countries or OCTs <b>may already be claimed from the programme before the date when the financing agreement with the respective</b>	620

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Recital 31 is linked to article 51-59

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
			<b>third country, partner country or OCT was concluded.</b>	
		<b>For costs reimbursed by external financing instrument pursuant to points (b), (c) and (f) of Article 48(1) of Regulation (EU) [new CPR], the actions constituting the basis for reimbursement shall be carried out from 1 January 2021 or from the date of the programme submission, whichever date is earlier but may be claimed from the programme after the date when the financing agreement with the respective third country, partner country or OCT was concluded.</b>	<i>Provisional common understanding</i>  <i>[Council amendment withdrawn]</i>	621
2. Where an Interreg programme selects operations based on calls for proposals, such calls may include applications for a contribution from external financing instruments of the Union, even when launched before the relevant financing agreement was signed, and operations may already be selected before such dates.	<i>[no change]</i>	2. Where an Interreg programme selects operations based on calls for proposals, such calls may include applications for a contribution from external financing instruments of the Union, even when <b>the calls were launched and operations were selected</b> before the relevant financing agreement was signed, <del>and operations may already be selected before such dates.</del>	<i>Provisional common understanding</i>  2. Where an Interreg programme selects operations based on calls for proposals, such calls may include applications for a contribution from external financing instruments of the Union, even when <b>the calls were launched and operations were selected</b> before the relevant financing agreement was <del>signed</del> <b>concluded</b> , <del>and operations may already be selected before such dates.</del>	622
However, the managing authority may not provide the document provided for in Article 22(6) before such dates.	<i>[no change]</i>	<del>However, the</del> <b>The</b> managing authority may <del>not</del> provide the document provided for in Article 22(6) before <del>such dates</del> <b>the</b>	<i>Provisional common understanding</i>  <del>However, the</del> <b>The</b> managing authority may <del>not</del> provide the document provided for in	623

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
		<b>relevant financing agreement was signed.</b>	Article 22(6) before such dates <b>the relevant financing agreement was concluded.</b>	
<i>Article 55 Large infrastructure projects<sup>79</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	624
1. Interreg programmes under this section may support 'large infrastructure projects' meaning operations comprising a set of works, activities or services intended to fulfil an indivisible function of a precise nature pursuing clearly identified objectives of common interest for the purposes of implementing investments delivering a cross-border impact and benefits and where a budget share of at least EUR 2 500 000 is allocated to the acquisition of infrastructure.	<i>[no change]</i>	1. Interreg programmes under this section may support 'large infrastructure projects' meaning operations comprising a set of works, activities or services intended to fulfil an indivisible function of a precise nature pursuing clearly identified objectives of common interest for the purposes of implementing investments delivering a cross-border impact and benefits and where a budget share of <b>a total cost of</b> at least EUR 2 500 000 is allocated to the acquisition, <b>construction or modernisation</b> of infrastructure.	<i>Provisional common understanding</i>  1. Interreg programmes under this <del>section</del> <b>chapter</b> may support 'large infrastructure projects' meaning operations comprising a set of works, activities or services intended to fulfil an indivisible function of a precise nature pursuing clearly identified objectives of common interest for the purposes of implementing investments delivering a cross-border impact and benefits and where a budget share of <b>a total cost of</b> at least EUR 2 500 000 is allocated to the acquisition, <b>construction or modernisation</b> of infrastructure.	625
2. Each beneficiary implementing a large infrastructure project or a part thereof shall apply the applicable public procurement rules.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	626
3. Where the selection of one or more large infrastructure projects is on the agenda of a monitoring committee or, where applicable,	<u>Amendment 196</u> 3. Where the selection of one or more large infrastructure projects is on the agenda of a	3. Where the selection of one or more large infrastructure projects is on the agenda of a monitoring committee or, where applicable,	<i>Provisional common understanding</i>  3. Where the selection of one or more large infrastructure projects is on the	627

<sup>79</sup> Recital 31 is linked to article 51-59  
Recital 33 is linked to this article.

