

European Maritime and Fisheries Fund and repealing Regulation (EU) No 508/2014

2018/0210(COD)

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4-column document following the technical interinstitutional meeting of 15.09.2020

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
Article 1				
65	Article 1 Subject-matter	Article 1 Subject-matter	Article 1 Subject-matter	Article 1 Subject-matter Block 1
Article 1, first paragraph				
66	This Regulation establishes the European Maritime and Fisheries Fund (EMFF). It lays down the priorities of the EMFF, the budget for the period 2021-2027, the forms of Union funding and the specific rules for providing such funding, complementing the general rules applying to the EMFF under Regulation (EU) No [Regulation laying down Common Provisions].	This Regulation establishes the European Maritime, <u>Fisheries and Aquaculture</u> and Fisheries Fund (EMFF <u>EMFAF</u>). It lays down the priorities of the EMFF <u>EMFAF</u> , the budget for the period 2021-2027, the forms of Union funding and the specific rules for providing such funding, complementing the general rules applying to the EMFF <u>EMFAF</u> under Regulation (EU) No [Regulation laying down Common Provisions].	This Regulation establishes the European Maritime, Fisheries and Aquaculture and Fisheries Fund (EMFF <u>EMFAF</u>). It lays down the priorities of the EMFF <u>EMFAF</u> , the budget for the period 2021-2027, the forms of Union funding and the specific rules for providing such Union funding, complementing the general rules applying to the EMFF <u>EMFAF</u> under Regulation (EU) No [Regulation laying down Common Provisions].	This Regulation establishes the European Maritime, Fisheries and Aquaculture Fund (EMFAF). It lays down the priorities of the EMFAF, the budget for the period 2021-2027, and the specific rules for providing Union funding, complementing the general rules applying to the EMFAF under Regulation (EU) No [Regulation laying down Common Provisions]. Block 1
Article 2				
67	Article 2	Article 2	Article 2	Article 2

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	Geographical scope	Geographical scope	deleted	[Deleted] Block 1
Article 2, first paragraph				
68	This Regulation shall apply to operations carried out in the territory of the Union, unless otherwise provided for in this Regulation.	This Regulation shall apply to operations carried out in the territory of the Union, unless otherwise provided for in this Regulation.	deleted	Technical meeting 4 May: CPR not closed on this - depending on the final outcomes of CPR an article on Geographical scope may be necessary. Further reflection also on the need of a recital is needed (LSs could have a look). Technical Meeting 15 September: COM informed that CPR is still not finalised regarding geographical scope. Block 1
Article 3				
69	Article 3 Definitions	Article 3 Definitions	Article 3 Definitions	Block 2 Block 3
Article 3(1)				
70	1. For the purpose of this Regulation and without prejudice to paragraph 2, the definitions referred to in Article 4 of Regulation (EU) No 1380/2013, Article 5 of	1. For the purpose of this Regulation and without prejudice to paragraph 2, the definitions referred to in Article 4 of Regulation (EU) No 1380/2013, Article 5 of	1. For the purpose of this Regulation and without prejudice to paragraph 2, the definitions referred to in Article 4 of Regulation (EU) No 1380/2013, Article 5 of	1. For the purpose of this Regulation and without prejudice to paragraph 2, the definitions referred to in Article 4 of Regulation (EU) No 1380/2013, Article 5 of

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	Regulation (EU) No 1379/2013, Article 4 of Regulation (EC) No 1224/2009 and Article 2 of Regulation (EU) No [Regulation laying down Common Provisions] shall apply.	Regulation (EU) No 1379/2013, Article 4 of Regulation (EC) No 1224/2009 and Article 2 of Regulation (EU) No [Regulation laying down Common Provisions] shall apply.	Regulation (EU) No 1379/2013, Article 4 of Regulation (EC) No 1224/2009, Article 2 of Regulation (EU) No [Regulation establishing the InvestEU Programme] and Article 2 of Regulation (EU) No [Regulation laying down Common Provisions] shall apply.	Regulation (EU) No 1379/2013, Article 4 of Regulation (EC) No 1224/2009, Article 2 of Regulation (EU) No [Regulation establishing the InvestEU Programme] and Article 2 of Regulation (EU) No [Regulation laying down Common Provisions] shall apply. Technical meeting 17 July 2020: agreement to include Council AM. Block 2
Article 3(2), introductory part				
g	71 2. For the purpose of this Regulation, the following definitions apply:	2. For the purpose of this Regulation, the following definitions apply:	2. For the purpose of this Regulation, the following definitions apply:	2. For the purpose of this Regulation, the following definitions apply: Block 2 Identical provision
Article 3(2), point(5)				
y	76 (5) 'exploratory fishing' means fishing for stocks that have not been subject to fishing or have not been subject to fishing by a particular gear type or technique in the previous ten years;	(5) 'exploratory fishing' means fishing for stocks that have not been subject to fishing or have not been subject to fishing by a particular gear type or technique in the previous ten years;	(5) 'exploratory fishing' means any fishing operation carried out for commercial purposes in a given area with a view to assessing the profitability and biological sustainability of regular, long-term exploitation of the fishery resources in that area for stocks	Technical meeting 17 July 2020: Legal services to propose new drafting for next meeting. Linked to row 174. Technical meeting 8 September: Definition agreed between legal services: Council definition. Need to

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			that have not been subject to commercial fishing for stocks that have not been subject to fishing or have not been subject to fishing by a particular gear type or technique in the previous ten years;	review as consequence row 174 (no need for reference to scientific institutions. Invasive species issue to be rediscussed. Tentative agreement on Council proposal for definition, to be confirmed by EP, row 174 left open. Technical Meeting 15 September: Linked to row 174: Feedback on the reasons to include invasive species still needed from the Council. In brackets for the time being. Block 2
Article 3(2), point(6)				
77	(6) 'fisher' means any natural person engaging in commercial fishing activities, as recognised by the relevant Member State;	(6) 'fisher' means any natural person engaging in commercial fishing activities, as recognised by the relevant Member State;	(6) 'fisher' means any natural person engaging in commercial fishing activities, as recognised by the relevant Member State;	Technical meeting 17 July 2020: Council to reflect internally. Technical meeting 8 September: Council to check with MS. Technical Meeting 15 September: Council to provide feedback. Block 2
Article 3(2), point(6a)				
77a		6a 'recreational fisheries' means non-commercial fishing activities exploiting marine biological		Block 2 Technical Meeting 15 September: EP to withdraw amendment.

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		<u>resources for recreation, tourism or sport;</u> AM 74		
Article 3(2), point(6b)				
y	77b	<u>6b 'recreational fisheries sector' means all segments of recreational fisheries and the businesses and jobs dependant on or generated by those fisheries;</u> AM 75		<p>Technical meeting 17 July 2020: EP to reflect internally, as COM indicated that this definition is not necessary in EMFAF regulation.</p> <p>Technical meeting 8 September: EP to see after discussions on row 290. Left open.</p> <p>Technical Meeting 15 September: Pending discuss on row 290 (Block 3).</p> <p>Block 2</p>
Article 3(2), point(7)				
g	78	(7) 'inland fishing' means fishing activities carried out for commercial purposes in inland waters by vessels or other devices, including those used for ice fishing;	(7) 'inland fishing' means fishing activities carried out for commercial purposes in inland waters by vessels or other devices, including those used for ice fishing;	(7) 'inland fishing' means fishing activities carried out for commercial purposes in inland waters by vessels or other devices, including those used for ice fishing; Block 2 Identical provision

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Article 3(2), point(7a)				
78a		<p><u>7a 'on-foot fisher' means any natural person engaging in commercial on-foot fishing activities, as recognised by the relevant Member State;</u></p> <p>AM 76</p>		<p>Technical meeting 17 July 2020: To be discussed at a later stage. Explore the possibility to include in a recital.</p> <p>Technical meeting 8 September: EP can be flexible with "fishers not using vessels", and include a recital mentioning on-foot fishers as fishers not using vessels. EP ok with deletion of definition too. To be discussed after discussion on row 85.</p> <p>Technical Meeting 15 September: EP: Flexible to drop AM if fishing on foot and shellfish gathering is included in row 85.</p> <p>Block 2</p>
Article 3(2), point(14)				
85	<p>(14) 'small-scale coastal fishing' means fishing carried out by fishing vessels of an overall length of less than 12 metres and not using towed gear as listed in Article 2(1) of Council Regulation (EC) No 1967/2006¹;</p> <p>1. Council Regulation (EC) No 1967/2006 of</p>	<p>(14) 'small-scale coastal fishing' means fishing carried out by fishing vessels of an overall length of less than 12 metres and not using towed gear as listed in Article 2(1) of Council Regulation (EC) No 1967/2006¹, <u>fishing on foot and shellfish gathering;</u></p>	<p>(14) 'small-scale coastal fishing' means fishing carried out by fishing vessels of an overall length of less than 12 metres and not using towed gear as listed in Article 2(1) of Council Regulation (EC) No 1967/2006¹;</p> <p>1. Council Regulation (EC) No 1967/2006 of</p>	<p>Technical meeting 17 July 2020: To be discussed at a later stage. COM and Council not convinced of the relevance of this definition.</p> <p>Technical meeting 8 September: To be discussed at political level.</p> <p>Technical Meeting 15 September:</p>

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	21 December 2006 concerning management measures for the sustainable exploitation of fishery resources in the Mediterranean Sea, amending Regulation (EEC) No 2847/93 and repealing Regulation (EC) No 1626/94 (OJL 409, 30.12.2006, p. 11).	1. Council Regulation (EC) No 1967/2006 of 21 December 2006 concerning management measures for the sustainable exploitation of fishery resources in the Mediterranean Sea, amending Regulation (EEC) No 2847/93 and repealing Regulation (EC) No 1626/94 (OJL 409, 30.12.2006, p. 11). AM 79	21 December 2006 concerning management measures for the sustainable exploitation of fishery resources in the Mediterranean Sea, amending Regulation (EEC) No 2847/93 and repealing Regulation (EC) No 1626/94 (OJL 409, 30.12.2006, p. 11).	Council: Certain openness from MS to EP text. Inland fishing could also be added in the text. COM: The definition could be made clearer. Legal Services to have a look. Block 2
	Article 3(2), point(14a)			
y	85a	<u>14a 'small-scale fleet from outermost regions' means a small-scale fleet that operates at the outermost regions as defined in each national operational programme;</u> AM 80		Technical meeting 17 July 2020: To be discussed with the rest of provisions related to the outermost regions. Block 2
	Article 4			
g	87	Article 4 Priorities	Article 4 Priorities	Article 4 Priorities Block 1
	Article 4, first paragraph, introductory part			
g	88	The EMFF shall contribute to the implementation of the CFP and of the maritime policy. It shall pursue the following priorities:	The EMFF EMFAF shall contribute to the implementation of the CFP and of the maritime policy. It shall pursue the following priorities:	The EMFAF shall contribute to the implementation of the CFP and of the maritime policy. It shall pursue the following priorities:

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				Block 1
Article 4, first paragraph, point(1)				
R	89 (1) Fostering sustainable fisheries and the conservation of marine biological resources;	(1) Fostering sustainable fisheries and the <u>protection, restoration and</u> conservation of marine biological resources; AM 291/rev	(1) Fostering sustainable fisheries and the conservation of marine aquatic biological resources;	(1) Fostering sustainable fisheries and the restoration and conservation of aquatic biological resources EP proposal: [and socio-economic stability]; Council: not agreed at this stage Political trilogue 4 March: remains open for forthcoming political discussion - also dependent on row 137b Block 1
Article 4, first paragraph, point(1a)				
G	89a	<u>1a Fostering sustainable aquaculture;</u> AM 85		EP amendment withdrawn Block 1
Article 4, first paragraph, point(2)				
G	90 (2) Contributing to food security in the Union through competitive and sustainable aquaculture and markets;	(2) Contributing to food security in the Union through competitive and sustainable <u>sustainable and socially</u>	(2) Contributing to food security in the Union through competitive and sustainable Fostering sustainable	(2) Fostering sustainable aquaculture activities, and processing and marketing of

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		<i>responsible</i> aquaculture, <i>fisheries</i> and markets; AM 291/rev	aquaculture activities and processing and marketing of fisheries and aquaculture and markets products; Typo - GA says markeing but it should be marketing	fisheries and aquaculture products, contributing to food security in the Union. Block 1
Article 4, first paragraph, point(3)				
g	91 (3) Enabling the growth of a sustainable blue economy and fostering prosperous coastal communities;	(3) Enabling the growth of a sustainable blue economy, <i>taking into account the ecological carrying capacity</i> , and fostering <i>prosperity and economic and social cohesion in prosperous coastal, island and inland</i> communities; AM 87	(3) Enabling the growth of a sustainable blue economy and fostering the development of fishing and aquaculture prosperous coastal communities in coastal and inland areas ;	(3) Enabling a sustainable blue economy in coastal, island and inland areas, and fostering the development of fishing and aquaculture communities; Block 1
Article 4, first paragraph, point(4)				
g	92 (4) Strengthening international ocean governance and enabling safe, secure, clean and sustainably managed seas and oceans.	(4) Strengthening international ocean governance and enabling safe, secure, clean and sustainably managed seas and oceans.	(4) Strengthening international ocean governance and enabling safe, secure, clean and sustainably managed seas and oceans.	(4) Strengthening international ocean governance and enabling safe, secure, clean and sustainably managed seas and oceans. Block 1
Article 4, first paragraph, first paragraph				
y	93 Support under the EMFF shall contribute to the achievement of the	Support under the EMFF <i>EMFAF</i> shall <i>also</i> contribute to the	Support under the EMFF <i>EMFAF</i> shall contribute to the achievement	Support under the EMFAF shall [also] contribute to the achievement

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	<p>environmental and climate change mitigation and adaptation objectives of the Union. That contribution shall be tracked in accordance with the methodology set out in Annex IV.</p>	<p>achievement of the environmental and climate change mitigation and adaptation objectives of the Union. That contribution shall be tracked in accordance with the methodology set out in Annex IV.</p> <p><i><u>The pursuit of those objectives shall not result in an increase in fishing capacity.</u></i></p> <p>AM 88 & 281</p>	<p>of the environmental and climate change mitigation and adaptation objectives of the Union. That contribution shall be tracked in accordance with the methodology set out in Annex IV.</p>	<p>of the environmental and climate change mitigation and adaptation objectives of the Union. That contribution shall be tracked in accordance with the methodology set out in Annex IV.</p> <p>[The pursuit of those objectives shall not result in an increase in fishing capacity.]</p> <p>Technical meeting 4 May: EP will clarify whether their amendment relates to overall capacity of the fleet or capacity of individual vessels at the next meeting.</p> <p>Technical meeting 11 May: EP and Council to define conditions for eligibility resulting in an increase in fishing capacity.</p> <p>COM to provide examples of operations not resulting in an increase in the ability to catch fish and explore the possibility to add a specific objective for safety and security on board.</p> <p>Technical meeting 17 July 2020: Legal Services to propose drafting and to reflect on most suitable place for this principle, as linked to Article 13 package.</p>

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				<p>Technical meeting 8 September: To be rediscussed</p> <p>Technical Meeting 15 September: Agreement to delete “also”.</p> <p>Block 1 Block2</p> <p>EP and Council agreed in the first political trilogue that funding under EMFAF should not result in increases in fishing capacities. The appropriate drafting and place of the EP amendment remain to be discussed.</p>
Article 4a				
y	93a	<p>Article 4a <u>Outermost Regions</u></p> <p>AM 89</p>		<p>Article 4a</p> <p>Political agreement on 10 December 2019 to group provisions related to outermost regions in the same chapter, without creating a new priority. The content of the provisions will be discussed under Blocks 2 and 3.</p> <p>Block 1 Block2</p>
Article 4a(1)				
y	93b	<p><u>1 All the provisions of this</u></p>		<p>1. Political agreement on 10</p>

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		<i>Regulation must take into account the specific constraints recognised in Article 349 of the Treaty on the Functioning of the European Union.</i> AM 89		December 2019 to group provisions related to outermost regions in the same chapter, without creating a new priority. The content of the provisions will be discussed under Blocks 2 and 3. Block 1 Block 2
Article 6				
R	99 Article 6 Budgetary resources under shared management	Article 6 Budgetary resources under shared management	Article 6 Budgetary resources under shared management	Block 2 Block 5
Article 6(4a)				
R	106b	<i>4b At least 10 % of the Union financial support allocated per Member State shall be allocated to improving the safety, working and living conditions of the crew, training, social dialogue, skills and employment. However, the Union financial support from the EMFAF allocated per Member State for all investments on board shall not exceed 60 % of the Union financial support allocated per Member State.</i> AM 96		Block 2 Block 5

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	Article 6(5), introductory part			
107	5. The Union financial support from the EMFF allocated per Member State to the areas of support referred to in Articles 17(2) and 18 shall not exceed the higher of the following two thresholds:	5. The Union financial support from the EMFF EMFAF allocated per Member State to the areas of support referred to in Articles 17(2) and 18 shall not exceed the higher of the following two thresholds:	5. The Union financial support from the EMFF EMFAF allocated per Member State to the areas of support specific objectives referred to in Articles 17(2) 16 new, 17 and 18 shall not exceed the higher of the following two thresholds: Article 16 new in the Council General Approach is Article 16a in this table.	COM suggested compromise corresponding to COM's 11 principles: 5. The Union financial support from the EMFAF allocated per Member State to the support referred to in Articles 16, 16a, 16b, 17 and 18 shall not exceed the higher of the following two thresholds: Block 2 Block5
	Article 6(5), point(a)			
108	(a) EUR 6 000 000; or	(a) EUR 6 000 000; or	(a) EUR 6 000 000; or	COM suggested compromise corresponding to COM's 11 principles: (a) [EUR 6 000 000; or] Technical meeting 10 July 2020: Keep it bracketed and for a political discussion. Block 2 Block5 Identical provision
	Article 6(5), point(b)			
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	(b) 10% of the Union financial support allocated per Member State.	(b) 10% 15% of the Union financial support allocated per Member State. AM 97	(b) 10% 15% of the Union financial support allocated per Member State.	COM suggested compromise corresponding to COM's 11 principles: (b) [10%] of the Union financial support allocated per Member State. Technical meeting 10 July 2020: Keep it bracketed and for a political discussion. For EP and Council, percentage is too low Block 2 Block5
TITLE I, CHAPTER III				
G	121 CHAPTER III Programming	CHAPTER III Programming Block 1	CHAPTER III Programming Block 1	CHAPTER III Programming Block 1
Article 9				
G	122 Article 9 Programming for support under shared management	Article 9 Programming for support under shared management	Article 9 Programming for support under shared management	Article 9 Programming for support under shared management Block 1
Article 9(1)				
R	123 1. In accordance with Article 16 of	1. In accordance with Article 16 of	1. In accordance with Article 16 of	1. In accordance with Article 16 of

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	Regulation (EU) No [Regulation laying down Common Provisions], each Member State shall prepare a single programme to implement the priorities referred to in Article 4.	Regulation (EU) No [Regulation laying down Common Provisions], each Member State shall prepare a single <i>national</i> programme <i>or regional operational programmes</i> to implement the priorities referred to in Article 4. AM 99	Regulation (EU) No [Regulation laying down Common Provisions], each Member State shall prepare a single programme ¹ to implement the priorities referred to in Article 4. 1. Germany shall explain in its Operational Programme how the conditions of Article 16 of the Common Provisions Regulation are met. The Commission should make a statement to confirm this view.	Regulation (EU) N° [Regulation laying down Common Provisions], each Member State shall prepare a single programme to implement the priorities referred to in Article 4. EP proposal to include an additional sentence: [Where applicable the national programme may include sub-regional programmes.] Alternative proposal for an additional sentence: [In the preparation of the programme, and where appropriate, the Member States shall endeavour to take into account regional or local challenges.] EP could agree if “endeavour to” is deleted. Council: not agreed at this stage. Political trilogue 4 March: Remains open for a forthcoming political discussion. Block 1
Article 9(2)				

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124	2. Support under Title II shall be organised along the areas of support set out in Annex II.	2. Support under Title II shall be organised along the areas of support set out in Annex II.	2. Support under Title II in pursuit of the policy objectives of Article 4 of Regulation (EU) No [Regulation laying down Common Provisions] shall be organised along the priorities and specific objectives as areas of support set out in Annex II.	2. Support under Title II in pursuit of the policy objectives of Article 4 of Regulation (EU) No [Regulation laying down Common Provisions] shall be organised along the priorities and specific objectives as set out in Annex II. Block 1
Article 9(3), introductory part				
125	3. In addition to the elements referred to in Article 17 of Regulation (EU) No [Regulation laying down Common Provisions], the programme shall include:	3. In addition to the elements referred to in Article 17 of Regulation (EU) No [Regulation laying down Common Provisions], the programme shall include:	3. In addition to the elements referred to in Article 17 of Regulation (EU) No [Regulation laying down Common Provisions], the programme shall include:	3. In addition to the elements referred to in Article 17 of Regulation (EU) No [Regulation laying down Common Provisions], the programme shall include: Block 1
Article 9(3), point(a)				
126	(a) an analysis of the situation in terms of strengths, weaknesses, opportunities and threats and the identification of the needs that require to be addressed in the relevant geographical area, including, where appropriate, sea basins covered by the programme;	(a) an analysis of the situation in terms of strengths, weaknesses, opportunities and threats and the identification of the needs that require to be addressed in the relevant geographical area, including, where appropriate, sea basins covered by the programme;	(a) an analysis of the situation in terms of strengths, weaknesses, opportunities and threats and the identification of the needs that require to be addressed in the relevant geographical area, including, where appropriate, sea basins covered by relevant for the programme;	(a) an analysis of the situation in terms of strengths, weaknesses, opportunities and threats and the identification of the needs that require to be addressed in the relevant geographical area, including, where appropriate, sea basins relevant for the programme; Block 1