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
<p>steering committee meeting, the managing authority shall transmit a concept note for each such project to the Commission at the latest two months before the date of the meeting. The concept note shall be a maximum of three pages and shall indicate the name, the location, the budget, the lead partner and the partners as well as the main objectives and deliverables thereof. If the concept note concerning one or more large infrastructure projects is not transmitted to the Commission by that deadline, the Commission may request that the chair of the monitoring committee or steering committee remove the projects concerned from the agenda of the meeting.</p>	<p>monitoring committee or, where applicable, steering committee meeting, the managing authority shall transmit a concept note for each such project to the Commission at the latest two months before the date of the meeting. The concept note shall be a maximum of <del>three</del> <b>five</b> pages and shall indicate the name, the location, the budget, the lead partner and the partners as well as the main objectives and deliverables thereof, <b>as well as including a credible business plan which demonstrates that the project or projects' continuation is secure even without the provision of Interreg funds</b>. If the concept note concerning one or more large infrastructure projects is not transmitted to the Commission by that deadline, the Commission may request that the chair of the monitoring committee or steering committee remove the projects concerned from the agenda of the meeting.</p>	<p>steering committee meeting, the managing authority shall transmit a concept note for each such project to the Commission, <b>for information</b>, at the latest two months before the date of the meeting. The concept note shall be a maximum of three pages and shall indicate the name, the location, the budget, the lead partner and the partners as well as the main objectives and deliverables thereof. If the concept note concerning one or more large infrastructure projects is not transmitted to the Commission by that deadline, the Commission may request that the chair of the monitoring committee or steering committee remove the projects concerned from the agenda of the meeting.</p>	<p>agenda of a monitoring committee or, where applicable, steering committee meeting, the managing authority shall transmit a concept note for each such project to the Commission, <b>for information</b>, at the latest two months before the date of the meeting. The concept note shall be a maximum of three pages and shall indicate the name, the location, the budget, the lead partner and the partners as well as the main objectives and deliverables thereof. If the concept note concerning one or more large infrastructure projects is not transmitted to the Commission by that deadline, the Commission may request that the chair of the monitoring committee or steering committee remove the projects concerned from the agenda of the meeting.</p>	
<p>Article 56 Procurement<sup>80</sup></p>	<p>[no change]</p>	<p>[no change]</p>	<p>Provisional common understanding [no change]</p>	<p>628</p>
<p>1. Where the implementation</p>	<p>[no change]</p>	<p>[no change]</p>	<p>Provisional common understanding</p>	<p>629</p>

<sup>80</sup> Recital 31 is linked to article 51-59

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
of an operation requires procurement of service, supply or works contracts by a beneficiary, the following rules shall apply:			<i>[no change]</i>	
(a) where the beneficiary is a contracting authority or a contracting entity within the meaning of the Union law applicable to public procurement procedures, it shall apply national laws, regulations and administrative provisions adopted in connection with Union laws;	<i>[no change]</i>	(a) where the beneficiary <b>is located in a Member State and</b> is a contracting authority or a contracting entity within the meaning of the Union law applicable to public procurement procedures, it shall apply national laws, regulations and administrative provisions <del>adopted in connection with Union laws;</del>	Provisional common understanding  (a) where the beneficiary <b>is located in a Member State and</b> is a contracting authority or a contracting entity within the meaning of the Union law applicable to public procurement procedures, it shall apply national laws, regulations and administrative provisions <del>adopted in connection with Union laws;</del>	630
(b) where the beneficiary is a public authority of a partner country under IPA III or NDICI whose co-financing is transferred to the Managing Authority, it may apply national laws, regulations and administrative provisions, provided that the financing agreement allows it and that the contract is awarded to the tender offering best value for money, or as appropriate, to the tender offering the lowest price, while avoiding any conflict of interests.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	631
2. For the award of goods, works or services in all cases other than those referred to in paragraph 1, the procurement procedures under Articles [178] and [179] of	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	632