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	Article 9(3), point(b)			
G	127 (b) the action plan for small-scale coastal fishing referred to in Article 15;	(b) the action plan for small-scale coastal fishing referred to in Article 15;	deleted	Provision deleted as agreement in row 128b Block 1
	Article 9(3), point(c)			
G	128 (c) where applicable, the action plans for the outermost regions referred to in paragraph 4.	(c) where applicable, the action plans for the outermost regions referred to in paragraph 4 Article 29c ; AM 100	(c) where applicable, the action plans for the outermost regions referred to in paragraph 4. In the Council General Approach, appears as point (b).	(c) where applicable, the action plans for the outermost regions referred to in Article 29c; Block 1
	Article 9(3), point(ca)			
R	128a	ca where appropriate, sea-basin action plans for subnational or regional authorities responsible for fisheries, shellfish and maritime affairs. AM 101		EP proposal: [ca where appropriate, sea-basin action plans supporting the implementation of multiannual plans referred to in Articles 9 and 10 of Regulation (EU) N° 1380/2013.] Council: not agreed at this stage. Commission could be requested to propose drafting suggestion under direct management (article 40):

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				<p>[Support for transnational actions for regional cooperation under MAPs]</p> <p>EP proposal: in addition to the above text to be added in Article 40, add reference to MAPs in row 135.</p> <p>Political trilogue 4 March: Remains open for a forthcoming political discussion.</p> <p>Block 1</p>
Article 9(3a), introductory part				
128b			<p>3a While carrying out analysis of the strengths, weaknesses, opportunities, threats, and identification of needs the Member States shall take into account the specific needs of small-scale coastal fishing, as set out in Annex V of Regulation (EU) No [Regulation laying down Common Provisions].</p> <p>In addition to the elements referred to in Article 17 of Regulation (EU) No [Regulation laying down Common Provisions], Member States may take into account for small-scale coastal fishing:</p>	<p>3a While carrying out the analysis of the situation in terms of strengths, weaknesses, opportunities and threats referred to in paragraph 3(a), Member States shall take into account the specific needs of small-scale coastal fishing, as set out in Annex V of Regulation (EU) No [Regulation laying down Common Provisions].</p> <p>For the specific objectives that contribute to the development of sustainable small-scale coastal fishing, Member States shall describe the types of actions considered for this purpose, as set out in Article 17(3)(d)(i) and Annex</p>

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			In the Council General Approach, appears as paragraph 4.	V of Regulation (EU) No [Regulation laying down Common Provisions]. The Managing Authority shall endeavour to take into account the specificities of small-scale coastal fishing beneficiaries for possible simplification measures, such as simplified application forms. Block 1
Article 9(3a), point(a)				
6	128c		a adjustment and management of fishing capacity;	Provision deleted as agreement in row 128b Block 1
Article 9(3a), point(b)				
6	128d		b promotion of low-impact, climate resilient and low-carbon fishing practices that minimise damage to the marine environment;	Provision deleted as agreement in row 128b Block 1
Article 9(3a), point(c)				
6	128e		c reinforcement of the value chain of the sector and promotion of	Provision deleted as agreement in row 128b

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			marketing strategies;	Block 1
Article 9(3a), point(d)				
g	128f		d promotion of skills, knowledge, innovation and capacity building;	Provision deleted as agreement in row 128b Block 1
Article 9(3a), point(e)				
g	128g		e improvement of health, safety and working conditions on board fishing vessels;	Provision deleted as agreement in row 128b Block 1
Article 9(3a), point(f)				
g	128h		f increased compliance with data collection, traceability, monitoring, control and surveillance requirements;	Provision deleted as agreement in row 128b Block 1
Article 9(3a), point(g)				
g	128i		g involvement in the participatory management of the maritime space, including Marine Protected Areas and Natura 2000 areas;	Provision deleted as agreement in row 128b Block 1

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Article 9(3a), point(h)				
g	128j		h diversification of activities in the broader sustainable blue economy;	Provision deleted as agreement in row 128b Block 1
Article 9(3a), point(i)				
g	128k		i collective organisation and participation in the decision-making and advisory processes;	Provision deleted as agreement in row 128b Block 1
Article 9(3a), point(j)				
g	128l		j the FAO voluntary guidelines for securing sustainable small-scale fisheries;	Provision deleted as agreement in row 128b. Block 1
Article 9(3a), point(k)				
g	128m		k the regional plan of action for small-scale fisheries from the General Fisheries Commission for the Mediterranean.	Provision deleted as agreement in row 128b. Block 1
Article 9(4), introductory part				
g	129	4. Member States concerned shall	4. Member States concerned shall	deleted

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	prepare as part of their programme an action plan for each of their outermost regions referred to in Article 6(2), which shall set out:	deleted AM 102	prepare as part of their programme an action plan for each of their outermost regions referred to in Article 6(2), which shall set out: In the Council General Approach, appears as paragraph 5.	Political agreement on 10 December 2019 to group provisions related to outermost regions in the same chapter, without creating a new priority. The content of the provisions will be discussed under Blocks 2 and 3. Block 1
Article 9(4), point(a)				
130	(a) a strategy for the sustainable exploitation of fisheries and the development of sustainable blue economy sectors;	deleted AM 102	(a) a strategy for the sustainable exploitation of fisheries and the development of sustainable blue economy sectors;	deleted Political agreement on 10 December 2019 to group provisions related to outermost regions in the same chapter, without creating a new priority. The content of the provisions will be discussed under Blocks 2 and 3. Block 1
Article 9(4), point(b), introductory part				
131	(b) a description of the main actions envisaged and the corresponding financial means, including:	deleted AM 102	(b) a description of the main actions envisaged and the corresponding financial means, including:	deleted Political agreement on 10 December 2019 to group provisions related to outermost regions in the same chapter, without creating a new

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				priority. The content of the provisions will be discussed under Blocks 2 and 3. Block 1
Article 9(4), point(b)(i)				
132	i) the structural support to the fishery and aquaculture sector under Title II;	deleted AM 102	i) the structural support to the fishery and aquaculture sector under Title II;	deleted Political agreement on 10 December 2019 to group provisions related to outermost regions in the same chapter, without creating a new priority. The content of the provisions will be discussed under Blocks 2 and 3. Block 1
Article 9(4), point(b)(ii)				
133	ii) the compensation for additional costs referred to in Article 21;	deleted AM 102	ii) the compensation for additional costs referred to in Article 21;	deleted Political agreement on 10 December 2019 to group provisions related to outermost regions in the same chapter, without creating a new priority. The content of the provisions will be discussed under Blocks 2 and 3. Block 1

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	Article 9(4), point(b)(iii)			
G 134	iii) any other investment in the sustainable blue economy necessary to achieve a sustainable coastal development.	deleted AM 102	iii) any other investment in the sustainable blue economy necessary to achieve a sustainable coastal development.	deleted Political agreement on 10 December 2019 to group provisions related to outermost regions in the same chapter, without creating a new priority. The content of the provisions will be discussed under Blocks 2 and 3. Block 1
	Article 9(5)			
R 135	5. The Commission shall develop an analysis for each sea basin indicating the common strengths and weaknesses of the sea basin with regard to the achievement of the objectives of the CFP, as referred to in Article 2 of Regulation (EU) No 1380/2013. Where applicable, this analysis shall take into account the existing sea basin and macro-regional strategies.	5. The Commission, <u>after obtaining the opinions of the relevant Advisory Councils</u> , shall develop an analysis for each sea basin indicating the common strengths and weaknesses of the sea basin with regard to the achievement of the objectives of the CFP, as referred to in Article 2 of Regulation (EU) No 1380/2013. Where applicable, and <u>the achievement of good environmental status, as referred to in Directive 2008/56/EC.</u> This analysis shall take into account the existing sea basin and macro-regional strategies.	5. The Commission shall develop an analysis for each sea basin indicating the common strengths and weaknesses of the sea basin with regard to the achievement of the objectives of the CFP, as referred to in Article 2 of Regulation (EU) No 1380/2013. Where applicable, this analysis shall take into account the existing sea basin and macro-regional strategies. In the Council General Approach, appears as paragraph 6.	5. [The Commission shall develop an analysis for each sea basin indicating the common strengths and weaknesses of the sea basin with regard to the achievement of the objectives of the CFP, as referred to in Article 2 of Regulation (EU) No 1380/2013, including the achievement of good environmental status, as referred to in Directive 2008/56/EC. This analysis shall take into account the existing sea basin and macro-regional strategies.] Feasibility issue: Commission could be requested to propose drafting

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		AM 103		<p>suggestion under direct management (article 40): [Support for transnational actions for regional cooperation under MAPs]</p> <p>See row 128a</p> <p>EP suggests, in addition to the above text to be added in Article 40, to add in row 135 a reference to multi-annual plans.</p> <p>Council: not agreed at this stage.</p> <p>Political trilogue 4 March: Remains open for a forthcoming political discussion.</p> <p>Technical meeting 4 May: COM requested to propose drafting for Article 40.</p> <p>Block 1</p>
Article 9(6), introductory part				
136	6. The Commission shall assess the programme in accordance with Article 18 of Regulation (EU) No [Regulation laying down Common Provisions]. In its assessment it shall take into account, in particular:	6. The Commission shall assess the programme in accordance with Article 18 of Regulation (EU) No [Regulation laying down Common Provisions]. In its assessment it shall take into account, in particular:	6. The Commission shall assess the programme in accordance with Article 18 of Regulation (EU) No [Regulation laying down Common Provisions]. In its assessment it shall take into account, in particular: In the Council General Approach, appears as paragraph	6. The Commission shall assess the programme in accordance with Article 18 of Regulation (EU) No [Regulation laying down Common Provisions]. In its assessment it shall take into account, in particular: Block 1

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			7.	
Article 9(6), point(a)				
G	137 (a) the maximisation of the contribution of the programme to the priorities referred to in Article 4;	(a) the maximisation of the contribution of the programme to the priorities referred to in Article 4;	(a) the maximisation of the contribution of the programme to the priorities referred to in Article 4;	(a) the maximisation of the contribution of the programme to the priorities referred to in Article 4; Block 1
Article 9(6), point(aa)				
G	137a			Political trilogue 4 March: (aa) the contribution of the programme to the development of sustainable small-scale coastal fishing Block 1
Article 9(6), point(ab)				
R	137b			EP proposal (from amendment 108 row 143): [(ab) the contribution of the programme to environmental, economic and social sustainability;] Council: not agreed at this stage.

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				<p>Political trilogue 4 March: remains open for forthcoming political discussion - also dependent on row 89</p> <p>Technical Meeting 15 September: Council: Certain openness to EP amendment but need to reflect on possibility of more appropriate drafting</p> <p>Block 1</p>
Article 9(6), point(b)				
G	138 (b) the balance between the fishing capacity of the fleets and the available fishing opportunities, as reported annually by Member States according to Article 22(2) of Regulation (EU) No 1380/2013;	(b) the balance between the fishing capacity of the fleets and the available fishing opportunities, as reported annually by Member States according to Article 22(2) of Regulation (EU) No 1380/2013;	(b) the balance between the fishing capacity of the fleets and the available fishing opportunities, as reported annually by Member States according to Article 22(2) of Regulation (EU) No 1380/2013;	(b) the balance between the fishing capacity of the fleets and the available fishing opportunities, as reported annually by Member States according to Article 22(2) of Regulation (EU) No 1380/2013; Block 1
Article 9(6), point(ba)				
R	138a	<i>ba where applicable, the need to modernise or to renew the fleets;</i> AM 104		<p>Political trilogue 12 June: Discussions to continue at a later stage</p> <p>Technical meeting 17 July 2020: EP could consider to withdraw this amendment and will check</p>

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				internally. Technical meeting 8 September: EP will discuss internally and get back to it after meeting with shadow rapporteurs. EP: to discuss with 137b Block 2 Block 1
Article 9(6), point(c)				
139	(c) where applicable, the multiannual management plans adopted under Articles 9 and 10 of Regulation (EU) No 1380/2013, the management plans adopted under Article 19 of Council Regulation (EC) No 1967/2006 and the recommendations from regional fisheries management organisations, where applicable to the Union;	(c) where applicable, the multiannual management plans adopted under Articles 9 and 10 of Regulation (EU) No 1380/2013, the management plans adopted under Article 19 of Council Regulation (EC) No 1967/2006 and the recommendations from regional fisheries management organisations, where applicable to the Union;	(c) where applicable, the multiannual management plans adopted under Articles 9 and 10 of Regulation (EU) No 1380/2013, the management plans adopted under Article 19 of Council Regulation (EC) No 1967/2006 and the recommendations from regional fisheries management organisations, where applicable to the Union;	(c) where applicable, the multiannual management plans adopted under Articles 9 and 10 of Regulation (EU) No 1380/2013, the management plans adopted under Article 19 of Council Regulation (EC) No 1967/2006 and the recommendations from regional fisheries management organisations, where applicable to the Union; Block 1
Article 9(6), point(d)				
140	(d) the implementation of the landing obligation referred to in Article 15 of Regulation (EU) No 1380/2013;	(d) the implementation of the landing obligation referred to in Article 15 of Regulation (EU) No 1380/2013;	(d) the implementation of the landing obligation referred to in Article 15 of Regulation (EU) No 1380/2013;	(d) the implementation of the landing obligation referred to in Article 15 of Regulation (EU) No 1380/2013; Block 1

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	Article 9(6), point(da)			
R	140a	<p><i>da control of invasive species that cause considerable damage to the productivity of fisheries;</i></p> <p>AM 105</p>		<p>EP proposal:</p> <p>EP ready to withdraw this amendment provided article 9(6) point (ab) in row 137b is agreed.</p> <p>Council: not agreed at this stage.</p> <p>Political trilogue 4 March: Linked to decision on rows 89 and 137b</p> <p>Block 1</p>
	Article 9(6), point(db)			
R	140b	<p><i>db support for research into and use of innovative selective fishing gear throughout the Union, not only but including in accordance with Article 27 of Regulation (EU) No 1380/2013;</i></p> <p>Am 106</p>		<p>EP proposal:</p> <p>EP ready to withdraw this amendment provided article 9(6) point (ab) in row 137b is agreed.</p> <p>Council: not agreed at this stage.</p> <p>Political trilogue 4 March: Linked to decision on rows 89 and 137b</p> <p>Block 1</p>

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Article 9(6), point(e)				
R	141	(e) the most recent evidence on the socio-economic performance of the sustainable blue economy, and in particular the fishery and aquaculture sector;	(e) the most recent evidence on the <u>balance between the environmental priorities and the</u> socio-economic performance of the sustainable blue economy, and in particular the fishery and aquaculture sector; AM 107	(e) the most recent evidence on the socio-economic performance of the sustainable blue economy, and in particular the fishery and aquaculture sector;
				EP proposal: EP ready to withdraw this amendment provided article 9(6) point (ab) in row 137b is agreed. Council: not agreed at this stage. Political trilogue 4 March: Linked to decision on rows 89 and 137b Block 1
Article 9(6), point(f)				
G	142	(f) where applicable, the analyses referred to in paragraph 5;	(f) where applicable, the analyses referred to in paragraph 5;	(f) where applicable, the analyses referred to in paragraph 56;
			Paragraph 6 in the Council General Approach is paragraph 5 in this table.	Block 1
Article 9(6), point(g)				
R	143	(g) the contribution of the programme to the conservation and restoration of marine ecosystems, while the support related to Natura 2000 areas shall be in accordance with the prioritised action frameworks established pursuant to	(g) the contribution of the programme to the conservation and restoration of marine ecosystems, while the support related to Natura 2000 areas shall be in accordance with the prioritised action frameworks established pursuant to	(g) the contribution of the programme to the conservation and restoration of marine ecosystems, while the support related to Natura 2000 areas shall be in accordance with the prioritised action frameworks established pursuant to
				[(g) the contribution of the programme to the conservation and restoration of marine ecosystems, while the support related to Natura 2000 areas shall be in accordance with the prioritised action frameworks established pursuant to

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	Article 8(4) of Directive 92/43/EEC;	Article 8(4) of Directive 92/43/EEC <u>bringing about a balance between the economic and social considerations and the conservation and restoration of marine and freshwater ecosystems;</u> Extended Diffing AM 108	Article 8(4) of Directive 92/43/EEC;	Article 8(4) of Directive 92/43/EEC;] EP proposal to add a new point (new row 137b): "the contribution of the programme to environmental, economic and social sustainability", and consequently to agree on original proposal for this row. Council: EP addition not agreed at this stage. See row 137b Political trilogue 4 March: Linked to decision on rows 89 and 137b Block 1
Article 9(6), point(h)				
144	(h) the contribution of the programme to the reduction of marine litter, in accordance with Directive xx/xx of the European Parliament and of the Council [Directive on the reduction of the impact of certain plastic products on the environment] ¹ ; 1. OJ C [...], [...], p. [...].	(h) the contribution of the programme to the <u>collection and</u> reduction of marine litter, in accordance with Directive xx/xx of the European Parliament and of the Council [Directive on the reduction of the impact of certain plastic products on the environment] ¹ ; 1. OJ C [...], [...], p. [...].	(h) the contribution of the programme to the reduction of marine litter, in accordance with Directive xx/xx of the European Parliament and of the Council [Directive on the reduction of the impact of certain plastic products on the environment] [±] ; ; 1. OJ C [...], [...], p. [...].	Suggestion: To be discussed together with Row 269 under Block 3 Block 3 Block 1

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		AM 109		
Article 9(6), point(i)				
R	145	(i) the contribution of the programme to climate change mitigation and adaptation. AM 110	(i) the contribution of the programme to climate change mitigation and adaptation. <i>fight,</i> <i>including by reducing CO₂ emissions by means of fuel savings;</i> AM 110	(i) the contribution of the programme to climate change mitigation and adaptation. Technical meeting 17 July 2020: Council and COM do not see the need or relevance of EP amendment. COM explained that it will create additional burden for MS and for COM. Will be further discussed after the relevant provisions have been discussed. Technical meeting 8 September: COM: concept already included, prefer the general wording without specifying one type of action. EP: proposes to delete "by means of fuel savings". Council: aligns with COM. Left open Block 1 Block 2
Article 9(6), point(ia)				
G	145a		<i>ia the contribution of the programme to tackling IUU fishing.</i> AM 111	EP proposal: EP withdraws amendment as reference to IUU included in the specific objectives (row 184d) Block 1

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Article 9(7)				
146	7. Subject to Article 18 of Regulation (EU) No [Regulation laying down Common Provisions], the Commission shall adopt implementing acts approving the programme. The Commission shall approve the proposed programme provided the necessary information has been submitted.	7. Subject to Article 18 of Regulation (EU) No [Regulation laying down Common Provisions], the Commission shall adopt implementing acts approving the programme. The Commission shall approve the proposed programme provided the necessary information has been submitted.	deleted	deleted Deletion agreed as it is covered by CPR. Block 1
Article 9(8)				
147	8. Subject to Article 19 of Regulation (EU) No [Regulation laying down Common Provisions], the Commission shall adopt implementing acts approving amendments to a programme.	8. Subject to Article 19 of Regulation (EU) No [Regulation laying down Common Provisions], the Commission shall adopt implementing acts approving amendments to a programme.	deleted	deleted Deletion agreed as it is covered by CPR. Block 1
Article 10				
148	Article 10 Programming for support under direct and indirect management	Article 10 Programming for support under direct and indirect management	Article 10 Programming for support under direct and indirect management	Article 10 Programming for support under direct and indirect management Block 1

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Article 10, first paragraph				
149	Titles III shall be implemented through work programmes referred to in Article 110 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union]. Work programmes shall set out, where applicable, the overall amount reserved for the blending operations referred to in Article 47.	Titles III shall be implemented through work programmes referred to in Article 110 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union]. Work programmes shall set out, where applicable, the overall amount reserved for the blending operations referred to in Article 47.	Titles III shall be implemented through work programmes referred to in Article 110 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union]. In order to implement Title III, the Commission shall adopt implementing acts laying down work programmes . Work programmes shall set out, where applicable, the overall amount reserved for the blending operations referred to in Article 47. Except as regards technical assistance, these implementing acts shall be adopted in accordance with the examination procedure referred to in Article 53 (2).	In order to implement Title III, the Commission shall adopt implementing acts laying down work programmes . Work programmes shall set out, where applicable, the overall amount reserved for the blending operations referred to in Article 47. Except as regards technical assistance, these implementing acts shall be adopted in accordance with the examination procedure referred to in Article 53 (2). Block 1
TITLE II				
150	TITLE II SUPPORT UNDER SHARED MANAGEMENT	TITLE II SUPPORT UNDER SHARED MANAGEMENT	TITLE II SUPPORT UNDER SHARED MANAGEMENT	TITLE II SUPPORT UNDER SHARED MANAGEMENT Block 2 Identical provision
TITLE II, CHAPTER I				
151				

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	CHAPTER I General principles of support	CHAPTER I General principles of support	CHAPTER I General principles of support	CHAPTER I General principles of support Block 2 Identical provision
Article 11				
152	Article 11 State aid	Article 11 State aid	Article 11 State aid	Article 11 State aid Block 2 Identical provision
Article 11(1)				
153	1. Without prejudice to paragraph 2, Articles 107, 108 and 109 of the Treaty shall apply to aid granted by Member States to undertakings in the fishery and aquaculture sector.	1. Without prejudice to paragraph 2, Articles 107, 108 and 109 of the Treaty shall apply to aid granted by Member States to undertakings in the fishery and aquaculture sector.	1. Without prejudice to paragraph 2, Articles 107, 108 and 109 of the Treaty shall apply to aid granted by Member States to undertakings in the fishery and aquaculture sector.	1. Without prejudice to paragraph 2, Articles 107, 108 and 109 of the Treaty shall apply to aid granted by Member States to undertakings in the fishery and aquaculture sector. Block 2 Identical provision
Article 11(2)				
154	2. However, Articles 107, 108 and 109 of the Treaty shall not apply to payments made by Member States	2. However, Articles 107, 108 and 109 of the Treaty shall not apply to payments made by Member States	2. However, Articles 107, 108 and 109 of the Treaty shall not apply to payments made by Member States	2. However, Articles 107, 108 and 109 of the Treaty shall not apply to payments made by Member States

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	pursuant to this Regulation and falling within the scope of Article 42 of the Treaty.	pursuant to this Regulation and falling within the scope of Article 42 of the Treaty.	pursuant to this Regulation and falling within the scope of Article 42 of the Treaty.	pursuant to this Regulation and falling within the scope of Article 42 of the Treaty. Block 2 Identical provision
Article 11(3)				
155	3. National provisions setting up public financing going beyond the provisions of this Regulation concerning payments referred to in paragraph 2 shall be treated as a whole on the basis of paragraph 1.	3. National provisions setting up public financing going beyond the provisions of this Regulation concerning payments referred to in paragraph 2 shall be treated as a whole on the basis of paragraph 1.	3. National provisions setting up public financing going beyond the provisions of this Regulation concerning payments referred to in paragraph 2 shall be treated as a whole on the basis of paragraph 1.	3. National provisions setting up public financing going beyond the provisions of this Regulation concerning payments referred to in paragraph 2 shall be treated as a whole on the basis of paragraph 1. Block 2 Identical provision
Article 12				
156	Article 12 Admissibility of applications	Article 12 Admissibility of applications	Article 12 Admissibility of applications	Article 12 Admissibility of applications Block 2 Identical provision
Article 12(1), introductory part				
157	1. An application submitted by a	1. An application submitted by a	1. An application submitted by a	Technical meeting 17 July 2020:

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	beneficiary for support from the EMFF shall be inadmissible for an identified period of time laid down pursuant to paragraph 4, if it has been determined by the competent authority that the beneficiary concerned:	beneficiary an applicant for support from the EMFF EMFAF shall be inadmissible for an identified period of time laid down pursuant to paragraph 4, if it has been determined by the competent authority that the beneficiary applicant concerned: AM 112	beneficiary for support from the EMFF an operator shall be inadmissible for an identified period of time laid down pursuant to paragraph 4, if it has been determined by the competent authority that the beneficiary operator concerned:	EP could accept "operator". COM mentioned that "applicant" is not used anywhere else, but the two other terms could be used. To be checked by the Legal Services. Technical meeting 8 September: Provisionally agreed as a results of Legal services discussion, but EP linked it to row 158.. 1. An application submitted by a beneficiary for support from the EMFF an operator shall be inadmissible for an identified period of time laid down pursuant to paragraph 4, if it has been determined by the competent authority that the beneficiary operator concerned: Technical Meeting 15 September: EP: Could withdraw the reference to "Union environmental legislation" in row 158, if the COM proposal in rows 157 is retained. Council: insists that "operator" is the most appropriate term. Block 2
Article 12(1), point(a)				
158	(a) has committed serious	(a) has committed serious	(a) has committed serious	Technical meeting 17 July 2020:

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	<p>infringements under Article 42 of Council Regulation (EC) No 1005/2008¹ or Article 90 of Council Regulation (EC) No 1224/2009 or under other legislation adopted by the European Parliament and by the Council;</p> <p>1. Council Regulation (EC) No 1005/2008 of 29 September 2008 establishing a Community system to prevent, deter and eliminate illegal, unreported and unregulated fishing, amending Regulations (EEC) No 2847/93, (EC) No 1936/2001 and (EC) No 601/2004 and repealing Regulations (EC) No 1093/94 and (EC) No 1447/1999 (OJL 286, 29.10.2008, p. 1).</p>	<p>infringements under Article 42 of Council Regulation (EC) No 1005/2008¹ or Article 90 of Council Regulation (EC) No 1224/2009 or under other legislation adopted by the European Parliament and by the Council <i>within the framework of the CFP and Union environmental legislation</i>;</p> <p>1. Council Regulation (EC) No 1005/2008 of 29 September 2008 establishing a Community system to prevent, deter and eliminate illegal, unreported and unregulated fishing, amending Regulations (EEC) No 2847/93, (EC) No 1936/2001 and (EC) No 601/2004 and repealing Regulations (EC) No 1093/94 and (EC) No 1447/1999 (OJL 286, 29.10.2008, p. 1).</p> <p>AM 317</p>	<p>infringements under Article 42 of Council Regulation (EC) No 1005/2008⁺ or Article 90 of Council Regulation (EC) No 1224/2009 or under other legislation adopted by the European Parliament and by the Council within the framework of the CFP;</p> <p>1. Council Regulation (EC) No 1005/2008 of 29 September 2008 establishing a Community system to prevent, deter and eliminate illegal, unreported and unregulated fishing, amending Regulations (EEC) No 2847/93, (EC) No 1936/2001 and (EC) No 601/2004 and repealing Regulations (EC) No 1093/94 and (EC) No 1447/1999 (OJL 286, 29.10.2008, p. 1).</p> <p>The footnote does not appear in the Council General Approach, but it does not appear as deleted neither. It should probably stay.</p>	<p>COM: no issue to include the mention to the CFP. Council and COM: not in favour of further EP amendment.</p> <p>Technical meeting 8 September: Council and COM not in favour of including environmental legislation. EP can support the COM proposal. To be further discussed.</p> <p>Technical Meeting 15 September: Linked to row 157. Council insists on keeping the reference to the framework of the CFP for the serious infringements.</p> <p>Block 2</p>
	Article 12(1), point(b)			
159	<p>(b) has been involved in the operation, management or ownership of fishing vessels included in the Union IUU vessel list as set out in Article 40(3) of Regulation (EC) No 1005/2008, or of a vessel flagged to countries identified as non-cooperating third countries as set out in Article 33 of that Regulation; or</p>	<p>(b) has been involved in the operation, management or ownership of fishing vessels included in the Union IUU vessel list as set out in Article 40(3) of Regulation (EC) No 1005/2008, or of a vessel flagged to countries identified as non-cooperating third countries as set out in Article 33 of that Regulation; or</p>	<p>(b) has been involved in the operation, management or ownership of fishing vessels included in the Union IUU vessel list as set out in Article 40(3) of Regulation (EC) No 1005/2008, or of a vessel flagged to countries identified as non-cooperating third countries as set out in Article 33 of that Regulation; or</p>	<p>(b) has been involved in the operation, management or ownership of fishing vessels included in the Union IUU vessel list as set out in Article 40(3) of Regulation (EC) No 1005/2008, or of a vessel flagged to countries identified as non-cooperating third countries as set out in Article 33 of that Regulation; or</p>

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				Block 2 Identical provision
Article 12(1), point(c)				
160	<p>(c) has committed any of the environmental offences set out in Articles 3 and 4 of Directive 2008/99/EC of the European Parliament and of the Council¹, where the application is made for support under Article 23.</p> <p>1. Directive 2008/99/EC of the European Parliament and of the Council of 19 November 2008 on the protection of the environment through criminal law (OJ L 328, 06.12.2008, p. 28).</p>	<p>(c) has committed any of the environmental offences set out in Articles 3 and 4 of Directive 2008/99/EC of the European Parliament and of the Council¹; where the application is made for support under Article 23.</p> <p>1. Directive 2008/99/EC of the the European Parliament and of the Council of 19 November 2008 on the protection of the environment through criminal law (OJ L 328, 06.12.2008 <u>06.12.2008</u>, p. 28).</p> <p>AM 114</p>	<p>(c) has committed any of the environmental offences set out in Articles 3 and 4 of Directive 2008/99/EC of the European Parliament and of the Council¹, where the application is made for support under Article 23.</p> <p>1. Directive 2008/99/EC of the European Parliament and of the Council of 19 November 2008 on the protection of the environment through criminal law (OJ L 328, 06.12.2008, p. 28).</p> <p>The footnote does not appear in the Council General Approach, but it does not appear as deleted neither. It should probably stay.</p>	<p>Technical meeting 17 July 2020: Council and COM: not in favour of EP amendment.</p> <p>Technical meeting 8 September: EP can withdraw.</p> <p>(c) has committed any of the environmental offences set out in Articles 3 and 4 of Directive 2008/99/EC of the European Parliament and of the Council¹, where the application is made for support under Article 23.</p> <p>1. Directive 2008/99/EC of the European Parliament and of the Council of 19 November 2008 on the protection of the environment through criminal law (OJ L 328, 06.12.2008, p. 28).</p> <p>Block 2</p>
Article 12(2)				
161	<p>2. The beneficiary, after submitting the application, shall continue to comply with the admissibility</p>	<p>2. The beneficiary, after submitting the application, shall continue to comply with the admissibility</p>	<p>2. If any of the situations referred to in paragraph 1 occurs throughout the period betweenThe</p>	<p>Technical meeting 17 July 2020: COM: ok with Council drafting.</p>

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	conditions referred to in paragraph 1 throughout the period of implementation of the operation and for a period of five years after the final payment to that beneficiary.	conditions referred to in paragraph 1 throughout the period of implementation of the operation and for a period of five ^{two} years after the final payment to that beneficiary. AM 115	beneficiary, after submitting the application, shall continue to comply with the admissibility conditions referred to in paragraph 1 throughout the period of implementation of the operation and for a period of five years after the final payment to that beneficiary and five years after the final payment, the support paid from EMFAF related to that application shall be recovered from the operator, in accordance with Article 97 of Regulation (EU) No [Regulation laying down Common Provisions].	Technical meeting 8 September: EP asks if could consider adding "concerned" after "the operator" in Council's text. COM and Council open to this, legal services to check. Keep decision on 2 or 5 years for political discussion. Block 2
Article 12(3)				
162	3. Without prejudice to more far-reaching national rules as agreed on in the Partnership Agreement with the Member State concerned, an application submitted by a beneficiary shall be inadmissible for an identified period of time laid down pursuant to paragraph 4, if it has been determined by the competent authority that the beneficiary has committed a fraud, as defined in Article 3 of Directive 2017/1371/EU of the European Parliament and of the Council ¹ . ¹ . Directive (EU) 2017/1371 of the European	3. Without prejudice to more far-reaching national rules as agreed on in the Partnership Agreement with the Member State concerned, an application submitted by a beneficiary shall be inadmissible for an identified period of time laid down pursuant to paragraph 4, if it has been determined by the competent authority that the beneficiary has committed a fraud, as defined in Article 3 of Directive 2017/1371/EU of the European Parliament and of the Council ¹ . ¹ . Directive (EU) 2017/1371 of the European	3. Without prejudice to more far-reaching national rules as agreed on in the Partnership Agreement with the Member State concerned, an application submitted by a beneficiary an operator shall be inadmissible for an identified period of time laid down pursuant to paragraph 4, if it has been determined through a final decision by the competent authority that the beneficiary operator has committed a fraud, as defined in Article 3 of Directive 2017/1371/EU of the European Parliament and of the Council ¹ , in the context of the	Technical meeting 17 July 2020: Linked to decision in row 157. EP and COM ok with Council suggestions. Technical meeting 8 September: Provisional agreement to use the term "operator" and keep "through a final decision", but dependent on the term agreed in row 157. 3. Without prejudice to more far-reaching national rules as agreed on in the Partnership Agreement with the Member State concerned, an application submitted by a

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	Parliament and of the Council of 5 July 2017 on the fight against fraud to the Union's financial interests by means of criminal law (OJ L 198, 28.07.2017, p. 29).	Parliament and of the Council of 5 July 2017 on the fight against fraud to the Union's financial interests by means of criminal law (OJ L 198, 28.07.2017, p. 29).	EMFF or EMFAF. 1. Directive (EU) 2017/1371 of the European Parliament and of the Council of 5 July 2017 on the fight against fraud to the Union's financial interests by means of criminal law (OJ L 198, 28.07.2017, p. 29).	beneficiary an operator shall be inadmissible for an identified period of time laid down pursuant to paragraph 4, if it has been determined through a final decision by the competent authority that the beneficiary operator has committed a fraud, as defined in Article 3 of Directive 2017/1371/EU of the European Parliament and of the Council ¹ , in the context of the EMFF or EMFAF. ¹ . Directive (EU) 2017/1371 of the European Parliament and of the Council of 5 July 2017 on the fight against fraud to the Union's financial interests by means of criminal law (OJ L 198, 28.07.2017, p. 29). Technical Meeting 15 September: Depends on the term agreed upon in row 157 (beneficiary vs operator). Block 2
Article 12(4), introductory part				
163	4. The Commission shall be empowered to adopt delegated acts in accordance with Article 52 concerning:	4. The Commission shall be empowered to adopt delegated acts in accordance with Article 52 concerning:	4. The Commission shall be empowered to adopt delegated acts in accordance with Article 52 concerning:	4. The Commission shall be empowered to adopt delegated acts in accordance with Article 52 concerning: Block 2 Identical provision

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Article 12(4), point(a)				
G	164	(a) the identification of the threshold triggering and the length of period of time of inadmissibility referred to in paragraphs 1 and 3, which shall be proportionate to the nature, gravity, duration and repetition of the serious infringements, offences or fraud, and shall be of at least one year's duration;	(a) the identification of the threshold triggering and the length of period of time of inadmissibility referred to in paragraphs 1 and 3, which shall be proportionate to the nature, gravity, duration and repetition of the serious infringements, offences or fraud, and shall be of at least one year's duration;	(a) the identification of the threshold triggering and the length of period of time of inadmissibility referred to in paragraphs 1 and 3, which shall be proportionate to the nature, gravity, duration and repetition of the serious infringements, offences or fraud, and shall be of at least one year's duration; Block 2 Identical provision
Article 12(4), point(aa)				
R	164a		<u>aa any conditions under which the duration of the period of ineligibility is reduced;</u> AM 116	Technical meeting 17 July 2020: COM and Council do not think EP amendment is necessary. Technical meeting 8 September: EP: could consider dropping it, but needs to discuss it with shadows. Will be decided at political. Block 2
Article 12(4), point(ab)				
R	164b		<u>ab the definition of the conditions</u>	Technical meeting 17 July 2020:

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		<p><i>to be complied with after the submission of the request referred to in paragraph 2 and the arrangements for recovering the aid granted in the event of non-compliance, to be scaled according to the seriousness of the infringement committed;</i></p> <p>AM 117</p>		<p>COM and Council do not think EP amendment is necessary.</p> <p>Technical meeting 8 September: EP: could consider dropping it, but needs to discuss it with shadows. Will be decided at political.</p> <p>Block 2</p>
Article 12(4), point(b)				
6	165	(b) the relevant starting or ending dates of the period of time referred to in paragraphs 1 and 3.	(b) the relevant starting or ending dates of the period of time referred to in paragraphs 1 and 3.	(b) the relevant starting or ending dates of the period of time referred to in paragraphs 1 and 3.
				Block 2
Article 12(4a)				
6	165a		<p>4a Member States may apply, in accordance with national rules, longer inadmissibility period than laid down pursuant to paragraph 4. Member States may apply an inadmissibility period also to applications submitted by the fishers in inland waters, who have committed serious infringements, as defined by national rules.</p> <p>In the Council General Approach, appears as paragraph</p>	<p>Technical meeting 17 July 2020: Agreement on Council AM in row 165a and withdrawal of EP AM in row 167a. Agreement to be confirmed at political level.</p> <p>Block 2</p>

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			4 new.	
Article 12(5), first subparagraph				
166	5. Member States shall require that beneficiaries submitting an application under the EMFF provide to the managing authority a signed statement confirming that they respect the criteria listed in paragraphs 1 and 3. Member States shall verify the veracity of that statement before approving the operation, based on the information available in the national registers of infringements referred to in Article 93 of Regulation (EC) No 1224/2009, or any other available data.	5. Member States shall require that beneficiaries submitting an application under the EMFF EMFAF provide to the managing authority a signed statement confirming that they respect the criteria listed in paragraphs 1 and 3. Member States shall verify the veracity of that statement before approving the operation, based on the information available in the national registers of infringements referred to in Article 93 of Regulation (EC) No 1224/2009, or any other available data.	5. Member States shall require that beneficiaries operators submitting an application under the EMFF EMFAF provide to the managing authority a signed statement confirming that they respect the criteria do not fall under any of the situations listed in paragraphs 1 and 3. Member States shall verify the veracity of that statement before approving the operation, based on the information available in the national registers of infringements referred to in Article 93 of Regulation (EC) No 1224/2009, or any other available data.	Technical meeting 17 July 2020: EP can accept Council's drafting. COM ok too. Block 2
Article 12(5), second subparagraph				
167	For the purposes of the verification referred to in the first subparagraph, a Member State shall provide, on request from another Member State, the information contained in its national register of infringements referred to in Article 93 of Regulation (EC) No 1224/2009.	For the purposes of the verification referred to in the first subparagraph, a Member State shall provide, on request from another Member State, the information contained in its national register of infringements referred to in Article 93 of Regulation (EC) No 1224/2009.	For the purposes of the verification referred to in the first subparagraph, a Member State shall provide, on request from another Member State, the information contained in its national register of infringements referred to in Article 93 of Regulation (EC) No 1224/2009.	For the purposes of the verification referred to in the first subparagraph, a Member State shall provide, on request from another Member State, the information contained in its national register of infringements referred to in Article 93 of Regulation (EC) No 1224/2009.

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				Block 2 Identical provision
Article 12(5a)				
6	167a	<i>5a Member States may apply the inadmissibility period also to applications submitted by fishers in inland waters who have committed serious infringements as defined by national rules.</i> AM 118		Technical meeting 17 July 2020: Agreement on Council AM in row 165a and withdrawal of EP AM in row 167a. To be confirmed at political level. Block 2
Article 12b				
6	167b		Article 12a Eligibility for EMFAF support under shared management In the Council General Approach appears as Article 12new.	Article 12a Eligibility for EMFAF support under shared management Block 2 Block 1
Article 12a(1)				
6	167c		1 Without prejudice to Article 9(2) of this Regulation and to Article 57 of Regulation (EU) No [Regulation laying down Common Provisions], operations under Title II shall be deemed eligible for support under EMFAF, provided	Without prejudice to the rules on eligibility of expenditure laid down in Regulation (EU) No [Regulation laying down Common Provisions], Member States may provide for support under Title II for operations which:

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			that they are in accordance with applicable EU law and are not excluded under Article 13. In the Council General Approach, appears as unnumbered paragraph.	a) fall under the scope of the priorities and specific objectives set out in Article 9(2); b) are not ineligible pursuant to Article 13; and c) are in accordance with applicable Union law. Block 2 Block 1
Article 12a				
g	167d	<u>Article 12a</u> <u>Eligible operations</u> AM 119		Article 12b Deleted Block 2 Block 1
Article 12a(1)				
g	167e	<u>I A variety of operations identified by the Member States in their programmes may be supported by the EMFAF, provided that they are covered by one or more of the priorities identified in this Regulation.</u> AM 119		Deleted Block 2 Block 1
Article 13				
y	168	Article 13 Ineligible operations	Article 13 Ineligible operations	Article 13 Ineligible operations or expenditure COM suggested compromise corresponding to COM's 11

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				<p>principles:</p> <p>Article 13</p> <p>Ineligible operations or expenditure</p> <p>Block 2</p>
Article 13, first paragraph, introductory part				
169	The following operations shall not be eligible under the EMFF:	The following operations shall not be eligible under the EMFF EMFAF:	The following operations or expenditure shall not be eligible under the EMFF EMFAF:	<p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>The following operations or expenditure shall not be eligible under the EMFAF:</p> <p>Block 2</p>
Article 13, first paragraph, point(a)				
170	(a) operations that increase the fishing capacity of a fishing vessel or support the acquisition of equipment that increases the ability of a fishing vessel to find fish;	(a) operations that increase the fishing capacity of a fishing vessel or support the acquisition of equipment that increases the ability of a fishing vessel to find fish, <i>except for the purpose of improving the safety or the working or living conditions of the crew which includes corrections to vessel stability, or the quality of the product, provided that the increase is within the limit allocated to the</i>	(a) operations that increase the fishing capacity of a fishing vessel or support the acquisition of equipment that increases the ability of a fishing vessel to find fish, except when the operations relate to investments in onboard safety, labour conditions, and energy efficiency, provided that the segment of the corresponding fleet to which the operations relate is in balance, any increase in capacity	<p>Political trilogue 4 March 2020:</p> <p>Agreement that some operations related to investments in on board safety and labour conditions can be eligible provided they are subject to strict conditions to avoid overcapacity and overfishing. Further discussion at technical level needed.</p> <p>Technical meeting 4 May:</p>

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		<p><u><i>Member State concerned, without jeopardising the balance between fishing capacity and available fishing opportunities and without increasing the ability of the fishing vessel concerned to catch fish;</i></u></p> <p>AM 120</p>	<p>arising from these operations is compensated by a prior withdrawal of capacity of at least the same amount and the national ceiling of fishing capacity assigned to each Member State is respected;</p>	<p>Work at technical level to continue on the drafting of the conditions.</p> <p>Technical meeting 11 May: EP and Council to define conditions for eligibility resulting in an increase in fishing capacity.</p> <p>COM to provide examples of operations not resulting in an increase in the ability to catch fish and explore the possibility to add a specific objective for safety and security on board.</p> <p>Political trilogue 12 June: Agreement between the colegislators on the following drafting, to be finalised at technical level: " a) operations that increase the fishing capacity of a fishing vessel or support the acquisition of equipment that increases the ability of a fishing vessel to find fish, except when the operations relate to investments in onboard safety, labour conditions, and energy efficiency, provided that the fishing capacity of the segment of the corresponding fleet to which the operations relate is in balance with the available fishing opportunities, any increase in capacity arising from these operations is compensated by a prior withdrawal of capacity of at</p>