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
Regulation (EU, Euratom) [FR-Omnibus] and Chapter 3 of Annex 1 (Points 36 to 41) to that Regulation shall apply.				
<i>Article 57 Financial management<sup>81</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	633
The Commission decisions approving Interreg programmes also supported by an external financing instrument of the Union shall meet the requirements necessary to constitute financing decisions in terms of Article [110(2)] of Regulation (EU, Euratom) [FR-Omnibus].	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	634
<i>Article 58 Conclusion of Financing Agreements under shared management<sup>82</sup></i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding [no change]</i>	635
1. In order to implement an Interreg programme in a third country, partner country or OCT, in accordance with Article [112(4)] of Regulation (EU, Euratom) [FR-Omnibus], a financing agreement shall be concluded between the Commission representing the Union and each participating third country, partner country or OCT represented in accordance with its national legal	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding  [no change]</i>	636

<sup>81</sup> Recital 31 is linked to article 51-59

<sup>82</sup> Recital 30, on which the EP adopted an am, is linked to article 22(6), 50, 58(5)(f)  
Recital 31 is linked to article 51-59



Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
framework.				
2. Any financing agreement shall be concluded at the latest on 31 December of the year following the year when the first budget commitment was made and shall be considered concluded on the date when the last party has signed it.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	637
Any financing agreement shall enter into force either on the date	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	638
(a) when the last party has signed it; or	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	639
(b) when the third or partner country or OCT has completed the procedure required for ratification under its national legal framework and informed the Commission .	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	640
3. Where an Interreg programme involves more than one third country, partner country or OCT, at least one financing agreement shall be signed by both parties before that date. The other third countries, partner countries or OCTs may sign their respective financing agreements at the latest on 30 June of the second year following the year when the first budget commitment was made.	<i>[no change]</i>	3. <b>The Commission shall provide the draft financing agreement at the latest one year prior to the deadline for signature.</b>  Where an Interreg programme involves more than one third country, partner country or OCT, at least one financing agreement shall be signed by both parties before <del>that</del> <b>the date specified in</b>	Provisional common understanding  3. <b>The Commission shall provide the draft financing agreement when approving the external programme.</b>  Where an Interreg programme involves more than one third country, partner country or OCT, at least one financing agreement shall be <b>concluded</b> <del>signed</del> by both parties before <del>that</del> <b>the date specified in paragraph 2.</b> The other third countries,	641

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
		<b>paragraph 2.</b> The other third countries, partner countries or OCTs may sign their respective financing agreements at the latest on 30 June of the second year following the year when the first budget commitment was made.	partner countries or OCTs may sign their respective financing agreements at the latest on 30 June of the second year following the year when the first budget commitment was made.	
4. The Member State hosting the managing authority of the relevant Interreg programme either	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>	642
(a) may also sign the financing agreement; or	<i>[no change]</i>	<i>[no change]</i>	<i>[no change]</i> <i>Provisional common understanding</i>	643
(b) shall sign, on the same date, an implementing agreement with each third country, partner country or OCT participating in that Interreg programme setting out the mutual rights and obligations with regard to its implementation and financial management.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	644
When transmitting the signed copy of the financing agreement or a copy of the implementing agreement to the Commission, the Member State hosting the managing authority shall also send, as a separate document, a list of the planned large infrastructure projects as defined in Article 55, indicating the prospective name, location, budget and lead partner thereof.	<i>[no change]</i>	<del>When transmitting the signed copy of the financing agreement or a copy of the implementing agreement to the Commission, the Member State hosting the managing authority shall also send, as a separate document, a list of the planned large infrastructure projects as defined in Article 55, indicating the prospective name, location, budget and lead partner thereof.</del>	<i>Provisional common understanding</i> When transmitting the signed copy of the financing agreement or a copy of the implementing agreement to the Commission, the Member State hosting the managing authority shall also send, as a separate document, a list of the planned large infrastructure projects as defined in Article 55, indicating the prospective name, location, budget and lead partner thereof.	645