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				<p>least the same amount [from the same fleet segment] [or from a segment where the fishing capacity is not in balance with the available fishing opportunities] and the national ceiling of fishing capacity assigned to each Member State is respected"</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>a. operations that increase the fishing capacity of a fishing vessel or support the acquisition of equipment that increases the ability of a fishing vessel to find fish, unless otherwise provided for in Article 16b;</p> <p>Technical meeting 10 July: Scrutiny reserve from Council on point a. Question from EP on "equipment that increase the ability to find fish". COM will reflect on a possible definition to clarify this point.</p> <p>Technical meeting 8 September: COM to propose a recital. EP could accept a recital Council to check internally and reserve until examination of the recital.</p> <p>Technical meeting 15 September:</p>

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				<p>COM waiting for expert input before giving precise feedback on EP questions for clarification regarding the COM indicative examples of eligible operations.</p> <p>The ability to find fish to be treated as a separate issue. Also to be clarified further by COM.</p> <p>COM will give feedback as soon as possible.</p> <p>Block 2</p>
Article 13, first paragraph, point(b)				
6	171 (b) the construction and acquisition of fishing vessels or the importation of fishing vessels, unless otherwise provided for in this Regulation;	(b) the construction and acquisition of fishing vessels or the importation of fishing vessels, unless otherwise provided for in this Regulation;	(b) the construction and acquisition of fishing vessels or the importation of fishing vessels, unless otherwise provided for in this Regulation;	(b) the construction and acquisition of fishing vessels or the importation of fishing vessels, unless otherwise provided for in this Regulation; Block 2
Article 13, first paragraph, point(c)				
6	172 (c) the transfer or reflagging of fishing vessels to third countries including through the creation of joint ventures with partners of those countries;	(c) the transfer or reflagging of fishing vessels to third countries including through the creation of joint ventures with partners of those countries;	(c) the transfer or reflagging of fishing vessels to third countries including through the creation of joint ventures with partners of those countries;	(c) the transfer or reflagging of fishing vessels to third countries including through the creation of joint ventures with partners of those countries; Block 2

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	Article 13, first paragraph, point(d)			
g	173 (d) the temporary or permanent cessation of fishing activities, unless otherwise provided for in this Regulation;	(d) the temporary or permanent cessation of fishing activities, unless otherwise provided for in this Regulation;	(d) the temporary or permanent cessation of fishing activities, unless otherwise provided for in this Regulation;	(d) the temporary or permanent cessation of fishing activities, unless otherwise provided for in this Regulation; Block 2
	Article 13, first paragraph, point(e)			
y	174 (e) exploratory fishing;	(e) exploratory fishing;	(e) exploratory fishing, unless it is carried out by scientific institutions with a view to investigate possible management options for fishing stocks to ensure a sustainable fishery or exploratory fishing for invasive species as included in the EU list referred to in Regulation 1143/2014;	Technical meeting 17 July 2020: Linked to row 76 where Legal Services are to propose new drafting for next meeting. Technical meeting 8 September: no need for reference to scientific institutions (linked to row 76). Invasive species issue to be rediscussed. Technical Meeting 15 September: Linked to row 76: Feedback on invasive species still needed. Block 2
	Article 13, first paragraph, point(f)			
	175 (f) the transfer of ownership of a business;	(f) the transfer of ownership of a business, <i>except for the transfer of</i>	(f) the transfer of ownership of a business;	COM suggested compromise corresponding to COM's 11

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		<p><u><i>an undertaking to young fishermen or young aquaculture producers;</i></u></p> <p>AM 121</p>		<p>principles:</p> <p>f. the transfer of ownership of a business;</p> <p>Technical meeting 10 July: EP wants their amendment included. Council ok with COM proposal, including Council position in row 209a</p> <p>Technical meeting 8 September: EP can drop their amendment:</p> <p>(f) the transfer of ownership of a business;</p> <p>Block 2</p>
Article 13, first paragraph, point(g)				
176	<p>(g) direct restocking, except explicitly provided for as a conservation measure by a Union legal act or in the case of experimental restocking;</p>	<p>(g) direct restocking, except explicitly provided for as a conservation measure by a Union legal act or in the ease<u>cases</u> of experimental restocking <u><i>or restocking associated with processes to improve the environmental and production conditions of the natural environment;</i></u></p> <p>AM 122</p>	<p>(g) direct restocking, except explicitly provided for as a reintroduction measure or other conservation measures, by a Union legal act or in the case of experimental restocking;</p>	<p>Technical meeting 17 July 2020: EP to provide further explanation on AM.</p> <p>Technical meeting 8 September: EP can drop their amendment as already covered by point (g). Can accept Council's drafting. Council will check internally to delete the comma.</p> <p>Technical meeting 15 September: EP to withdraw amendment.</p>

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				Council to accept to delete comma. (g) direct restocking, except explicitly provided for as a reintroduction measure or other conservation measures by a Union legal act or in the case of experimental restocking; Block 2
Article 13, first paragraph, point(h)				
R	177 (h) the construction of new ports, new landing sites or new auction halls;	(h) the construction of new ports, new landing sites <i>except for small ports and landing sites in remote areas, particularly in the outermost regions, on remote islands and in peripheral and non-urban coastal areas</i> or new auction halls ; AM 123	(h) the construction of new ports, new landing sites or new auction halls;	Technical meeting 17 July 2020: Discussions to continue, political question. COM asks legal services to look at the meaning of "landing sites". Technical meeting 8 September: To be discussed next time. Block 2
Article 13, first paragraph, point(i)				
R	178 (i) market intervention mechanisms aiming to temporarily or permanently withdraw fishery or aquaculture products from the market with a view to reducing supply in order to prevent price	(i) market intervention mechanisms aiming to temporarily or permanently withdraw fishery or aquaculture products from the market with a view to reducing supply in order to prevent price	(i) market intervention mechanisms aiming to temporarily or permanently withdraw fishery or aquaculture products from the market with a view to reducing supply in order to prevent price	Technical meeting 17 July 2020: Discussions to continue Block 2

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
	decline or drive up prices; by extension, storage operations in a logistics chain that would produce the same effects either intentionally or unintentionally;	decline or drive up prices; by extension, storage operations in a logistics chain that would produce the same effects either intentionally or unintentionally; AM 124	decline or drive up prices; by extension, storage operations in a logistics chain that would produce the same effects either intentionally or unintentionally;	
Article 13, first paragraph, point(j)				
179	(j) investments on board fishing vessels necessary to comply with the requirements under Union or national law, including requirements under the Union's obligations in the context of regional fisheries management organisations;	(i) <u>except where otherwise provided for in this Regulation</u> , investments on board fishing vessels necessary to comply with the requirements under Union or national law, including requirements under the Union's obligations in the context of regional fisheries management organisations, <u>unless those investments lead to disproportionate costs for the operators</u> ; AM 125	(j) investments on board fishing vessels necessary to comply with the requirements under Union or national law law in force at the time of the submission of the application , including requirements under the Union's obligations in the context of regional fisheries management organisations, unless otherwise provided for in this Regulation ;	Political trilogue 12 June: Discussions to continue at technical level on the funding of existing legal obligations. COM suggested compromise corresponding to COM's 11 principles: j. investments on board fishing vessels necessary to comply with the requirements under Union law in force at the time of the submission of the application, including requirements under the Union's obligations in the context of regional fisheries management organisations, unless otherwise provided for in this Regulation; Technical meeting 10 July: Council ok with COM proposal as identical to PGA. EP insists on its amendment. COM

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				<p>explained that certain costs would be eligible between entry into force of the regulation and the moment the particular provision is applicable. EP to discuss this internally.</p> <p>Technical meeting 8 September: EP can consider dropping it here, and link it specifically to capacity enhancing operations - will come back with a proposal. Council: reserve.</p> <p>Block 2</p>
Article 13, first paragraph, point(k)				
180	(k) investments on board fishing vessels that have carried out activities at sea for less than 60 days in each of the two calendar years preceding the year of submission of the application for support.	<div style="border: 1px dashed black; padding: 2px; display: inline-block;">deleted</div> AM 126	(k) investments on board fishing vessels that have carried out fishing activities at sea for less than 60 days in each of the two calendar years preceding the year of submission of the application for support-;	(k) investments on board fishing vessels that have carried out fishing activities at sea for less than 60 days in the two calendar years preceding the year of submission of the application for support; Political trilogue 12 June: Agreement on 60 days in the two calendar years. Block 2
Article 13, first paragraph, point(ka)				
180a			ka replacement or modernisation	Political trilogue 4 March:

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			<p>of a main or ancillary engine on a fishing vessel, unless otherwise provided for in this Regulation.</p> <p>In the Council General Approach, appears as point 1.</p>	<p>Agreement on principle for this derogation, some specific conditions to be precised at technical level.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>1. the replacement or modernisation of a main or ancillary engine on a fishing vessel, unless otherwise provided for in this Regulation.</p> <p>Technical meeting 17 July 2020: Council AM covered by COM proposal on the 11 principles. To be confirmed by Legal Services.</p> <p>Technical meeting 8 September: EP and CLS confirm COM text covers positions :</p> <p>1. the replacement or modernisation of a main or ancillary engine on a fishing vessel, unless otherwise provided for in this Regulation. Block 2</p>
Article 13, first paragraph, point(ka)				
180b		<i>ka the replacement or modernisation of the main or auxiliary engine of a fishing vessel</i>		<p>Political trilogue 4 March:</p> <p>Agreement on principle for this</p>

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		<u><i>if it results in an increase in power in Kw;</i></u> AM 127		derogation, some specific conditions to be precised at technical level. Technical meeting 17 July 2020: EP AM covered by 180a and COM proposal on the 11 principles. To be confirmed by Legal Services. Technical meeting 8 September: EP and CLS confirm COM text covers positions: <i>Deleted</i> Block 2
Article 13, first paragraph, point(kb)				
180c		<u><i>kb the production of genetically modified organisms where such production may adversely affect the natural environment.</i></u> AM 128		Technical meeting 17 July 2020: COM to provide further information. Technical meeting 8 September: EP could consider dropping if COM confirms amendment is not needed. Technical meeting 15 September: EP to withdraw amendment. Block 2
Article 13a				
180d		<u><i>Article 13a</i></u>		Political trilogue 4 March 2020:

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		<p><u><i>Support for operations for the management of fisheries and fishing fleets</i></u></p> <p>AM 323</p>		<p>Agreement that some operations related to investments in on board safety and labour conditions can be eligible provided they are subject to strict conditions to avoid overcapacity and overfishing. Further discussion at technical level needed.</p> <p>Technical meeting 11 May: Further discussion at technical level needed.</p> <p>Block 2</p>
Article 13a(1)				
180e		<p><u><i>1 The EMFAF may support operations for the management of fisheries and fishing fleets in accordance with the entry/exit scheme referred to in Article 23 of Regulation (EU) No 1380/2013 and with the fishing capacity ceilings established in Annex II to that Regulation. In particular, Member States shall endeavour to optimise the allocation of their available fishing capacity, taking into account the needs of their fleet, without increasing their overall fishing capacity.</i></u></p>		<p>Political trilogue 4 March 2020:</p> <p>Agreement that some operations related to investments in on board safety and labour conditions can be eligible provided they are subject to strict conditions to avoid overcapacity and overfishing. Further discussion at technical level needed.</p> <p>Technical meeting 11 May: Further discussion at technical level needed.</p>

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		AM 323		<p>Technical meeting 17 July 2020: To be discussed at political level. Council does not agree with EP amendment.</p> <p>Technical meeting 8 September; EP could accept a recital. Council: to check.</p> <p>Technical meeting 15 September: COM could accept recital. Council: Opposed to include EP amendment even as a recital. Already covered in CFP. Political issue. Block 2</p>
TITLE II, CHAPTER II				
y	181 CHAPTER II Priority 1: Fostering sustainable fisheries and the conservation of marine biological resources	CHAPTER II Priority 1: Fostering sustainable fisheries and the conservation of marine biological resources <i>and the socio-economic stability</i> AM 129	CHAPTER II Priority 1: Fostering sustainable fisheries and the conservation of marine aquatic biological resources	<p>Technical meeting 17 July 2020: Linked to row 89.</p> <p>Block 2</p>
TITLE II, CHAPTER II, Section 1				
g	182 Section 1 General conditions	Section 1 General conditions	Section 1 General conditions Scope of Support	<p>Section 1 Scope of Support</p> <p>Block 2</p> <p>Structure has been agreed</p>

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	Article 14			
183	Article 14 General scope of support	Article 14 General scope of support	Article 14 General scope of support Specific objectives	Article 14 Specific objectives Block 2 Block 1 Structure has been agreed
	Article 14(1)			
184	1. Support under this Chapter shall contribute to the achievement of the environmental, economic, social and employment objectives of the CFP, as set out in Article 2 of Regulation (EU) No 1380/2013.	1. Support under this Chapter shall contribute to the achievement of the environmental, economic, social and employment objectives of the CFP, as set out in Article 2 of Regulation (EU) No 1380/2013, <i>and will foster social dialogue between the parties.</i> AM 130	1. Support under this Chapter shall cover interventions that contribute to the achievement of the environmental, economic, social and employment objectives of the CFP, as set out in Article 2 of Regulation (EU) No 1380/2013-, through of one or more of the following specific objectives:	Political trilogue 4 March: Agreement to have a recital on the contribution of the fund to the achievement of MSY and eliminating discards. Technical meeting 4 May: Reference to MSY in recitals proposed by COM and to be discussed internally by EP in view of next meeting 11 May (terms in yellow as proposed by Council to replace "in particular": [(17) Much has been achieved over the last few years by the CFP in bringing fish stocks back to healthy levels, in increasing the profitability of the Union's fishing industry and in conserving marine ecosystems. However, substantial challenges remain to achieve the socio-

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				<p>economic and environmental objectives of CFP, [in particular] [including] for restoring and maintaining populations of harvested species above levels which can produce the maximum sustainable yield, and eliminating unwanted catches. This requires continued support beyond 2020, notably in sea basins where progress has been slower.]</p> <p>[(19) The EMFF should aim to achieve the environmental, economic, social and employment objectives of the CFP, as defined in Article 2 of Regulation (EU) No 1380/2013, [in particular] [including] restoring and maintaining populations of harvested species above levels which can produce the maximum sustainable yield, and eliminating unwanted catches. Such support should ensure that fishing activities are environmentally sustainable in the long-term and managed in a way that is consistent with the objectives of achieving economic, social and employment benefits, and of contributing to the availability of food supplies.]</p> <p>[(20) Support from the EMFF should aim to achieve and maintain sustainable fishing based on the</p>

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				<p>maximum sustainable yield (MSY) and to minimise the negative impacts of fishing activities on the marine ecosystem. That support should include innovation and investments in low-impact, climate resilient and low-carbon fishing practices and techniques.]</p> <p>[(21) The landing obligation is one of the main challenges of the CFP. It has implied significant changes in fishing practices for the sector, sometimes with an important financial cost. It should therefore be possible for the EMFF to support innovation and investments that contribute to the implementation of the landing obligation, and thus to achieving the objective of eliminating unwanted catches, with a higher aid intensity rate than the one that applies to other operations, like investments in selective fishing gears, in the improvement of port infrastructures and in the marketing of unwanted catches. It should also grant a maximum aid intensity rate of 100% to the design, development, monitoring, evaluation and management of transparent systems for exchanging fishing opportunities between Member States ('quota swaps'), in order to mitigate the 'choke species' effect caused by the</p>

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				<p>landing obligation.]</p> <p>Technical meeting 11 May: EP to send comprehensive proposals on the recitals mentioned above.</p> <p>Technical meeting 8 September: EP will send some proposals on COM's proposed recitals in the next days.</p> <p>Technical meeting 15 September: EP to send proposals on COM's proposed recitals.</p> <p>Block 2 Block 1</p>
Article 14(1), point(a)				
y	184a		a Strengthening economically, socially and environmentally sustainable fishing activities;	<p>Structure agreed in the trilogue of 10 December 2019. Content to be discussed under Block 2.</p> <p>Technical meeting of 4 May: List agreed but exact titles to be discussed together with Annex II and/or in the relevant Block.</p> <p>Block 2 Block 1</p>
Article 14(1), point(b)				
y	184b		b Increasing energy efficiency and	Structure agreed in the trilogue of

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			reducing CO2 emissions through replacement or modernisation of engines of fishing vessels;	<p>10 December 2019. Content to be discussed under Block 2.</p> <p>Proposal to add a recital to clarify that other support contributing to energy efficiency should fall under other specific objectives.</p> <p>Technical meeting of 4 May: COM requested to provide recital.</p> <p>Technical meeting 8 September: COM: need a recital once we know the scope - during the adaptation phase.</p> <p>Block 2 Block 1</p>
Article 14(1), point(c)				
y	184c		c Promoting the adjustment of fishing capacity to fishing opportunities in cases of permanent cessation and contributing to a fair standard of living in cases of temporary cessation of fishing activities;	<p>Structure agreed in the trilogue of 10 December 2019. Content to be discussed under Block 2.</p> <p>Block 2 Block 1</p>
Article 14(1), point(d)				
g	184d		d Fostering efficient fisheries control and enforcement, as well as reliable data for knowledge-	(d) Fostering efficient fisheries control and enforcement, including fighting against IUU, as well as

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			based decision-making;	reliable data for knowledge-based decision-making; Block 2 Block 1 EP proposal to include fighting against IUU accepted by the Council.
Article 14(1), point(e)				
y	184e		e Promoting a level-playing field for fishing and aquaculture products from the outermost regions; and	Structure agreed in the trilogue of 10 December 2019. Content to be discussed under Block 2. Request for Council to clarify the scope of this specific objective. Block 2 Block 1
Article 14(1), point(f)				
y	184f		f Contributing to the protection and restoration of aquatic biodiversity and ecosystems.	Structure agreed in the trilogue of 10 December 2019. Content to be discussed under Block 2. Block 2 Block 1
Article 14(2)				
g	185	2. Where support under this Chapter is granted for a vessel, that vessel shall not be transferred or reflagged	2. Where support under this Chapter is granted for a vessel, that vessel shall not be transferred or reflagged deleted	deleted Deletion agreed during technical

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	outside the Union during at least the five years from the final payment for the supported operation.	outside the Union during at least the five years from the final payment for the supported operation.		meeting 17 July 2020 Block 2 Block 1
Article 14(3)				
186	3. Support under this Chapter shall also apply to inland fishing, with the exception of Articles 15 and 17.	3. Support under this Chapter shall also apply to inland fishing, with the exception of Articles 15 and 17.	3. Support as foreseen under this Chapter shall also may apply to inland fishing, with the exception of Articles 15 and 17 the provisions laid down in Article 16 (2) a and b), 16 new (1) a), b) and (3), 17 and 18 (1) a), b), b a), c) and (3). In the Council General Approach appears as paragraph 2.	3. Support as foreseen under this Chapter may apply to inland fishing, with the exception of the provisions laid down in Article 16 (2) a) and b), 16 new (1) a), b) and (3), 17 and 18 (1) a), b), b a), c) and (3). Block 2 Block 1 References to Articles to be double-checked after the agreement on those provisions.
TITLE II, CHAPTER II, Section 2				
187	Section 2 Small-scale coastal fishing	Section 2 Small-scale coastal fishing	Section 2 Small-scale coastal fishing SPECIFIC CONDITIONS	Section 2 SPECIFIC CONDITIONS Block 2 Block 1 Structure has been agreed
Article 15				
188	Article 15 Action plan for small-scale coastal fishing	Article 15 Action plan for small-scale coastal fishing	Article 15 Action plan for small-scale coastal Transferring or reflagging	Block 2 Block 1

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA of fishing vessels	Draft Agreement
Article 15(-1)				
188a			<p>-1 Where support under this Chapter is granted in respect of a vessel, that vessel shall not be transferred or reflagged outside the Union during at least the five years from the final payment for the supported operation.</p> <p>In the Council General Approach, appears as unnumbered paragraph.</p>	<p>-1. Where support under this Chapter is granted in respect of a vessel, that vessel shall not be transferred or reflagged outside the Union during at least the five years from the final payment for the supported operation.</p> <p>Technical meeting 17 July 2020: Agreement to include Council AM.</p> <p>Block 2 Block 1</p>
Article 15(1), introductory part				
189	<p>1. Member States shall prepare as part of their programme an action plan for small-scale coastal fishing which shall set out a strategy for the development of profitable and sustainable small-scale coastal fishing. This strategy shall be structured along the following sections, where applicable:</p>	<p>1. Member States shall prepare as part of their programme an, <u>and in due collaboration with the relevant sectors, a specific</u> action plan for small-scale coastal fishing which shall set out a strategy for the development of profitable and sustainable small-scale coastal fishing. This strategy shall be structured along the following sections, where applicable:</p> <p>AM 131</p>	<p>deleted</p>	<p>deleted</p> <p>Provision deleted as agreement in row 128b.</p> <p>Block 2 Block 1</p>
Article 15(1), point(a)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
190	(a) adjustment and management of fishing capacity;	(a) adjustment and management of fishing capacity;	deleted	deleted Provision deleted as agreement in row 128b. Block 2 Block 1
Article 15(1), point(b)				
191	(b) promotion of low-impact, climate resilient and low-carbon fishing practices that minimize damage to the marine environment;	(b) promotion of low-impact, climate resilient and low-carbon fishing practices that minimize damage to the marine environment;	deleted	deleted Provision deleted as agreement in row 128b. Block 2 Block 1
Article 15(1), point(c)				
192	(c) reinforcement of the value chain of the sector and promotion of marketing strategies;	(c) reinforcement of the value chain of the sector and promotion of marketing strategies, <i>promoting any mechanisms that improve first-sale price, in order to benefit fishers by increasing their reward for their work, and that promote fair and appropriate distribution of value added throughout the sector's value chain, reducing intermediaries' margins, increasing the prices paid to producers and restricting the prices paid by end-consumers;</i> AM 311	deleted	deleted Provision deleted as agreement in row 128b. Block 2 Block 1

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	Article 15(1), point(d)			
193	(d) promotion of skills, knowledge, innovation and capacity building;	(d) promotion of skills, knowledge, innovation and capacity building, <u>in particular for young fishers</u> ; AM 132	deleted	deleted Provision deleted as agreement in row 128b. Block 2 Block 1
	Article 15(1), point(e)			
194	(e) improvement of health, safety and working conditions on board fishing vessels;	(e) improvement of health, safety and working conditions on board fishing vessels, <u>in fishing on foot and shellfish gathering, as well as on-shore in direct fishing-related activities</u> ; AM 133	deleted	deleted Provision deleted as agreement in row 128b. Block 2 Block 1
	Article 15(1), point(f)			
195	(f) increased compliance with data collection, traceability, monitoring, control and surveillance requirements;	(f) increased compliance with data collection, traceability, monitoring, control and surveillance requirements;	deleted	deleted Provision deleted as agreement in row 128b. Block 2 Block 1
	Article 15(1), point(g)			
196				

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	(g) involvement in the participatory management of the maritime space, including Marine Protected Areas and Natura 2000 areas;	(g) involvement in the participatory management of the maritime space, including Marine Protected Areas and Natura 2000 areas;	deleted	deleted Provision deleted as agreement in row 128b. Block 2 Block 1
Article 15(1), point(h)				
197	(h) diversification of activities in the broader sustainable blue economy;	(h) diversification of activities in the broader sustainable blue economy;	deleted	deleted Provision deleted as agreement in row 128b. Block 2 Block 1
Article 15(1), point(i)				
198	(i) collective organisation and participation in the decision-making and advisory processes.	(i) collective organisation and participation in the decision-making and advisory processes.	deleted	deleted Provision deleted as agreement in row 128b. Block 2 Block 1
Article 15(2)				
199	2. The action plan shall take into account the FAO voluntary guidelines for securing sustainable small-scale fisheries and, where appropriate, the regional plan of action for small-scale fisheries from	2. The action plan shall take into account the FAO voluntary guidelines for securing sustainable small-scale fisheries and, where appropriate, the regional plan of action for small-scale fisheries from	deleted	deleted Provision deleted as agreement in row 128b. Block 2 Block 1

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
	the General Fisheries Commission for the Mediterranean.	the General Fisheries Commission for the Mediterranean.		
Article 15(3)				
g	200 3. For the purpose of monitoring the implementation of the strategy referred to in paragraph 1, the action plan shall establish specific milestones and targets linked to relevant indicators established under the monitoring and evaluation framework referred to in Article 37.	3. For the purpose of monitoring the implementation of the strategy referred to in paragraph 1, the action plan shall establish specific milestones and targets linked to relevant indicators established under the monitoring and evaluation framework referred to in Article 37.	deleted	deleted Provision deleted as agreement in row 128b. Block 2 Block1
Article 15(3a)				
g	200a	<u><i>3a In order to alleviate the administrative burden on operators applying for aid, Member States shall endeavour introducing a single Union simplified application form for EMFAF measures.</i></u> AM 134		The Managing Authority shall endeavour to take into account the specificities of small-scale coastal fishing beneficiaries for possible simplification measures, such as simplified application forms. Agreement in the political trilogue of 4 March Block 2 Block1
Article 16				
y	201 Article 16 Investments in small-scale coastal	Article 16 Investments in small-scale coastal	Article 16 Investments in small-scale coastal	COM suggested compromise corresponding to COM's 11

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	fishing vessels	fishing vessels	First acquisition of a fishing vessel	<p>principles:</p> <p>Article 16 First acquisition of a fishing vessel</p> <p>Technical meeting 10 July: EP: Title to be discussed after provisions on fleet measures are negotiated</p> <p>Block 2</p>
Article 16(1), introductory part				
202	1. The EMFF may support the following investments in respect of small-scale coastal fishing vessels which belong to a fleet segment for which the latest report on fishing capacity, referred to in Article 22(2) of Regulation (EU) No 1380/2013, has shown a balance with the fishing opportunities available to that segment:	1. The EMFF EMFAF may support the following investments in respect of small-scale coastal fishing vessels which belong to a fleet segment for which the latest report on fishing capacity, referred to in Article 22(2) of Regulation (EU) No 1380/2013, has shown a balance with the fishing opportunities available to that segment:	1. The EMFF may support the following investments in respect of small-scale coastal fishing vessels which belong to a fleet segment for which the latest report on derogation to Article 13 (b), to achieve the specific objective in Article 14 (1) a), support may include the first acquisition of a fishing capacity, referred to in Article 22(2) of Regulation (EU) No 1380/2013, has shown a balance with the fishing opportunities available to that segment vessel, or the acquisition of partial ownership thereof, by a natural person who:	<p>Political trilogue 4 March: Work will continue at technical level to refine the conditions for the first acquisition of a vessel</p> <p>Political trilogue 12 June: Technical level to finalise the drafting</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>1. Without prejudice to Article 13(b), to achieve the specific objective referred to in Article 14(1)(a), the EMFAF may support the first acquisition of a fishing vessel by a natural person who:</p> <p>Technical meeting 10 July:</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				<p>Legal services of the three institutions to find most suitable drafting to introduce the derogation.</p> <p>Technical meeting 8 September: Agreement on "notwithstanding" after legal services discussions.</p> <p>1. Notwithstanding Article 13(b), to achieve the specific objective referred to in Article 14(1)(a), the EMFAF may support the first acquisition of a fishing vessel by a natural person who:</p> <p>Block 2</p>

Article 16(1), point(a)

203	(a) the first acquisition of a fishing vessel by a young fisher who, at the moment of submitting the application, is under 40 years of age and has worked a least five years as fisher or has acquired adequate vocational qualification;	(a) the first acquisition of a fishing vessel by a young fisher who, at the moment of submitting the application, is under 40 years of age and has worked a least five years as fisher or has acquired adequate vocational qualification;	(a) the first acquisition of a fishing vessel by a young fisher who, at the moment of submitting the application, is no more than under 40 years of age; and and has worked a least five years as fisher or has acquired adequate vocational qualification;	<p>Political trilogue 4 March: Work will continue at technical level to refine the conditions for the first acquisition of a vessel</p> <p>Political trilogue 12 June: Technical level to finalise the drafting</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>(a) is no more than 40 years of age at the date of submission of the</p>
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	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				<p>application for support; and</p> <p>Technical meeting 10 July: EP question on whether 40 is included. COM to reflect on potential clarification.</p> <p>Block 2</p>
Article 16(1), point(ab)				
203a			<p>ab has worked at least five years as fisher or has acquired adequate qualification;</p> <p>In the Council General Approach, appears as point (b).</p>	<p>Political trilogue 4 March:</p> <p>Work will continue at technical level to refine the conditions for the first acquisition of a vessel</p> <p>Political trilogue 12 June: Technical level to finalise the drafting</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>(b) has worked at least five years as fisher or has acquired equivalent qualification.</p> <p>The Commission has also added a new point to paragraph 1:</p> <p>The support referred to in the first subparagraph may be granted for the</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				<p>joint first acquisition of a fishing vessel by several natural persons who each fulfil the conditions set out in that subparagraph.</p> <p>Technical meeting 10 July: COM explained that the "joint first acquisition" referred to several young natural persons purchasing a vessel together, at the request of the EP.</p> <p>Block 2</p>
Article 16(1), point(aa)				
R	203b	<p><i>aa the reclassification, renewal and resizing of vessels, when they are clearly obsolete, making it possible to improve fishing conditions and increase periods spent out at sea.</i></p> <p>AM 312</p>		<p>Political trilogue 4 March</p> <p>Remains open for forthcoming political discussions.</p> <p>Political trilogue 12 June: Discussions to continue at a later stage.</p> <p>Block 2</p>
Article 16(1), point(b)				
Y	204	(b) the replacement or modernisation of a main or ancillary engine.	(b) the replacement or modernisation of a main or ancillary engine.	<p>Political trilogue 4 March:</p> <p>Agreement on principle for this derogation, some specific conditions</p>

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				<p>to be precised at technical level.</p> <p>Political trilogue 12 June: Agreement that the replacement or modernisation of engines is eligible to small-scale coastal fishing vessels, and to vessels up to 24 meters provided that they emit less CO2. The exact level of this CO2 emission reduction is left open for discussions at technical level.</p> <p>Technical meeting 15 September: Linked to other rows. Sensitive issue to be analysed with experts before further discussion at political level.</p> <p>Block 2</p>
Article 16(1), point(ba)				
204a		<p><i><u>ba the facilitation of access to credit, insurance and financial instruments.</u></i></p> <p>AM 136</p>		<p>Technical meeting 17 July 2020: Discussions to continue. EP to explain the aim of their amendment.</p> <p>Technical meeting 8 September: EP to confirm that their concerns are covered by row 128b ("the managing authority shall endeavour to take into account the specificities of SSCF beneficiaries for possible simplification measures, such as simplified application forms.")</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				Technical meeting 15 September: EP to withdraw amendment. Block 2
Article 16(1a)				
y	204b		<p>1a Support under this Article may also be granted to legal persons which are wholly owned by one or more natural persons who each fulfil the conditions set out in paragraph 1.</p> <p>In the Council General Approach, appears as paragraph 1 new.</p>	<p>Political trilogue 4 March: Work will continue at technical level to refine the conditions for the first acquisition of a vessel.</p> <p>Political trilogue 12 June: Technical level to finalise the drafting.</p> <p>COM suggested compromise corresponding to COM's 11 principles: 2. Support under this Article may also be granted to legal entities wholly owned by one or more natural persons who each fulfil the conditions set out in paragraph 1.</p> <p>Block 2</p>
Article 16(2)				
y	205	2. The vessels referred to in paragraph 1 shall be equipped for sea fishing and be between 5 and 30	<p>deleted</p> <p>AM 137</p>	<p>deleted</p> <p>Political trilogue 4 March: Work will continue at technical level</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
	years old.			<p>to refine the conditions for the first acquisition of a vessel.</p> <p>Technical meeting 28 May: COM proposed to change “sea fishing” to “fishing activities”.</p> <p>Political trilogue 12 June: Agreement whereby the first acquisition of vessels is eligible to small-scale coastal vessels that have been registered for 3 years, and where the eligibility also applies to vessels up to 24 meters that have been registered for 5 years. Technical level to finalise the drafting. Provisions on outermost regions will be tackled together, after the provisions of block 2 are clearer.</p> <p>Technical meeting 15 September: EP wishes to maintain the upper age limit. EP to discuss internally.</p> <p>Block 2</p>
Article 16(2a), introductory part				
y 205a			<p>2a Support under this Article may be granted only in respect of a fishing vessel which:</p> <p>In the Council General Approach, appears as paragraph</p>	<p>Political trilogue 4 March:</p> <p>Work will continue at technical level to refine the conditions for the first acquisition of a vessel.</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
			2.	<p>COM suggested compromise corresponding to COM's 11 principles: 3. Support under this Article may be granted only in respect of a fishing vessel which</p> <p>Block 2</p>
Article 16(2a), point(a)				
205b			<p>a belongs to a segment of the fishing fleet for which the latest report on fishing capacity, referred to in Article 22(2) of Regulation (EU) No 1380/2013, has shown a balance with the fishing opportunities available to that segment;</p>	<p>Political trilogue 4 March: Work will continue at technical level to refine the conditions for the first acquisition of a vessel.</p> <p>Political trilogue 12 June: Technical level to finalise the drafting</p> <p>COM suggested compromise corresponding to COM's 11 principles: (a) belongs to a segment of the fishing fleet for which the latest report on fishing capacity, referred to in Article 22(2) of Regulation (EU) No 1380/2013, has shown a balance with the fishing opportunities available to that segment;</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				Block 2
Article 16(2a), point(b)				
205c			b is equipped for sea fishing;	<p>Political trilogue 4 March: Work will continue at technical level to refine the conditions for the first acquisition of a vessel.</p> <p>Technical meeting 28 May: COM proposed to change “sea fishing” to “fishing activities”</p> <p>Political trilogue 12 June: Technical level to finalise the drafting</p> <p>COM suggested compromise corresponding to COM's 11 principles: (b) is equipped for fishing activities</p> <p>Block 2</p>
Article 16(2a), point(c)				
205d			c has been registered in the fleet register for at least 3 calendar years preceding the year of submission of the application for support; and	<p>Political trilogue 4 March: Work will continue at technical level to refine the conditions for the first acquisition of a vessel.</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				<p>Political trilogue 12 June: Agreement whereby the first acquisition of vessels is eligible to small-scale coastal vessels that have been registered for 3 years, and where the eligibility also applies to vessels up to 24 meters that have been registered for 5 years. Technical level to finalise the drafting. Provisions on outermost regions will be tackled together, after the provisions of block 2 are clearer.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>(d) is at least 3 years of age at the date of submission of the application for support in the case of a small-scale coastal fishing vessel, and at least 5 years of age in the case of another type of vessel.</p> <p>Technical meeting 10 July: Council prefers PGA drafting as regards "has been registered in the fleet register" instead of "years of age". On upper age limit, COM can agree not to have it, or to have it. EP to reflect internally on this requirement.</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				Technical meeting 8 September EP: let political level decide on maximum age. Block 2
Article 16(2a), point(d)				
205e			d is not longer than 24 meters in length overall.	Political trilogue 4 March: Work will continue at technical level to refine the conditions for the first acquisition of a vessel. Political trilogue 12 June: Agreement whereby the first acquisition of vessels is eligible to small-scale coastal vessels that have been registered for 3 years, and where the eligibility also applies to vessels up to 24 meters that have been registered for 5 years. Technical level to finalise the drafting. Provisions on outermost regions will be tackled together, after the provisions of block 2 are clearer. COM suggested compromise corresponding to COM's 11 principles: (c) is not longer than 24 meters in overall length; and

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				Block 2
Article 16(3), introductory part				
y	206 3. The support referred to in paragraph 1(b) may only be granted under the following conditions:	3. The support referred to in paragraph 1(b) may only be granted under the following conditions:	deleted	Political trilogue 4 March: Agreement on principle for this derogation, some specific conditions to be precised at technical level. Block 2
Article 16(3), point(a)				
y	207 (a) the new or modernised engine shall not have more power in kW than the current engine;	(a) the new or modernised engine shall not have more power in kW than the current engine;	deleted	Political trilogue 4 March: Agreement on principle for this derogation, some specific conditions to be precised at technical level. Block 2
Article 16(3), point(b)				
y	208 (b) any reduction of fishing capacity in kW due to the replacement or modernisation of a main or ancillary engine shall be permanently removed from the Union fleet register;	(b) any reduction of fishing capacity in kW due to the replacement or modernisation of a main or ancillary engine shall be permanently removed from the Union fleet register;	deleted	Political trilogue 4 March: Agreement on principle for this derogation, some specific conditions to be precised at technical level. Block 2
Article 16(3), point(c)				
y	209			

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
	(c) the engine power of the fishing vessel shall have been physically inspected by the Member State to ensure that it does not exceed the engine power stated in the fishing license.	(c) the engine power of the fishing vessel shall have been physically inspected by the Member State to ensure that it does not exceed the engine power stated in the fishing license.	deleted	<p>Political trilogue 4 March: Agreement on principle for this derogation, some specific conditions to be precised at technical level.</p> <p>Political trilogue 12 June: Discussions will continue at technical level on the provisions related to physical inspections/ verifications.</p> <p>Block 2</p>
Article 16(3a)				
209a			<p>3a The first acquisition covered by paragraph 1 and 1 new shall not be considered a transfer of ownership of a business under Article 13 (f).</p> <p>In the Council General Approach, appears as paragraph 3.</p>	<p>Political trilogue 4 March: Work will continue at technical level to refine the conditions for the first acquisition of a vessel.</p> <p>Political trilogue 12 June: Technical level to finalise the drafting</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>4. The first acquisition of a fishing vessel supported under this Article shall not be considered a transfer of ownership of a business under Article 13(f).</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				Block 2
Article 16(4)				
210	4. No support shall be granted under this Article, if the assessment on the balance between fishing capacity and fishing opportunities in the latest report referred to in Article 22(2) of Regulation (EU) No 1380/2013 for the fleet segment to which the vessels concerned belong, has not been prepared on the basis of the biological, economic and vessel use indicators set out in the common guidelines referred to in that Regulation.	4. No support shall be granted under this Article, if the assessment on the balance between fishing capacity and fishing opportunities in the latest report referred to in Article 22(2) of Regulation (EU) No 1380/2013 for the fleet segment to which the vessels concerned belong, has not been prepared on the basis of the biological, economic and vessel use indicators set out in the common guidelines referred to in that Regulation.	deleted	<p>Political trilogue 4 March: Agreement on principle for this derogation, some specific conditions to be precised at technical level.</p> <p>Political trilogue 12 June: Left open for future discussions. Discussions will continue at the technical level.</p> <p>Block 2</p>
Article 16a				
210a			<p>Article 16a Replacement or modernisation of a main or ancillary engine</p> <p>In the Council General Approach, appears as Article 16 new.</p>	<p>Political trilogue 4 March: Agreement on principle for this derogation, some specific conditions to be precised at technical level.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>Article 16a Replacement or modernisation of a main or ancillary engine</p> <p>Technical meeting 10 July:</p>

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				<p>EP: title to be discussed after all provisions on fleet measures are negotiated.</p> <p>Block 2</p>
Article 16a(1), introductory part				
210b			<p>1 By way of derogation to Article 13 (l), to achieve the specific objective in Article 14 (1) b), support shall only be granted for vessels up to 24 meters in overall length that comply with the following conditions:</p>	<p>Political trilogue 4 March: Agreement on principle for this derogation, some specific conditions to be precised at technical level.</p> <p>Political trilogue 12 June: Agreement that the replacement or modernisation of engines is eligible to small-scale coastal fishing vessels, and to vessels up to 24 meters provided that they emit less CO2. The exact level of this CO2 emission reduction is left open for discussions at technical level.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>1. Without prejudice to Article 13(l), to achieve the specific objective referred to in Article 14(1)(b), support may only be granted to vessels up to 24 meters in overall length that comply with the following conditions:</p>

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				<p>Technical meeting 10 July: Legal services to find most appropriate drafting to introduce this derogation.</p> <p>Block 2</p>
Article 16a(1), point(a)				
y	210c		<p>a the vessel belongs to a fleet segment for which the latest report on fishing capacity, referred to in Article 22(2) of Regulation (EU) No 1380/2013, has shown a balance with the fishing opportunities available to that segment;</p>	<p>Political trilogue 4 March: Agreement on principle for this derogation, some specific conditions to be precised at technical level.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>(a) the vessel belongs to a fleet segment for which the latest report on fishing capacity, referred to in Article 22(2) of Regulation (EU) No 1380/2013, has shown a balance with the fishing opportunities available to that segment;</p> <p>Block 2</p>
Article 16a(1), point(b)				
y	210d		<p>b for small-scale coastal fishing vessels, the new or modernised</p>	<p>Political trilogue 4 March:</p>

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			<p>engine does not have more power in kW than that of the current engine; and</p>	<p>Agreement on principle for this derogation, some specific conditions to be precised at technical level.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>(b) the vessel is at least 5 years of age at the date of submission of the application for support;</p> <p>Technical meeting 10 July: Council scrutiny as new. EP: ok with the principle.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>(c) for small-scale coastal fishing vessels, the new or modernised engine does not have more power in kW than that of the current engine; and</p> <p>Technical meeting 10 July: EP asked about possibility of CO2 emission reduction as a requirement for SSCF too. Council opposes as extremely burdensome on those vessels. COM also warned about excessive administrative burden.</p>

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				Block 2
Article 16a(1), point(c)				
210e			<p>c for other vessels up to 24 meters in overall length, the new or modernised engine does not have more power in kW than that of the current engine and shall emit at least 15% less CO2 compared to the current engine.</p>	<p>Political trilogue 4 March: Agreement on principle for this derogation, some specific conditions to be precised at technical level.</p> <p>Political trilogue 12 June: Agreement that the replacement or modernisation of engines is eligible to small-scale coastal fishing vessels, and to vessels up to 24 meters provided that they emit less CO2. The exact level of this CO2 emission reduction is left open for discussions at technical level.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>(d) for other vessels up to 24 meters in overall length, the new or modernised engine does not have more power in kW than that of the current engine and shall emit at least X% less CO2 compared to the current engine.</p> <p>Technical meeting 10 July: COM and Council to check with experts on the X%.</p>