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
			<b>Where the selection of the first of the envisaged large infrastructure projects is on the agenda of a monitoring committee or, where applicable, steering committee meeting,</b> the Member State hosting the managing authority shall send <b>to the Commission, at the latest two months before the date of the meeting,</b> as a separate document, a list of the planned large infrastructure projects as defined in Article 55, indicating the prospective name, location, budget and lead partner thereof.	
5. An implementing agreement signed pursuant to point (b) of paragraph 4 shall at least cover the following elements:	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	646
(a) detailed arrangements for payments;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	647
(b) financial management;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	648
(c) record keeping;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	649
(d) reporting obligations;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	650
(e) verifications, controls and audit;	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	651
(f) irregularities and recoveries.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>	652

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
			<i>[no change]</i>	
6. Where the Member State hosting the managing authority of the Interreg programme decides to sign the financing agreement pursuant to point (a) of paragraph 4, that financing agreement shall be considered a tool to implement the Union budget in accordance with the Financial Regulation and not an international agreement as referred to in Articles 216 to 219 of the TFEU.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	653
<i>Article 59 Third country, partner country or OCT contribution other than co-financing<sup>83</sup></i>	<i>[no change]</i>	<i>Article 59 Third country, partner country or OCT contribution other than co-financing<sup>84</sup></i>	Provisional common understanding <i>Article 59</i> Third country, partner country or OCT contribution other than co-financing <sup>85</sup>	654
1. Where a third country, partner country or OCT transfers to the Managing Authority a financial contribution to the Interreg programme other than its co-financing of the Union support to the Interreg programme, the rules concerning that financial contribution shall be contained in the following document:	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	655

<sup>83</sup> Recital 18, on which the EP adopted an am, is linked to article 14(2), 23(3), 44(3), 53(1), 59(3).  
Recital 31 is linked to article 51-59

<sup>84</sup> **Council position:** The final wording on de-commitment rule for Interreg programmes also supported by IPA III CBC or NDICI III CBC will be subject to MFF discussions.

<sup>85</sup> **Council position:** The final wording on de-commitment rule for Interreg programmes also supported by IPA III CBC or NDICI III CBC will be subject to MFF discussions.

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
(a) where the Member State signs the financing agreement pursuant to point (a) of Article 58(4), in a separate implementing agreement signed either between the Member State hosting the managing authority and the third country, partner country or OCT or directly between the managing authority and the competent authority in the third country, partner country or OCT;	<i>[no change]</i>	(a) where the Member State signs the financing agreement pursuant to point (a) of Article 58(4), in <b>one of the following:</b>	<i>Provisional common understanding</i>  (a) where the Member State signs the financing agreement pursuant to point (a) of Article 58(4), in <b>one of the following:</b>	656
		<b>(i) a distinct part of that financing agreement; or</b>	<i>Provisional common understanding</i>  <b>(i) a distinct part of that financing agreement; or</b>	657
		<b>(ii) in</b> a separate implementing agreement signed either between the Member State hosting the managing authority and the third country, partner country or OCT or directly between the managing authority and the competent authority in the third country, partner country or OCT;	<i>Provisional common understanding</i>  <b>(ii) in</b> a separate implementing agreement signed either between the Member State hosting the managing authority and the third country, partner country or OCT or directly between the managing authority and the competent authority in the third country, partner country or OCT;	658
(b) where the Member State signs an implementing agreement pursuant to point (b) of Article 58(4), in one of the following:	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	659
(i) a distinct part of that implementing agreement; or	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	660
(ii) an additional implementing	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>	661