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				Block 2
Article 16a(2)				
210f			<p>2 Member States shall ensure that all replaced or modernised engines are subject to verification of fulfilment of the conditions set out in paragraph 1 (b) and (c).</p>	<p>Political trilogue 4 March: Agreement on principle for this derogation, some specific conditions to be precised at technical level.</p> <p>Political trilogue 12 March: Discussions will continue at technical level on the provisions related to physical inspections/ verifications.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>2. Member States shall ensure that all replaced or modernised engines are subject to a physical verification of fulfilment of the conditions set out in paragraph 1(c) and (d).</p> <p>Technical meeting 10 July: Council disagrees with COM and EP. Point to be taken up again at technical level.</p> <p>Technical meeting 15 September: Discussions on physical inspections/ verifications to continue.</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				Block 2
Article 16a(3)				
210g			<p>3 Any reduction of fishing capacity in kW due to the replacement or modernisation of a main or ancillary engine shall be permanently removed from the Union fleet register.</p>	<p>Political trilogue 4 March: Agreement on principle for this derogation, some specific conditions to be precised at technical level.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>3. The fishing capacity withdrawn due to the replacement or modernisation of a main or ancillary engine shall not be replaced.</p> <p>Block 2</p>
Article 16a(4)				
210h			<p>4 The Commission shall adopt implementing acts, to establish the method for calculating the reduction of CO2 emissions referred to in paragraph 1 (c). Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 53(2).</p>	<p>Political trilogue 4 March: Agreement on principle for this derogation, some specific conditions to be precised at technical level.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>4. The Commission shall adopt</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				<p>implementing acts to establish the method for calculating the reduction of CO2 emissions referred to in paragraph 1(d). Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 53(2).</p> <p>Technical meeting 10 July: COM checking the methodology of calculating this.</p> <p>Technical meeting 8 September: Brainstorming on possibility for criteria instead of a methodology for calculating the reduction of CO2, in order to simplify implementation.</p> <p>Technical meeting 15 September: Exchange in next technical meeting about methodology.</p> <p>Block 2</p>
Article 16b				
y 210i				<p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>Article 16 b Increase of the gross tonnage of a fishing vessel to improve safety, working conditions or energy</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				efficiency Block 2
Article 16b(1), introductory part				
210j				<p>1. COM suggested compromise corresponding to COM's 11 principles:</p> <p>Without prejudice to Article 13(a), the EMFAF may support operations that increase the gross tonnage of a fishing vessel for the purpose of improving safety, working conditions or energy efficiency and to achieve the specific objective referred to in Article 14(1)(a), under the following conditions:</p> <p>Technical meeting 10 July: EP: ok to limit increase in GT and exclude engine power. Council: scrutiny.</p> <p>Block 2</p>
Article 16b(1), point(a)				
210k				COM suggested compromise corresponding to COM's 11 principles:

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				<p>(a) the fishing vessel belongs to a fleet segment for which the latest report on fishing capacity, referred to in Article 22(2) of Regulation (EU) No 1380/2013, has shown a balance of the fishing capacity of the segment with the fishing opportunities available to that segment;</p> <p>Block 2</p>
Article 16b(1), point(b)				
210l				<p>COM suggested compromise corresponding to COM's 11 principles;</p> <p>(b) the fishing vessel is not longer than 24 meters in overall length;</p> <p>Technical meeting 10 July: Council: scrutiny EP: vessels larger than 24m should be supported through financial instruments.</p> <p>Block 2</p>
Article 16b(1), point(c)				
210m				<p>COM suggested compromise corresponding to COM's 11</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				<p>principles:</p> <p>(c) the fishing vessel is at least 15 years of age at the moment of submitting the application for support; and</p> <p>Technical meeting 10 July: Council: scrutiny EP: principle acceptable but should allow vessels to become environmentally-friendly or more comfortable for the crew.</p> <p>Block 2</p>
Article 16b(1), point(d)				
210n				<p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>(d) the entry into the fleet of new fishing capacity generated by the operation is compensated by the prior withdrawal of at least the same amount of fishing capacity without public aid from the same fleet segment or from a fleet segment where the fishing capacity is not in balance with the available fishing opportunities.</p> <p>Block 2</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
Article 16b(2)				
210o				<p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>2. The Commission shall be empowered to adopt delegated acts, in accordance with Article 52, identifying the types of operations eligible under this Article.</p> <p>Technical meeting 10 July: Council: reservation, and not in favour of DA. EP: not acceptable, but need a list of eligible operations somewhere. COM: will provide an indicative list with examples.</p> <p>Technical meeting 8 September: EP and Council critical of DA. Examination of COM's working document on list of operations that COM will send. Agreement on the importance to have a list.</p> <p>Technical meeting 15 September: COM waiting for expert input before giving precise feedback on EP questions for clarification regarding the COM indicative examples of</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				eligible operations. Block 2
Article 16b(3)				
210p				<p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>3. Support under this Article shall be granted through the financial instruments provided for in Article 52 of Regulation (EU) No [Regulation laying down Common Provisions] and through InvestEU, in accordance Article 10 of that Regulation.</p> <p>Technical meeting 10 July: EP: no financial instruments for SSCF, ok for above 24 meters. Council: reserve, not easy to implement.</p> <p>Block 2</p>
Article 16b(4)				
210q				COM suggested compromise corresponding to COM's 11

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				<p>principles:</p> <p>4. Support under this Article shall not cover operations related to investments aimed at improving safety, working conditions or energy efficiency where such operations do not increase the fishing capacity of the vessel concerned. Those operations may be supported in accordance with Article 12a.</p> <p>Technical meeting 10 July: EP asked to be checked by Legal Services.</p> <p>Technical meeting 8 September: Legal services discussed, not there yet. Agreed that other investments on board would fall under other CFP objectives, but more an explanation that operational provision, would be better in a recital. Drafting of a recital will be examined when it is available.</p> <p>Block 2</p>
TITLE II, CHAPTER II, Section 3				
211	Section 3 Specific areas of support	Section 3 Specific areas of support	Section 3 Specific areas of support In the Council General Approach, Section 3 is deleted.	Block 2

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
Article 17				
212	Article 17 Management of fisheries and fishing fleets	Article 17 Management of fisheries and fishing fleets	Article 17 Management of fisheries and fishing fleets Permanent cessation of fishing activities	<p>Political trilogue 4 March: Agreement on the principle for a derogation, technical work is required to finalise the drafting.</p> <p>Political trilogue 12 June: The technical level will assess a compromise proposal on permanent cessation in details.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>Article 17 Permanent cessation of fishing activities</p> <p>Block 2</p>
Article 17(1)				
213	1. The EMFF may support operations for the management of fisheries and fishing fleets.	1. The EMFF EMFAF may support operations for the management of fisheries and fishing fleets.	deleted	<p>Political trilogue 4 March: Agreement on the principle for a derogation, technical work is required to finalise the drafting.</p> <p>Political trilogue 12 June: The technical level will assess a compromise proposal on permanent</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				cessation in details. Block 2
Article 17(2), introductory part				
214	<p>2. If the support referred to in paragraph 1 is granted through the compensation for the permanent cessation of fishing activities, the following conditions shall be complied with:</p>	<p>2. IfThe support referred to in paragraph 1 <u>may be</u> is granted through the compensation for the permanent cessation of fishing activities, <u>provided that the</u> the following conditions shall be <u>are</u> complied with:</p> <p>AM 139</p>	<p>2. If the support referred to in paragraph 1 is granted through the compensation for the By way of derogation to Article 13 (d), support may be provided for permanent cessation of fishing activities, the following conditions shall be complied with capacity to fishing opportunities under the specific objective in in Article 14 (1) c). Support to permanent cessation shall comply with the following conditions:</p> <p>In the Council General Approach, appears as unnumbered paragraph.</p>	<p>Political trilogue 4 March: Agreement on the principle for a derogation, technical work is required to finalise the drafting.</p> <p>Political trilogue 12 June: The technical level will assess a compromise proposal on permanent cessation in details.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>1. Without prejudice to Article 13(d), the EMFAF may support a compensation for the permanent cessation of fishing activities to achieve the specific objective referred to in Article 14(1)(c) under the following conditions:</p> <p>Technical meeting 10 July: Legal Services to reflect on suitable drafting to introduce the derogation.</p> <p>Block 2</p>

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Article 17(2), point(a)				
215	(a) the cessation is foreseen as a tool of an action plan referred to in Article 22(4) of Regulation (EU) No 1380/2013;	(a) the cessation is foreseen as a tool of an action plan referred to in Article 22(4) of Regulation (EU) No 1380/2013;	(a) the cessation is foreseen as a tool of an action plan referred to in Article 22(4) of Regulation (EU) No 1380/2013;	<p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>a. the cessation is foreseen as a tool of an action plan referred to in Article 22(4) of Regulation (EU) No 1380/2013;</p> <p>Block 2</p> <p>Identical provision</p>
Article 17(2), point(aa)				
215a		<p><i>aa the cessation leads to a permanent decrease in the fishing capacity as the support received is not re-invested in the fleet;</i></p> <p>AM 140</p>		<p>Political trilogue 4 March: Agreement on the principle for a derogation, technical work is required to finalise the drafting.</p> <p>Technical meeting 28 May: EP to check if EP AM is covered by row 218 and row 219.</p> <p>Political trilogue 12 June: The technical level will assess a compromise proposal on permanent cessation in details.</p> <p>Technical meeting 8 September EP drops its amendment as confirmation that covered by</p>

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				amendments in rows 218 and 219. <i>Deleted</i> Block 2
Article 17(2), point(b)				
216	(b) the cessation is achieved through the scrapping of the fishing vessel or through its decommissioning and retrofitting to activities other than commercial fishing, keeping in line with the objectives of the CFP and multiannual plans;	(b) the cessation is achieved through the scrapping of the fishing vessel or through its decommissioning and retrofitting to activities other than commercial fishing, keeping in line with the objectives of the CFP and multiannual plans;	(b) the cessation is achieved through the scrapping of the fishing vessel or through its decommissioning and retrofitting to activities other than commercial fishing, keeping in line with the objectives of the CFP and multiannual plans;	(b) the cessation is achieved through the scrapping of the fishing vessel or through its decommissioning and retrofitting to activities other than commercial fishing, keeping in line with the objectives of the CFP and multiannual plans; COM suggested compromise corresponding to COM's 11 principles: b. the cessation is achieved through the scrapping of the fishing vessel or through its decommissioning and retrofitting to activities other than commercial fishing, keeping in line with the objectives of Regulation (EU) No 1380/2013 and of the multiannual plans referred to in that Regulation; Block 2 Identical provision

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Article 17(2), point(c)				
217	(c) the fishing vessel is registered as active and has carried out fishing activities at sea for at least 120 days in each of the last three calendar years preceding the year of submission of the application for support;	(c) the fishing vessel is registered as active and has carried out fishing activities at sea for at least 120 <u>90</u> days in each of the last three <u>two</u> calendar years preceding the year of submission of the application for support; AM 141	(c) the fishing vessel is registered as active and has carried out fishing activities at sea for at least 120 <u>90</u> days in each of the last three <u>two</u> calendar years preceding the year of submission of the application for support;	(c) the fishing vessel is registered as active and has carried out fishing activities at sea for at least 90 days in each of the last two calendar years preceding the year of submission of the application for support; COM suggested compromise corresponding to COM's 11 principles: c. the fishing vessel is registered as active and has carried out fishing activities at sea for at least 90 days per year during the last two calendar years preceding the date of submission of the application for support; Block 2 Identical provision
Article 17(2), point(d)				
218	(d) the equivalent fishing capacity is permanently removed from the Union fishing fleet register and the fishing licenses and authorisations are permanently withdrawn, in accordance with Article 22(5) and	(d) the equivalent fishing capacity is permanently removed from the Union fishing fleet register and the fishing licenses and authorisations are permanently withdrawn, in accordance with Article 22(5) and	(d) the equivalent fishing capacity is permanently removed from the Union fishing fleet register and the fishing licenses and authorisations are permanently withdrawn, in accordance with Article 22(5) and	(d) the equivalent fishing capacity is permanently removed from the Union fishing fleet register and the fishing licenses and authorisations are permanently withdrawn, in accordance with Article 22(5) and

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	(6) of Regulation (EU) No 1380/2013; and	(6) of Regulation (EU) No 1380/2013; and	(6) of Regulation (EU) No 1380/2013; and	(6) of Regulation (EU) No 1380/2013; and COM suggested compromise corresponding to COM's 11 principles: d. the equivalent fishing capacity is permanently removed from the Union fishing fleet register and the fishing licenses and authorisations are permanently withdrawn, in accordance with Article 22(5) and (6) of Regulation (EU) No 1380/2013; and Block 2
Article 17(2), point(e)				
219	(e) the beneficiary is prohibited from registering any fishing vessel within five years following the receipt of support.	(e) the beneficiary is prohibited from registering any fishing vessel within five years following the receipt of support.	(e) the beneficiary is prohibited from registering any fishing vessel within five years following the receipt of support.	(e) the beneficiary is prohibited from registering any fishing vessel within five years following the receipt of support. COM suggested compromise corresponding to COM's 11 principles: e. the beneficiary shall not register any fishing vessel within five years following the receipt of support. Block 2

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				Identical provision
Article 17(2a)				
219a		<p><i>2a Fishers, including owners of fishing vessels and crew members, who have worked at sea for at least 90 days per year during the last two calendar years preceding the date of submission of the application for support, on board a Union fishing vessel concerned by the permanent cessation may also benefit from the support referred to in paragraph 1. The fishers concerned shall completely cease all fishing activities. The beneficiary shall provide proof of the complete cessation of fishing activities to the competent authority. The compensation shall be refunded by the fisher on a pro rata temporis basis where that fisher returns to a fishing activity within a period of less than two years from the date of submission of the application for support.</i></p> <p>AM 143 - This element should be presented as a new subparagraph of the Paragraph 1. No change of substance.</p>		<p>Political trilogue 4 March: Agreement on the principle for a derogation, technical work is required to finalise the drafting.</p> <p>Technical meeting 28 May: COM to make proposal to include beneficiaries, especially crew members.</p> <p>Political trilogue 12 June: The technical level will assess a compromise proposal on permanent cessation in details.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>3. The support referred to in paragraph 1 may only be granted to:</p> <p>a. owners of Union fishing vessels concerned by the permanent cessation; or</p> <p>b. fishers who have worked at sea for at least 90 days per year during the last two calendar years preceding</p>

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				<p>the year of submission of the application for support on board a Union fishing vessel concerned by the permanent cessation .</p> <p>The fishers referred to in point (b) of the first sub-paragraph shall cease all fishing activities for five years following the receipt of support.</p> <p>Block 2</p>
Article 17(3), first subparagraph, introductory part				
220	<p>3. The support for the permanent cessation of fishing activities referred to in paragraph 2 shall be implemented by financing not linked to costs, in accordance with Articles 46(a) and 89 of Regulation (EU) No [Regulation laying down Common Provisions], and shall be based on:</p>	<p>3. The support for the permanent cessation of fishing activities referred to in paragraph 2 shall be implemented by financing not linked to costs, in accordance with Articles 46(a) and 89 of Regulation (EU) No [Regulation laying down Common Provisions]. and shall be based on- <i><u>the fulfilment of the conditions laid down in paragraph 2 of this Article.</u></i></p> <p>AM 144</p>	<p>deleted</p>	<p>Political trilogue 4 March: Agreement on the principle for a derogation, technical work is required to finalise the drafting.</p> <p>Technical meeting 28 May: To be discussed at political level.</p> <p>Political trilogue 12 June: Left open for future discussions. Discussions will continue at technical level and the Commission is ready to look at the requirements at the technical level.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>2. The support referred to in</p>

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				<p>paragraph 1 shall be implemented by financing not linked to costs, in accordance with Articles 46(a) and 89 of Regulation (EU) No [Regulation laying down Common Provisions].</p> <p>Technical meeting 10 July: As Council cannot agree and EP and COM insist, left open for a political discussion. Although final decision will be taken at political level, COM will provide an example of the template related to financing not linked to costs at technical level.</p> <p>Technical meeting 8 September: EP insists on financing not linked to costs. Council: sticks to its position. To be discussed at political level. Block 2</p>
Article 17(3), first subparagraph, point(a)				
221	(a) the fulfilment of conditions, in accordance with Article 46(a)(i) of Regulation (EU) No [Regulation laying down Common Provisions]; and	<div style="border: 1px dashed black; padding: 2px; display: inline-block;">deleted</div> AM 145	<div style="border: 1px dashed black; padding: 2px; display: inline-block;">deleted</div>	deleted Block 2
Article 17(3), first subparagraph, point(b)				

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G	222 (b) the achievement of results, in accordance with Article 46(a)(ii) of Regulation (EU) No [Regulation laying down Common Provisions].	deleted AM 146	deleted	deleted Block 2
Article 17(3), second subparagraph				
G	223 The Commission shall be empowered to adopt delegated acts, in accordance with Article 52, laying down the conditions referred to in point (a), which shall relate to the implementation of conservation measures, as referred to in Article 7 of Regulation (EU) No 1380/2013.	deleted AM 147	deleted	deleted Block 2
Article 17(4)				
EP	224 4. No support shall be granted under paragraph 2, if the assessment on the balance between fishing capacity and fishing opportunities in the latest report referred to in Article 22(2) of Regulation (EU) No 1380/2013 for the fleet segment to which the vessels concerned belong has not been prepared on the basis of the biological, economic and vessel use indicators set out in the common guidelines referred to in that Regulation.	4. No support shall be granted under paragraph 2, if the assessment on the balance between fishing capacity and fishing opportunities in the latest report referred to in Article 22(2) of Regulation (EU) No 1380/2013 for the fleet segment to which the vessels concerned belong has not been prepared on the basis of the biological, economic and vessel use indicators set out in the common guidelines referred to in that Regulation.	deleted	Political trilogue 4 March: Agreement on the principle for a derogation, technical work is required to finalise the drafting. Political trilogue 12 June: Left open for future discussions. Discussions will continue at the technical level, and the Commission is ready to look at the requirements at the technical level. COM suggested compromise corresponding to COM's 11

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				<p>principles:</p> <p>4. Support under this Article may be granted only if adjustment targets and tools to achieve a balance in the fleet segment concerned have been set out pursuant to Article 22(4) of Regulation (EU) No 1380/2013.</p> <p>Technical meeting 10 July: As covered by point 1a, a recital could replace point 4. EP: prefers initial provision.</p> <p>Technical meeting 8 September: EP not entirely convinced by COM compromise proposal. Council: Reserve, already covered by row 215</p> <p>Block 2</p>
Article 18				
225	<p>Article 18 Extraordinary cessation of fishing activities</p>	<p>Article 18 Extraordinary Temporary cessation of fishing activities</p> <p>AM 148</p>	<p>Article 18 Extraordinary Temporary cessation of fishing activities</p>	<p>Political trilogue 4 March:</p> <p>Remains open for a forthcoming political discussion where the Commission will propose a compromise proposal.</p> <p>Technical meeting 28 May: Commission will propose a compromise proposal for temporary cessation, if possible before the next</p>

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				<p>political trilogue. In the meantime EP and Council to look into art. 33 of the current EMFF</p> <p>Political trilogue 12 June: The technical level will assess a compromise proposal on temporary cessation in details.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p style="text-align: center;">Article 18 Temporary cessation of fishing activities</p> <p>Block 2</p>
Article 18(1), introductory part				
226	<p>1. The EMFF may support a compensation for the extraordinary cessation of fishing activities caused by:</p>	<p>1. The EMFFEMFAF may support a compensation for the extraordinary temporary cessation of fishing activities caused by:</p> <p>AM 149</p>	<p>1. The EMFF mayBy way of derogation to Article 13 (d), support a compensation for the extraordinarymay be provided for temporary cessation to achieve the specific objective in Article 14 (1) c). Support to the temporary cessation of fishing activities caused byshall be granted in the following circumstances:</p>	<p>Political trilogue 4 March: Remains open for a forthcoming political discussion where the Commission will propose a compromise proposal.</p> <p>Political trilogue 12 June: The technical level will assess a compromise proposal on temporary cessation in details.</p> <p>COM suggested compromise corresponding to COM's 11</p>

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				<p>principles:</p> <p>1. Without prejudice to Article 13(d), the EMFAF may support a compensation for the temporary cessation of fishing activities to achieve the specific objective referred to in Article 14(1)(c). Such support may only be granted in the following circumstances:</p> <p>Block 2</p>
Article 18(1), point(a)				
227	<p>(a) conservation measures, as referred to in Article 7(1), points (a), (b), (c) and (j) of Regulation (EU) No 1380/2013, or equivalent conservation measures adopted by regional fisheries management organisations, where applicable to the Union;</p>	<p>(a) conservation measures, as referred to in Article 7(1), points (a), (b), (c), <u>(i)</u> and (j) of Regulation (EU) No 1380/2013, including biological recovery periods and excluding TACs and quotas, or equivalent conservation measures adopted by regional fisheries management organisations, where applicable to the Union;</p> <p>AM 150</p>	<p>(a) conservation measures, as referred to in Article 7(1), points (a), (b), (c) and (j) of Regulation (EU) No 1380/2013, or equivalent conservation measures adopted by regional fisheries management organisations, where applicable to the Union;</p>	<p>Political trilogue 4 March: Remains open for a forthcoming political discussion where the Commission will propose a compromise proposal.</p> <p>Political trilogue 12 June: The technical level will assess a compromise proposal on temporary cessation in details.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>a. conservation measures, as referred to in Article 7(1), points (a), (b), (c) and (j) of Regulation (EU) No 1380/2013, or equivalent</p>

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				<p>conservation measures adopted by regional fisheries management organisations, where applicable to the Union;</p> <p>Technical meeting 8 September: EP can drop the second part of the amendment if COM and Council think it is unnecessary but wish to keep (i). Council and COM can agree to (i).</p> <p>a) conservation measures, as referred to in Article 7(1), points (a), (b), (c), <u>(i)</u> and (j) of Regulation (EU) No 1380/2013, or equivalent conservation measures adopted by regional fisheries management organisations, where applicable to the Union;</p> <p>Block 2</p>
Article 18(1), point(b)				
228	(b) Commission measures in case of a serious threat to marine biological resources, as referred to in Article 12 of Regulation (EU) No 1380/2013;	(b) Commission <u>or Member States'</u> <u>emergency</u> measures in case of a serious threat to marine biological resources, as referred to in <u>Articles 12 and 13 respectively</u> Article 12 of Regulation (EU) No 1380/2013; AM 151	(b) Commission measures in case of a serious threat to marine biological resources, as referred to in Article 12 of Regulation (EU) No 1380/2013;	<p>Political trilogue 4 March: Remains open for a forthcoming political discussion where the Commission will propose a compromise proposal.</p> <p>Political trilogue 12 June: The technical level will assess a</p>

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				<p>compromise proposal on temporary cessation in details.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>b. Commission measures in case of a serious threat to marine biological resources, as referred to in Article 12 of Regulation (EU) No 1380/2013;</p> <p>Block 2</p>
Article 18(1), point(ba)				
228a			<p>ba Member States' emergency measures pursuant to Article 13 of Regulation (EU) 1380/2013;</p>	<p>Political trilogue 4 March:</p> <p>Remains open for a forthcoming political discussion where the Commission will propose a compromise proposal.</p> <p>Political trilogue 12 June:</p> <p>The technical level will assess a compromise proposal on temporary cessation in details.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>c. Member States' emergency measures pursuant to Article 13 of</p>

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				Regulation (EU) No 1380/2013; Block 2
Article 18(1), point(c)				
229	(c) the interruption due to reasons of force majeure of the application of a sustainable fisheries partnership agreement or protocol thereto; or	(c) the interruption <i>of the application or non-renewal</i> , due to reasons of force majeure <i>of the application</i> , of a sustainable fisheries partnership agreement or protocol thereto; or AM 152	(c) the interruption due to reasons of force majeure of the application of a sustainable fisheries partnership agreement or protocol thereto; or	Political trilogue 4 March: Remains open for a forthcoming political discussion where the Commission will propose a compromise proposal. Political trilogue 12 June: The technical level will assess a compromise proposal on temporary cessation in details. COM suggested compromise corresponding to COM's 11 principles: d. the interruption due to reasons of force majeure of the application of a sustainable fisheries partnership agreement or protocol thereto; or Technical meeting 10 July: EP insisted on their amendment. Left open for future political discussion. Block 2
Article 18(1), point(d)				

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230	(d) natural disasters or environmental incidents, as formally recognised by the competent authorities of the relevant Member State.	(d) natural disasters or environmental incidents, <u>including episodes of health closures or abnormal mortality of fishery resources, accidents at sea during fishing activities and adverse climate events, including prolonged unsafe weather conditions at sea that impacts a certain fishery</u> , as formally recognised by the competent authorities of the relevant Member State. AM 153	(d) natural disasters or environmental incidents, as formally recognised by the competent authorities of the relevant Member State.	<p>Political trilogue 4 March: Remains open for a forthcoming political discussion where the Commission will propose a compromise proposal.</p> <p>Political trilogue 12 June: The technical level will assess a compromise proposal on temporary cessation in details.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>e. natural disasters, environmental incidents or health crises, as formally recognised by the competent authorities of the relevant Member State.</p> <p>Technical meeting 10 July: EP insisted on their amendment. Left open for future political discussion.</p> <p>Block 2</p>
Article 18(1a)				
230a		<u>1a The recurrent seasonal suspension of fishing activities shall not be taken into account when</u>		Political trilogue 4 March: Remains open for a forthcoming political discussion where the

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		<p><u><i>granting compensation or making payments under this Article.</i></u></p> <p>AM 154 - This element should be presented as second subparagraph of the Paragraph 1. No change of substance.</p>		<p>Commission will propose a compromise proposal.</p> <p>Political trilogue 12 June: The technical level will assess a compromise proposal on temporary cessation in details.</p> <p>Technical meeting 8 September: EP can withdraw amendment</p> <p><i>Deleted</i></p> <p>Block 2</p>
Article 18(2), introductory part				
231	2. The support referred to in paragraph 1 may only be granted where:	2. The support referred to in paragraph 1 may only be granted where:	2. The support referred to in paragraph 1 may only be granted where: the commercial activities of the vessel concerned are stopped during at least 5 consecutive days and at least 30 days in a given calendar year.	<p>Political trilogue 4 March: Remains open for a forthcoming political discussion where the Commission will propose a compromise proposal.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>2. The support referred to in paragraph 1 may only be granted where the fishing activities of the vessel or fisher concerned are stopped during at least 30 days in a given calendar year</p>

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				<p>3. The support referred to in paragraph 1(a) may only be granted where, based on scientific advice, a reduction of fishing effort is needed in order to achieve the objectives referred to in Articles 2(2) and 2(5)(a) of Regulation (EU) No 1380/2013.</p> <p>Technical meeting 10 July: Council: scrutiny reserve on para 3 as new.</p> <p>Block 2</p>
Article 18(2), point(a)				
232	(a) the commercial activities of the vessel concerned are stopped during at least 90 consecutive days; and	(a) the commercial fishing activities of the vessel concerned are stopped during at least 90 30 consecutive days; and AM 155	deleted	<p>Political trilogue 4 March: Remains open for a forthcoming political discussion where the Commission will propose a compromise proposal.</p> <p>Political trilogue 12 June: The technical level will assess a compromise proposal on temporary cessation in details.</p> <p>Block 2</p>
Article 18(2), point(b)				
233	(b) the economic losses resulting	(b) the economic losses resulting		Political trilogue 4 March:

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	from the cessation amount to more than 30% of the annual turnover of the business concerned, calculated on the basis of the average turnover of that business over the preceding three calendar years.	from the cessation amount to more than 30% of the annual turnover of the business concerned, calculated on the basis of the average turnover of that business over the preceding three calendar years.	deleted	<p>Remains open for a forthcoming political discussion where the Commission will propose a compromise proposal.</p> <p>Political trilogue 12 June: The technical level will assess a compromise proposal on temporary cessation in details.</p> <p>COM suggested compromise corresponding to COM's 11 principles: <i>Deleted</i></p> <p>Block 2</p>
Article 18(3), first subparagraph, introductory part				
234	3. The support referred to in paragraph 1 shall only be granted to:	3. The support referred to in paragraph 1 shall only be granted to:	3. The support referred to in paragraph 1 shall only be granted to:	<p>Political trilogue 4 March: Remains open for a forthcoming political discussion where the Commission will propose a compromise proposal.</p> <p>Political trilogue 12 June: The technical level will assess a compromise proposal on temporary cessation in details.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p>

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				4. The support referred to in paragraph 1 may only be granted to: Block 2
Article 18(3), first subparagraph, point(a)				
235	(a) owners of fishing vessels which are registered as active and which have carried out fishing activities at sea for at least 120 days in each of the last three calendar years preceding the year of submission of the application for support; or	(a) owners of fishing vessels <u>or fishers on foot</u> which are registered as active and which have carried out fishing activities at sea for at least 120 days in each of <u>during</u> the last three <u>two</u> calendar years preceding the year of submission of the application for support; or AM 157	(a) owners or operators ¹ of fishing vessels which are registered as active and which have carried out fishing activities at sea for at least 120 days in each of the last three two calendar years preceding the year of submission of the application for support; or <u>1. Armateurs</u>	Political trilogue 4 March: Remains open for a forthcoming political discussion where the Commission will propose a compromise proposal. Political trilogue 12 June: The technical level will assess a compromise proposal on temporary cessation in details. COM suggested compromise corresponding to COM's 11 principles: a. owners or operators of Union fishing vessels which are registered as active and which have carried out fishing activities at sea for at least 120 days in the last two calendar years preceding the year of submission of the application for support; Block 2

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Article 18(3), first subparagraph, point(b)				
236	(b) fishers who have worked at sea for at least 120 days in each of the last three calendar years preceding the year of submission of the application for support on board a Union fishing vessel concerned by the extraordinary cessation.	(b) fishers who have worked at sea for at least 120 days in each of <u>during</u> the last three <u>two</u> calendar years preceding the year of submission of the application for support on board a Union fishing vessel concerned by the extraordinary <u>temporary</u> cessation. AM 158	(b) fishers who have worked at sea for at least 120 days in each of the last three <u>two</u> calendar years preceding the year of submission of the application for support on board a Union fishing vessel concerned by the cessation; or extraordinary <u>cessation</u> .	Political trilogue 4 March: Remains open for a forthcoming political discussion where the Commission will propose a compromise proposal. Political trilogue 12 June: The technical level will assess a compromise proposal on temporary cessation in details. COM suggested compromise corresponding to COM's 11 principles: b. fishers who have worked at sea for at least 120 days in the last two calendar years preceding the year of submission of the application for support on board a Union fishing vessel concerned by the temporary cessation; or Block 2
Article 18(3), first subparagraph, point(ba)				
236a			ba fishers not using vessels. In the Council General Approach, appears as point (c).	Political trilogue 4 March: Remains open for a forthcoming political discussion where the Commission will propose a compromise proposal.

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				<p>Political trilogue 12 June: The technical level will assess a compromise proposal on temporary cessation in details.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>c. fishers on foot who have carried out fishing activities for at least 120 days in the last two calendar years preceding the year of submission of the application for support.</p> <p>Technical meeting 10 July: Ensure consistency of term used.</p> <p>Block 2</p>
Article 18(3), second subparagraph				
237	The reference to the number of days at sea in this paragraph shall not apply to eel fisheries.	The reference to the number of days at sea in this paragraph shall not apply to eel fisheries.	The reference to the number of days at sea in this paragraph shall not apply to eel fisheries.	<p>Political trilogue 4 March: Remains open for a forthcoming political discussion where the Commission will propose a compromise proposal.</p> <p>Political trilogue 12 June: The technical level will assess a compromise proposal on temporary cessation in details.</p>

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				<p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>The reference to the number of days at sea in this paragraph shall not apply to eel fisheries.</p> <p><i>Identical provision</i> Block 2</p>
Article 18(4)				
238	<p>4. The support referred to in paragraph 1 may be granted for a maximum duration of 6 months per vessel during the period from 2021 to 2027.</p>	<p>deleted</p> <p>Separate Vote</p>	<p>4. The support referred to in paragraph 1 may be granted for a maximum duration of 6 months per vessel or per fisher not using vessels during the period from 2021 to 2027.</p>	<p>Political trilogue 4 March: Remains open for a forthcoming political discussion where the Commission will propose a compromise proposal.</p> <p>Political trilogue 12 June: The technical level will assess a compromise proposal on temporary cessation in details.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>5. The support referred to in paragraph 1 may be granted for a maximum duration of 6 months per vessel or per fisher during the programming period.</p>

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				Block 2
Article 18(5)				
239	<p>5. All fishing activities carried out by the vessels and fishers concerned shall be effectively suspended during the period concerned by the cessation. The competent authority shall satisfy itself that the vessel concerned has stopped any fishing activities during the period concerned by the extraordinary cessation and that any overcompensation resulting from the use of the vessel for other purposes is avoided.</p>	<p>5. All fishing activities carried out by the vessels and fishers concerned shall be effectively suspended during the period concerned by the cessation. The competent authority shall satisfy itself that the vessel concerned has stopped any fishing activities during the period concerned by the extraordinary temporary cessation and that any overcompensation resulting from the use of the vessel for other purposes is avoided.</p> <p>AM 159</p>	<p>5. All fishing activities carried out by the vessels and or fishers concerned shall be effectively suspended during the period concerned by the cessation. The competent authority shall satisfy itself that the vessel or fisher concerned has stopped any fishing activities during the period concerned by the extraordinary temporary cessation and that any overcompensation resulting from the use of the vessel for other purposes is avoided.</p>	<p>Political trilogue 4 March: Remains open for a forthcoming political discussion where the Commission will propose a compromise proposal.</p> <p>Political trilogue 12 June: The technical level will assess a compromise proposal on temporary cessation in details.</p> <p>COM suggested compromise corresponding to COM's 11 principles:</p> <p>6. All fishing activities carried out by the vessels or fishers concerned shall be effectively suspended during the period concerned by the cessation. The Member State shall satisfy itself that the vessel or fisher concerned has stopped any fishing activities during the period concerned by the temporary cessation and that any overcompensation resulting from the use of the vessel for other purposes is avoided.</p> <p>Block 2</p>

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TITLE II, Chapter iia				
274s		<p><i>Chapter iia</i> <i>Priority 1 a: Fostering sustainable aquaculture</i></p> <p>AM 186</p>		<p>Chapter iia EP amendment withdrawn</p> <p>Block 1</p>
TITLE II, CHAPTER III				
275	<p>CHAPTER III Priority 2: Contributing to food security in the Union through competitive and sustainable aquaculture and markets</p>	<p>CHAPTER III Priority 2: <i>Promoting competitive and sustainable fisheries and aquaculture markets and processing sectors</i> contributing to food security in the Union through competitive and sustainable aquaculture and markets.</p> <p>AM 190 - Start of the Chapter III to be moved at the start of the Article 24 Row 280. Chapter IIa replaces the Chapter III at this location</p>	<p>CHAPTER III Priority 2: Contributing to food security in the Union through competitive and sustainable aquaculture and markets Fostering sustainable aquaculture activities and processing and marketing of fisheries and aquaculture products</p> <p>SECTION 1 SCOPE OF SUPPORT</p>	<p>CHAPTER III Priority 2: Fostering sustainable aquaculture activities, and processing and marketing of fisheries and aquaculture products, contributing to food security in the Union.</p> <p>Block 1</p> <p>Agreed under row 90</p>
Article 22a				
275a			<p>Article 22a Specific objectives</p> <p>Article 22 new in the Council General Approach is Article 22a in this table.</p>	<p>Article 22c Specific objectives</p> <p>Block 1</p> <p>Structure agreed in the</p>

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				trilogue of 10 December 2019. Content to be discussed under relevant provisions.
Article 22a(1), introductory part				
G	275b		1 Support under this Chapter shall cover interventions that contribute to the achievement of the objectives of the CFP, as set out in Art 2 of Regulation EU 1380 2013 through the following specific objectives:	1. Support under this Chapter shall cover interventions that contribute to the achievement of the objectives of the CFP, as set out in Art 2 of Regulation EU 1380 2013 through the following specific objectives: Block 1
Article 22a(1), point(a)				
G	275c		a the promotion of sustainable aquaculture activities;	a the promotion of sustainable aquaculture activities; Block 1 Political trilogue 4 March: Agreed as a consequence of agreement in principle in row 275e
Article 22a(1), point(b)				
G	275d		b the promotion of marketing, quality and value added of fisheries and aquaculture products, as well as processing of	(b) the promotion of marketing, quality and value added of fisheries and aquaculture products, as well as processing of these products.

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			these products.	Block 1
Article 22a(2)				
275e			<p>2 Support under paragraph 1 (a) may also cover aquaculture providing environmental services, as well as animal health and welfare in aquaculture in accordance with Regulation (EU) No 2016/429 of the European Parliament and of the Council and Regulation (EU) No 652/2014 of the European Parliament and of the Council.</p>	<p>Political trilogue 4 March: Agreement to find the most appropriate drafting which does not lead to a restriction or obligation to use the fund exclusively for implementing the requirements of EU legislation on animal health and welfare. A recital could also be envisaged.</p> <p>Technical meeting 4 May: COM and EP could suggest some wording. Appropriate drafting needs to be agreed on recital and provision in line with conclusions of political trilogue. LSs to also have a look.</p> <p>Technical meeting 8 September: COM sent a proposal in May, simplified version: <i>"2. In addition to activities referred to in paragraph 1(a) within the scope of Article 2 of Regulation (EU) No 1380/2013, support under this paragraph may also cover interventions that contribute to aquaculture providing environmental services, as well as ensuring animal health and welfare</i></p>

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				<p><i>in aquaculture."</i> EP: could accept COM proposal in spirit of compromise. Council to confirm.</p> <p>Technical Meeting 15 September: Certain openness from the Council.</p> <p>Block 1</p>
Article 22a(3)				
275f			<p>3 Support under paragraph 1 (b) may also contribute to the achievement of the objectives of CMO as provided for in art. 35 of Reg 1380/2013, including the production and marketing plans as described in Article 28 of Regulation 1379/2013.</p>	<p>3. Support under paragraph 1 (b) may also contribute to the achievement of the objectives of CMO as provided for in art. 35 of Reg 1380/2013, including the production and marketing plans as described in Article 28 of Regulation 1379/2013.</p> <p>Block 1</p>
TITLE II, CHAPTER IV				
285	<p>CHAPTER IV Priority 3: Enabling the growth of a sustainable blue economy and fostering prosperous coastal communities</p>	<p>CHAPTER IV Priority 3: Enabling the growth of a sustainable blue economy <u>within ecological limits</u> and fostering prosperous coastal <u>island and waterfront</u> communities</p> <p>AM 201</p>	<p>CHAPTER IV Priority 3: Enabling the growth of a sustainable blue economy and fostering the development of fishing and aquaculture communities in prosperous coastal communities and inland areas</p>	<p>CHAPTER IV Priority 3: Enabling a sustainable blue economy in coastal, island and inland areas, and fostering the development of fishing and aquaculture communities</p>

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			SECTION 1 SCOPE OF SUPPORT	Block 1 Agreed under row 91
Article 25a				
g	285a		Article 25a Specific objective In the Council General Approach, appears as article 25 new.	Article 25b Specific objective Block 1 Structure agreed in the trilogue of 10 December 2019. Content to be discussed under relevant provisions.
Article 25a(1)				
g	285b		1 Support under this Chapter shall cover interventions that contribute to the development of fishing and aquaculture communities in coastal and inland areas. In the Council General Approach, appears as unnumbered paragraph.	1 Support under this Chapter shall cover interventions that contribute to enabling a sustainable blue economy in coastal, island and inland areas, and fostering the development of fishing and aquaculture communities. Block 1 Since there is an agreement in Priority 3, this is an automatic update.
Article 27a				
g	294a			

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			<p>Article 27a Specific objective</p> <p>In the Council General Approach, appears as Article 26 new.</p>	<p>Article 27a Specific objective</p> <p>Block 1</p> <p>Structure agreed in the trilogue of 10 December 2019. Content to be discussed under relevant provisions.</p>
Article 27a(1)				
294b			<p>1 Support under this Chapter shall cover interventions that contribute to strengthening international ocean governance and sustainable sea and ocean management through the promotion of marine knowledge, maritime surveillance and/or coastguard cooperation.</p> <p>In the Council General Approach, appears as unnumbered paragraph.</p>	<p>1. Support under this Chapter shall cover interventions that contribute to strengthening international ocean governance and sustainable sea and ocean management through the promotion of marine knowledge, maritime surveillance and/or coastguard cooperation.</p> <p>Block 1</p>
TITLE II, Chapter va				
301d		<p><i>Chapter va</i> <i><u>Outermost regions</u></i></p> <p>AM 218</p>		<p>Chapter va Outermost regions</p> <p>Block 1</p> <p>Agreement to have a separate chapter on outermost regions</p>

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Article 29c				
3011		<p>Article 29c Action plan</p> <p>Am. 220</p>		<p>Political agreement on 10 December 2019 to group provisions related to outermost regions in the same chapter, without creating a new priority. The content of the provisions will be discussed under relevant Blocks.</p> <p>Political trilogue 12 June: Agreement that provisions related to outermost regions in Block 2 will be tackled together, after the provisions of block 2 are clearer</p> <p>Block 1 Block 2</p>
Article 29c(1), introductory part				
301m		<p>1 Member States concerned shall prepare as part of their programme an action plan for each of their outermost regions referred to in Article 6(2), which shall set out:</p> <p>Am. 220 - in EP mandate presented as an unnumbered paragraph</p>		<p>Political agreement on 10 December 2019 to group provisions related to outermost regions in the same chapter, without creating a new priority. The content of the provisions will be discussed under relevant Blocks.</p> <p>Political trilogue 12 June: Agreement that provisions related to outermost regions in Block 2 will be tackled together, after the provisions of block 2 are clearer</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				Block 1 Block2
Article 29c(1), point(a)				
301n		<p><i>a a strategy for the sustainable exploitation of fisheries and the development of sustainable blue economy sectors;</i></p> <p>Am. 220</p>		<p>Political agreement on 10 December 2019 to group provisions related to outermost regions in the same chapter, without creating a new priority. The content of the provisions will be discussed under relevant Blocks.</p> <p>Political trilogue 12 June: Agreement that provisions related to outermost regions in Block 2 will be tackled together, after the provisions of block 2 are clearer.</p> <p>Block 1 Block2</p>
Article 29c(1), point(b), introductory part				
301o		<p><i>b a description of the main actions envisaged and the corresponding financial means, including:</i></p> <p>Am. 220</p>		<p>Political agreement on 10 December 2019 to group provisions related to outermost regions in the same chapter, without creating a new priority. The content of the provisions will be discussed under relevant Blocks.</p> <p>Political trilogue 12 June: Agreement that provisions related to outermost regions in Block 2 will be</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				tackled together, after the provisions of block 2 are clearer. Block 1 Block2
Article 29c(1), point(b)(i)				
301p		<i><u>i the structural support to the fishery and aquaculture sector under Title II;</u></i> Am. 220		Political agreement on 10 December 2019 to group provisions related to outermost regions in the same chapter, without creating a new priority. The content of the provisions will be discussed under relevant Blocks. Political trilogue 12 June: Agreement that provisions related to outermost regions in Block 2 will be tackled together, after the provisions of block 2 are clearer. Block 1 Block2
Article 29c(1), point(b)(ii)				
301q		<i><u>ii the compensation for additional costs referred to in Article 29d, including the list and quantities of fishery and aquaculture products and the level of compensation;</u></i> Am. 220		Political trilogue 12 June: Agreement that provisions related to outermost regions in Block 2 will be tackled together, after the provisions of block 2 are clearer. Block 1 Block2