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
agreement signed between the same parties referred to point (a).			<i>[no change]</i>	
For the purposes of point (b)(i) of the first subparagraph, sections of the implementing agreement may, where applicable, cover both the transferred financial contribution and the Union support to the Interreg programme.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	662
2. An implementing agreement under paragraph 1 shall at least contain the elements concerning the third country's, partner country's or OCT's co-financing listed in Article 58(5).	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	663
In addition, it shall set out both of the following:	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	664
(a) the amount of the additional financial contribution;	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	665
(b) the intended use and conditions for its use, including conditions for applications for that additional contribution.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	666
3. With regard to the PEACE PLUS programme, the financial contribution to Union activities from the United Kingdom in the form of external assigned revenue as referred to in [point (e) of Article 21(2)] of Regulation (EU, Euratom) [FR-Omnibus] shall make part of the budget appropriations for Heading 2	<i>[no change]</i>	3. With regard to the PEACE PLUS programme, the financial contribution to Union activities from the United Kingdom in the form of external assigned revenue as referred to in [point (e) of Article 21(2)] of Regulation (EU, Euratom) [FR-Omnibus] shall make part of the budget appropriations for	Provisional common understanding  3. With regard to the PEACE PLUS programme, the financial contribution to Union activities from the United Kingdom in the form of external assigned revenue as referred to in [point (e) of Article 21(2)] of Regulation (EU, Euratom) [FR-Omnibus] shall make part of the budget appropriations	667

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
'Cohesion and Values', sub-ceiling 'Economic, social and territorial cohesion'.		Heading 2 'Cohesion and Values', sub-ceiling 'Economic, social and territorial cohesion'.	for Heading 2 'Cohesion and Values', sub-ceiling 'Economic, social and territorial cohesion'.	
That contribution shall be subject to a specific financing agreement with the United Kingdom in accordance with Article 58. The Commission and the United Kingdom as well as Ireland shall be parties to this specific financing agreement.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	668
It shall be signed before the beginning of the implementation of the programme thus allowing the Special EU Programmes Body to apply all the Union legislation for the implementation of the programme.	<i>[no change]</i>	It shall be signed before the beginning of the implementation of the programme thus allowing the Special EU Programmes Body to apply all the Union legislation for the implementation of the programme.	<i>Provisional common understanding</i>  It shall be <del>signed</del> <b>concluded</b> before the beginning of the implementation of the programme thus allowing the Special EU Programmes Body to apply all the Union legislation for the implementation of the programme.	669
CHAPTER IX Specific provisions for direct or indirect management	<i>[no change]</i>	CHAPTER IX Specific provisions for <del>direct or</del> indirect management	<i>Provisional common understanding</i>  CHAPTER IX Specific provisions for <del>direct or</del> indirect management	670
<i>Article 60</i> <i>Outermost regions' cooperation</i> <sup>86</sup>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	671
1. Where part or all of a component 3 Interreg programme is implemented under indirect management pursuant to point (b) or	<u>Amendment 197</u> 1. Where, <b>after consulting stakeholders</b> , part or all of a component 3 Interreg programme is	1. Where part or all of a component 3 <b>Interreg Strand D</b> programme is implemented under indirect management pursuant to	<i>Provisional common understanding</i>  1. Where, <b>with the agreement of the Members State and the regions</b>	672

<sup>86</sup> Recital 14, on which the EP adopted an am, is linked to art. 6, 10(5), 16(5), 23 (4), 60 Recital 32, on which the EP adopted an am, is linked to this article.

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
(c) respectively of Article 53(3), implementation tasks shall be entrusted to one of the bodies listed in point [(c) of the first subparagraph of Article 62(1)] of Regulation (EU, Euratom) [FR-Omnibus], in particular to such a body located in the participating Member State, including the managing authority of the Interreg programme concerned.	implemented under indirect management pursuant to point (b) or (c) respectively of Article 53(3) of this Regulation, implementation tasks shall be entrusted to one of the bodies listed in point [(c) of the first subparagraph of Article 62(1)] of Regulation (EU, Euratom) [FR-Omnibus], in particular to such a body located in the participating Member State, including the managing authority of the Interreg programme concerned.	point (b) or (c) respectively of Article 53(3), implementation tasks shall be entrusted to one of the bodies listed in point [(c) of the first subparagraph of Article 62(1)] of Regulation (EU, Euratom) [FR-Omnibus], in particular to such a body located in the participating Member State, including the managing authority of the Interreg programme concerned.	<b>concerned</b> , part or all of a <del>component 3a</del> <b>Interreg D</b> programme is implemented under indirect management pursuant to point (b) or (c) respectively of Article 53(3), implementation tasks shall be entrusted to one of the bodies listed in point [(c) of the first subparagraph of Article 62(1)] of Regulation (EU, Euratom) [FR-Omnibus], in particular to such a body located in the participating Member State, including the managing authority of the Interreg programme concerned.	
2. In accordance with [point (c) of Article 154(6)] of Regulation (EU, Euratom) [FR-Omnibus], the Commission may decide not to require an <i>ex-ante</i> assessment as referred to in paragraphs 3 and 4 of that Article when the budget implementation tasks referred to in [point (c) of the first subparagraph of Article 62(1)] of Regulation (EU, Euratom) [FR-Omnibus] are entrusted to a managing authority of an outermost regions' Interreg programme identified pursuant to Article 37(1) of this Regulation and in accordance with Article [65] of Regulation (EU) [new CPR].	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	673
3. Where the budget implementation tasks referred to in [point (c) of the first subparagraph of	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	



Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
Article 62(1)] of Regulation [FR-Omnibus] are entrusted to a Member State organisation, Article [157] of Regulation (EU, Euratom) [FR-Omnibus] shall apply.				674
4. Where a programme or action co-financed by one or more external financing instrument is implemented by a third country, a partner country, an OCT or any of the other bodies listed to in [point (c) of the first subparagraph of Article 62(1)] of Regulation (EU, Euratom) [FR-Omnibus] or referred to in Regulation (EU) [NDICI] or Council Decision [OCT Decision] or both, the relevant rules of these instruments shall apply, in particular Chapters I, III and V of Title II of Regulation (EU) [NDICI].	<i>[no change]</i>	4. Where a programme or action co-financed by one or more external financing instrument is implemented by a third country, a partner country, an OCT or any of the other bodies listed to in [point (c) of the first subparagraph of Article 62(1)] of Regulation (EU, Euratom) [FR-Omnibus] or referred to in Regulation (EU) [NDICI] or Council Decision [OCT Decision] or both, the relevant rules of these instruments shall apply, in particular Chapters I, III and V of Title II of Regulation (EU) [NDICI].	<i>Provisional common understanding</i>  4. Where a programme or action co-financed by one or more external financing instrument is implemented by a third country, a partner country, an OCT or any of the other bodies listed to in [point (c) of the first subparagraph of Article 62(1)] of Regulation (EU, Euratom) [FR-Omnibus] or referred to in Regulation (EU) [NDICI] or Council Decision [OCT Decision] or both, the relevant rules of these instruments shall apply, in particular Chapters I, III and V of Title II of Regulation (EU) [NDICI].	675
		<b>Conditions for the implementation of part of an Interreg Strand D programme under indirect management pursuant to point (b) or (c) of Article 53(3) shall be defined by an agreement concluded between the Commission, the managing authority or its Member State and the entrusted body.</b>	<i>Provisional common understanding</i>  <b>Conditions for the implementation of part of an Interreg Strand D programme under indirect management pursuant to point (b) or (c) of Article 53(3) shall be defined by an agreement concluded between the Commission, the managing authority or its Member State and the entrusted body.</b>	676
<i>Article 61 Interregional innovation investments</i>	<i>Amendment 198 Interregional innovation</i>	<i>Article 61 Interregional innovation</i>	<i>Provisional common understanding</i>	677

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
	<i>investments</i>	<i>investments</i>	Article 61 Interregional innovation investments	
At the initiative of the Commission, the ERDF may support interregional innovation investments, as set out in point 5 of Article 3, bringing together researchers, businesses, civil society and public administrations involved in smart specialisation strategies established at national or regional levels.	<del>At the initiative of the Commission, the ERDF may support interregional innovation investments, as set out in point 5 of Article 3, bringing together researchers, businesses, civil society and public administrations involved in smart specialisation strategies established at national or regional levels.</del>	<del>At the initiative of the Commission, the ERDF may support interregional innovation investments, as set out in point 5 of Article 3, bringing together researchers, businesses, civil society and public administrations involved in smart specialisation strategies established at national or regional levels.</del>	Provisional common understanding  <del>At the initiative of the Commission, the ERDF may support interregional innovation investments, as set out in point 5 of Article 3, bringing together researchers, businesses, civil society and public administrations involved in smart specialisation strategies established at national or regional levels.</del>	678
	<u>Amendment 199</u> <b>Article 61 a</b> <b>Exemption from reporting requirements under Article 108(3) TFEU</b>		Provisional common understanding  [EP amendment 199 withdrawn]	679
	<b>The Commission may declare that aid in favour of projects supported by EU European territorial cooperation are compatible with the internal market and are not subject to the notification requirements of Article 108(3) TFEU.</b>		Provisional common understanding  [EP amendment 199 withdrawn]	680
CHAPTER X Final provisions	[no change]	[no change]	Provisional common understanding [no change]	681
Article 62 Exercise of the delegation <sup>87</sup>	[no change]	[no change]	Provisional common understanding [no change]	682
1. The power to adopt delegated acts is conferred on the	[no change]	[no change]	Provisional common understanding	683

<sup>87</sup> Recital 36 is linked to article 16(6) and 62.

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
Commission subject to the conditions laid down in this Article.			<i>[no change]</i>	
2. The power to adopt delegated acts referred to in Article 16(6) shall be conferred on the Commission from <i>[as of one day after its publication = date of entry into force]</i> until 31 December 2027.	<i>[no change]</i>	2. The power to adopt delegated acts referred to in Article 16(6) shall be conferred on the Commission from <i>[as of one day after its publication = date of entry into force]</i> until 31 December 2027	<i>Provisional common understanding</i>  <i>Same wording in all regulations should be envisaged.</i>  2. The power to adopt delegated acts referred to in Article 16(6) shall be conferred on the Commission from <i>[as of one day after its publication = date of entry into force]</i> until 31 December 2027.	684
3. The delegation of power referred to in Article 16(6) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the <i>Official Journal of the European Union</i> or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	685
4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	686
5. As soon as it adopts a	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>	687

Commission proposal	European Parliament's First reading (26/3/19)	Council Position (COREPER mandate 29/5/19 and 05/10/20)	Compromise proposal, comments	Rows
delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.			<i>[no change]</i>	
6. A delegated act adopted pursuant to Article 16(6) shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of [two months] of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by [two months] at the initiative of the European Parliament or of the Council.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	688
<i>Article 63 Committee Procedure</i>	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding <i>[no change]</i>	689
1. The Commission shall be assisted by the committee set up pursuant to Article [108(1)] of Regulation (EU) [new CPR]. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	690
2. Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply.	<i>[no change]</i>	<i>[no change]</i>	Provisional common understanding  <i>[no change]</i>	691

<b>Commission proposal</b>	<b>European Parliament's First reading</b> (26/3/19)	<b>Council Position</b> (COREPER mandate 29/5/19 and 05/10/20)	<b>Compromise proposal, comments</b>	<b>Rows</b>
<i>Article 64</i> <i>Transitional provisions</i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	692
Regulation (EU) No 1299/2013 or any act adopted thereunder shall continue to apply to programmes and operations supported by the ERDF under the 2014-2020 programming period.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	693
<i>Article 65</i> <i>Entry into force</i>	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i> <i>[no change]</i>	694
This Regulation shall enter into force on the day following that of its publication in the <i>Official Journal of the European Union</i> .	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	695
This Regulation shall be binding in its entirety and directly applicable in all Member States.	<i>[no change]</i>	<i>[no change]</i>	<i>Provisional common understanding</i>  <i>[no change]</i>	696