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Article 29c(1), point(b)(iii)				
Y	301r	<p><i>iii any other investment in the sustainable blue economy necessary to achieve a sustainable coastal development.</i></p> <p>Am. 220</p>		<p>Political agreement on 10 December 2019 to group provisions related to outermost regions in the same chapter, without creating a new priority. The content of the provisions will be discussed under relevant Blocks.</p> <p>Political trilogue 12 June: Agreement that provisions related to outermost regions in Block 2 will be tackled together, after the provisions of block 2 are clearer.</p> <p>Block 1 Block2</p>
Article 29d				
R	301s	<p><i>Article 29d Renewal of small-scale coastal fishing fleets and associated measures</i></p> <p>AM 287</p>		<p>Political trilogue 12 June: Discussions to continue at a later stage.</p> <p>Agreement that provisions related to outermost regions in Block 2 will be tackled together, after the provisions of block 2 are clearer.</p> <p>Block 2</p>
Article 29d(1), introductory part				
R	301t	<p><i>1 Notwithstanding points (a) and (b) of Article 13 and Article 16, the</i></p>		<p>Political trilogue 12 June: Discussions to continue at a later stage.</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
		<p><u><i>EMFAF may support in the outermost regions:</i></u></p> <p>AM 287 - in the EP mandate presented as an unnumbered paragraph</p>		<p>Agreement that provisions related to outermost regions in Block 2 will be tackled together, after the provisions of block 2 are clearer.</p> <p>Block 2</p>
Article 29d(1), point(a)				
301u		<p><u><i>a the renewal of small-scale coastal fishing fleets, including the construction and acquisition of new vessels, for the applicants who, five years prior to the date of applying for the aid have their main place of registration in the outermost region where the new vessel will be registered, which land all their catches in ports in the outermost regions, so as to improve human safety, comply with Union and national rules on hygiene, health and working conditions on board, fight IUU fishing and achieve greater environmental efficiency. The vessel acquired with aid shall remain registered in the outermost region for at least 15 years from the date of granting the aid. If that condition is not complied with, the aid shall be reimbursed in an amount that is proportionate, having regard to the nature, gravity, duration and repetition of</i></u></p>		<p>Political trilogue 4 March Remains open for forthcoming political discussions.</p> <p>Political trilogue 12 June: Discussions to continue at a later stage. Agreement that provisions related to outermost regions in Block 2 will be tackled together, after the provisions of block 2 are clearer.</p> <p>Block 2</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
		<i><u>the non-compliance. That fishing fleet renewal shall remain within the limits of authorised capacity ceilings, and shall comply with the CFP objectives;</u></i> AM 287		
Article 29d(1), point(b)				
y	301v	<i><u>b the replacement or modernisation of a main or ancillary engine. The power of the new engine or the modernised engine may exceed the current engine's power in the event of a duly justified need for increased power for reasons of safety at sea, without increasing the ability of the fishing vessel concerned to catch fish;</u></i> AM 287		Political trilogue 4 March: Agreement on principle for this derogation, some specific conditions to be precised at technical level. Political trilogue 12 June: Agreement that provisions related to outermost regions in Block 2 will be tackled together, after the provisions of block 2 are clearer. Block 2
Article 29d(1), point(c)				
y	301w	<i><u>c the partial renovation of the structural wooden hull of a fishing vessel, when this is necessary for reasons of improvement of maritime safety, according to objective technical criteria of the naval architecture;</u></i>		Political trilogue 4 March 2020: Agreement that some operations related to investments in on board safety and labour conditions can be eligible provided they are subject to strict conditions to avoid overcapacity and overfishing. Further discussion at technical level

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
		AM 287		needed. Technical Meeting 11 May: Relates to outermost regions. Political trilogue 12 June: Agreement that provisions related to outermost regions in Block 2 will be tackled together, after the provisions of block 2 are clearer. Block 2
Article 29d(1), point(d)				
R	301x	<i>d the construction and modernisation of ports, port infrastructures, landing sites, auction halls, shipyards and shipbuilding and repair workshops, when infrastructure contributes to sustainable fishing.</i>		Political trilogue 12 June: Agreement that provisions related to outermost regions in Block 2 will be tackled together, after the provisions of block 2 are clearer. Block 2
Article 29e				
	301y	Content of the article appears in Article 21 of this table		Block 2 Block 3
Article 29d				
R	301z	<i>Article 29f</i>		Political trilogue 12 June:

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
		<p><u>State aid</u></p> <p>AM 222</p> <p>Am. 222 - State Aid article must be placed after a repositioned Article 21 with the respective changes.</p>		<p>Agreement that provisions related to outermost regions in Block 2 will be tackled together, after the provisions of block 2 are clearer.</p> <p>Block 2</p>
Article 29f(1)				
R	301aa	<p><u>1 For the fishery and aquaculture products, listed in Annex I to the TFEU, to which Articles 107, 108 and 109 thereof apply, the Commission may authorise, in accordance with Article 108 TFEU, operating aid in the outermost regions referred to in Article 349 TFEU within the sectors producing, processing and marketing fishery and aquaculture products, with a view to alleviating the specific constraints in those regions as a result of their isolation, insularity and extreme remoteness.</u></p> <p>In EP position appears as unnumbered para</p> <p>Am. 222</p>		<p>Political trilogue 12 June: Agreement that provisions related to outermost regions in Block 2 will be tackled together, after the provisions of block 2 are clearer.</p> <p>Block 2</p>
Article 29f(2)				
R	301ab	<p><u>2 Member States may grant</u></p>		<p>Political trilogue 12 June:</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
		<p><i><u>additional financing for the implementation of the compensation plans referred to in Article 29d. In such cases, Member States shall notify the Commission of the State aid which the Commission may approve in accordance with this Regulation as part of those plans. State aid thus notified shall be regarded as notified within the meaning of the first sentence of Article 108(3) TFEU.</u></i></p> <p>Am. 222</p>		<p>Agreement that provisions related to outermost regions in Block 2 will be tackled together, after the provisions of block 2 are clearer.</p> <p>Block 2</p>
Article 29g				
301ac		<p><i><u>Article 29g Review – POSEI</u></i></p> <p>AM 232</p>		<p>Political agreement on 10 December 2019 to group provisions related to outermost regions in the same chapter, without creating a new priority. The content of the provisions will be discussed under relevant Blocks.</p> <p>Political trilogue 12 June: Agreement that provisions related to outermost regions in Block 2 will be tackled together, after the provisions of block 2 are clearer.</p> <p>Block 1 Block2</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
Article 29g(1)				
y	301ad		<u>The Commission shall present a report on the implementation of the provisions of this Chapter by 31 December 2023 and, if necessary, adopt appropriate proposals. The Commission shall evaluate the possibility to create a Programme of Options Specifically Relating to Remoteness and Insularity (POSEI) for maritime and fisheries issues.</u>	<p>Political agreement on 10 December 2019 to group provisions related to outermost regions in the same chapter, without creating a new priority. The content of the provisions will be discussed under relevant Blocks.</p> <p>Political trilogue 12 June: Agreement that provisions related to outermost regions in Block 2 will be tackled together, after the provisions of block 2 are clearer.</p> <p>Block 1 Block 2</p>
Article 37				
g	335	Article 37 Monitoring and evaluation framework	Article 37 Monitoring and evaluation framework	Article 37 Monitoring and evaluation framework Block 1
Article 37(1)				
g	336	1. Indicators to report on progress of the EMFF towards the achievement of the priorities referred to in Article 4 are set out in Annex I.	1. Indicators to report on progress of the EMFF EMFAF towards the achievement of the priorities referred to in Article 4 are set out in Annex I.	<p>Deletion agreed</p> <p>Block 1</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
Article 37(2)				
337	2. To ensure effective assessment of progress of the EMFF towards the achievement of its priorities, the Commission shall be empowered to adopt delegated acts, in accordance with Article 52, to amend Annex I to review or complement the indicators where considered necessary and to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework .	2. To ensure effective assessment of progress of the EMFF EMFAF towards the achievement of its priorities, the Commission shall be empowered to adopt delegated acts, in accordance with Article 52, to amend Annex I to review or complement the indicators where considered necessary and to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework-.	deleted	Deletion agreed Block 1
Article 37(2a)				
337a			2a Common output and result indicators for the EMFAF as set out in Annex I and where necessary, programme-specific indicators, shall be used in accordance with point (a) of the second subparagraph of Article [12(1)], point (d)(ii) of Article [17(3)] and point (b) of Article [37(2)] of Regulation (EU) 2018/xxx CPR. In the Council General Approach, appears as paragraph 1.	2a Common output and result indicators for the EMFAF as set out in Annex I and where necessary, programme-specific indicators, shall be used in accordance with point (a) of the second subparagraph of Article [12(1)], point (d)(ii) of Article [17(3)] and point (b) of Article [37(2)] of Regulation (EU) 2018/xxx CPR. Block 1
Article 37(2b)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
337b			<p>2b In compliance with its reporting requirement pursuant to Article 41(3)(h)(iii) of Regulation (EU) No 2018/1046 (Financial Regulation), the Commission shall report to the European Parliament and the Council on the performance of the EMFAF. In this report, the Commission shall use core performance indicators set out in Annex I.</p> <p>In the Council General Approach, appears as paragraph 2.</p>	<p>2b. In compliance with its reporting requirement pursuant to Article 41(3)(h)(iii) of Regulation (EU) No 2018/1046 (Financial Regulation), the Commission shall report to the European Parliament and the Council on the performance of the EMFAF. In this report, the Commission shall use core performance indicators set out in Annex I.</p> <p>Block 1</p>
Article 37(2c)				
337c			<p>2c In addition to the general rules set out in Article 37 of Regulation (EU) No 2018/xxx (CPR), the managing authority shall provide the Commission with relevant operation level implementation data which include key characteristics of the beneficiary (name, type of beneficiary, size of enterprise, gender and contact details) and funded operations (specific objective, type of operation, sector addressed, values of indicators, state of progress of the operation, vessel number, financial data and form of</p>	<p>Political trilogue 4 March: Agreement on twice per year frequency</p> <p>Technical meeting 4 May: COM proposes 2 dates to be added: 31 January and 31 July. To be checked internally.</p> <p>Political trilogue 12 June: Endorsement of 31 January and 31 July</p> <p>Block 1</p> <p>It is important to ensure</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
			<p>support). The data shall be reported on 31 January of each year. The first transmission shall be due by 31 January 2022 and the last one by 31 January 2030.</p> <p>In the Council General Approach, appears as paragraph 3.</p>	<p>alignment of the reporting date to CPR.</p>
Article 37(2d)				
y	337d		<p>2d The Commission shall adopt implementing acts laying down rules for further specifying the exact data referred to in paragraph 3 and for its presentation. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 53 (2)¹.</p> <p>1. It will be necessary to ensure consistency between paragraphs 3 and 4 of this Article and Article 66(4) and Annex XYZ of the CPR.</p> <p>In the Council General Approach, appears as paragraph 4.</p>	<p>Further discussions needed at technical level to assess if alignment to CPR "types of interventions" is necessary.</p> <p>Block 1</p>
Article 37(2e)				
g	337e		<p>2e The Commission shall be</p>	<p>2e. The Commission shall be</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
			<p>empowered to adopt delegated acts, in accordance with Article 52, to supplement core performance indicators of Annex I in order to adapt to changes occurring during the programming period.</p> <p>In the Council General Approach, appears as paragraph 5.</p>	<p>empowered to adopt delegated acts, in accordance with Article 52, to supplement core performance indicators of Annex I in order to adapt to changes occurring during the programming period.</p> <p>Block 1</p>
Article 37a				
337f			<p>Article 37a Reporting of the results of the funded operation</p> <p>In the Council General Approach, appears as Article 37 new.</p>	<p>Article 37a Reporting of the results of the funded operation</p> <p>Block 1</p>
Article 37a(1)				
337g			<p>1 The beneficiaries shall report the value of relevant result indicators after the completion of the operation and no later than with the final payment claim. The Managing Authority shall review the plausibility of the value of result indicators reported by the beneficiary in parallel with the final payment.</p>	<p>1. The beneficiaries shall report the value of relevant result indicators after the completion of the operation and no later than with the final payment claim. The Managing Authority shall review the plausibility of the value of result indicators reported by the beneficiary in parallel with the final payment.</p>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				Block 1
Article 37a(2)				
g	337h		2 The timelines established in paragraph 1 can be postponed if so decided at the national level.	2. The timelines established in paragraph 1 can be postponed if so decided at the national level. Block 1
Article 38				
y	338 Article 38 Annual performance report	Article 38 Annual performance report	Article 38 deleted	Council deletion could be agreed by EP if the outcome of the CPR negotiations cover EP's concerns. Article 38 bracketed until then. Block 1
Article 38(1)				
y	339 1. In accordance with Article 36(6) of Regulation (EU) No [Regulation laying down Common Provisions], each Member State shall submit to the Commission an annual performance report no later than one month before the annual review meeting. The first report shall be submitted in 2023 and the last report in 2029.	1. In accordance with Article 36(6) of Regulation (EU) No [Regulation laying down Common Provisions], each Member State shall submit to the Commission an annual performance report no later than one month before the annual review meeting. The first report shall be submitted in 2023 and the last report in 2029.	deleted	Council deletion could be agreed by EP if the outcome of the CPR negotiations cover EP's concerns. Article 38 bracketed until then. Block 1

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
Article 38(2)				
340	2. The report referred to in paragraph 1 shall describe the progress in programme implementation and in achieving the milestones and targets referred to in Article 12 of Regulation (EU) No [Regulation laying down Common Provisions]. It shall also describe any issues that affect the performance of the programme and the measures taken to address those issues.	2. The report referred to in paragraph 1 shall describe the progress in programme implementation and in achieving the milestones and targets referred to in Article 12 of Regulation (EU) No [Regulation laying down Common Provisions]. It shall also describe any issues that affect the performance of the programme and the measures taken to address those issues.	deleted	Council deletion could be agreed by EP if the outcome of the CPR negotiations cover EP's concerns. Article 38 bracketed until then. Block 1
Article 38(3)				
341	3. The report referred to in paragraph 1 shall be examined during the annual review meeting, in accordance with Article 36 of Regulation (EU) No [Regulation laying down Common Provisions].	3. The report referred to in paragraph 1 shall be examined during the annual review meeting, in accordance with Article 36 of Regulation (EU) No [Regulation laying down Common Provisions].	deleted	Council deletion could be agreed by EP if the outcome of the CPR negotiations cover EP's concerns. Article 38 bracketed until then. Block 1
Article 38(3a)				
341a		<i>3a Each Member State shall publish the report referred to in paragraph 1 in both the original language and in one of the working languages of the European Commission.</i>		Council deletion could be agreed by EP if the outcome of the CPR negotiations cover EP's concerns. Article 38 bracketed until then. Block 1

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		AM 230		
Article 38(3b)				
y	341b	<p><i>3b The report referred to in paragraph 1 shall be routinely published on the website of the European Commission.</i></p> <p>AM 231</p>		<p>Council deletion could be agreed by EP if the outcome of the CPR negotiations cover EP's concerns. Article 38 bracketed until then.</p> <p>Block 1</p>
Article 38(3c)				
y	341c	<p><i>3c Each Member State and the Commission shall publish reports on best practices on their respective websites.</i></p> <p>AM 232</p>		<p>Council deletion could be agreed by EP if the outcome of the CPR negotiations cover EP's concerns. Article 38 bracketed until then.</p> <p>Block 1</p>
Article 38(4)				
y	342	<p>4. The Commission shall adopt implementing acts laying down rules for the presentation of the report referred to in paragraph 1. Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 53(2).</p>	<p>4. The Commission shall adopt implementing acts laying down rules for the presentation of the report referred to in paragraph 1. Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 53(2).</p> <p>deleted</p>	<p>Council deletion could be agreed by EP if the outcome of the CPR negotiations cover EP's concerns. Article 38 bracketed until then.</p> <p>Block 1</p>
Article 38(4a)				

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342a		<u><i>4a The Commission shall publish all relevant documents related to the adoption of the implementing acts referred to in paragraph 7.</i></u> AM 233		Council deletion could be agreed by EP if the outcome of the CPR negotiations cover EP's concerns. Article 38 bracketed until then. Block 1
TITLE III				
343	TITLE III SUPPORT UNDER DIRECT AND INDIRECT MANAGEMENT	TITLE III SUPPORT UNDER DIRECT AND INDIRECT MANAGEMENT	TITLE III SUPPORT UNDER DIRECT AND INDIRECT MANAGEMENT	TITLE III SUPPORT UNDER DIRECT AND INDIRECT MANAGEMENT Block 4
Article 39				
344	Article 39 Geographical scope	Article 39 Geographical scope	Article 39 Geographical scope	Article 39 Geographical scope Block 4
Article 39, first paragraph				
345	By way of derogation from Article 2, this Title may also be granted to operations carried out outside the territory of the Union, with the exception of technical assistance.	By way of derogation from Article 2, this Title may also be granted to operations carried out outside the territory of the Union, with the exception of technical assistance.	By way of derogation from Article 2, The support referred to in this Title may also be granted apply to operations carried out all or part of which are outside the territory of a Member State, including outside the Union, with the exception of	 Block 4

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			technical assistance.	
TITLE III, CHAPTER I				
346	CHAPTER I Priority 1: Fostering sustainable fisheries and the conservation of marine biological resources	CHAPTER I Priority 1: Fostering sustainable fisheries and the conservation of marine biological resources	CHAPTER I Priority 1: Fostering sustainable fisheries and the conservation of marine aquatic biological resources	Block 4
Article 40				
347	Article 40 Implementation of the CFP	Article 40 Implementation of the CFP	Article 40 Implementation of the CFP	Article 40 Implementation of the CFP Block 4
Article 40, first paragraph, introductory part				
348	The EMFF shall support the implementation of the CFP through:	The EMFF <u>EMFAF</u> shall support the implementation of the CFP through:	The EMFF <u>EMFAF</u> shall support the implementation of the CFP through:	The EMFF <u>EMFAF</u> shall support the implementation of the CFP through: Block 4
Article 40, first paragraph, point(a)				
349	(a) the provision of scientific advice and knowledge for the purpose of promoting sound and efficient fisheries management decisions under the CFP, including through the	(a) the provision of scientific advice and knowledge for the purpose of promoting sound and efficient fisheries management decisions under the CFP, including through the	(a) the provision of scientific advice and knowledge for the purpose of promoting sound and efficient fisheries management decisions under the CFP, including through the	(a) the provision of scientific advice and knowledge for the purpose of promoting sound and efficient fisheries management decisions under the CFP, including through the

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	participation of experts in scientific bodies;	participation of experts in scientific bodies;	participation of experts in scientific bodies;	participation of experts in scientific bodies; Block 4
Article 40, first paragraph, point(aa)				
349a		<i><u>aa involvement of the funds of the Horizon Europe research and development programme as much as possible to support and encourage research and development and innovation activities in the fisheries and aquaculture sector;</u></i> AM 234		Technical meeting 8 September: EP could consider withdrawing, to be confirmed. Technical meeting 15 September: EP to withdraw amendment. Block 4
Article 40, first paragraph, point(b)				
350	(b) the development and implementation of a Union fisheries control system as provided for in Article 36 of Regulation (EU) No 1380/2013 and further specified in Regulation (EC) No 1224/2009;	(b) the development and implementation of a Union fisheries control system as provided for in Article 36 of Regulation (EU) No 1380/2013 and further specified in Regulation (EC) No 1224/2009;	(b) the development and implementation of a Union fisheries control system as provided for in Article 36 of Regulation (EU) No 1380/2013 and further specified in Regulation (EC) No 1224/2009;	(b) the development and implementation of a Union fisheries control system as provided for in Article 36 of Regulation (EU) No 1380/2013 and further specified in Regulation (EC) No 1224/2009; Block 4
Article 40, first paragraph, point(c)				
351	(c) the functioning of Advisory	(c) the functioning of Advisory	(c) the functioning of Advisory	(c) the functioning of Advisory

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	Councils established in accordance with Article 43 of Regulation (EU) No 1380/2013, which have an objective forming part of, and supporting, the CFP;	Councils established in accordance with Article 43 of Regulation (EU) No 1380/2013, which have an objective forming part of, and supporting, the CFP;	Councils established in accordance with Article 43 of Regulation (EU) No 1380/2013, which have an objective forming part of, and supporting, the CFP;	Councils established in accordance with Article 43 of Regulation (EU) No 1380/2013, which have an objective forming part of, and supporting, the CFP; Block 4
Article 40, first paragraph, point(d)				
352	(d) voluntary contributions to the activities of international organisations dealing with fisheries, in accordance with Article 29 and Article 30 of Regulation (EU) No 1380/2013.	(d) voluntary contributions to the activities of international organisations dealing with fisheries, in accordance with Article 29 and Article 30 of Regulation (EU) No 1380/2013.	(d) voluntary contributions to the activities of international organisations dealing with fisheries, in accordance with Article 29 and Article 30 of Regulation (EU) No 1380/2013.	(d) voluntary contributions to the activities of international organisations dealing with fisheries, in accordance with Article 29 and Article 30 of Regulation (EU) No 1380/2013 Block 4
Article 41				
353	Article 41 Promotion of clean and healthy seas	Article 41 Promotion of clean and healthy seas	Article 41 Promotion of clean and healthy seas ¹ 1. This Article will be moved to Chapter IV " Priority 4: Strengthening international ocean governance and enabling safe, secure, clean and sustainably managed seas and oceans"	Block 4
Article 41(1)				
354	1. The EMFF shall support the promotion of clean and healthy seas,	1. The EMFF EMFAF shall support the promotion of clean and healthy	1. The EMFF EMFAF shall support the promotion of clean and healthy	Block 4

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
	including through actions to support the implementation of Directive 2008/56/EC and actions to ensure coherence with the achievement of good environmental status pursuant to Article 2(5)(j) of Regulation (EU) No 1380/2013, and the implementation of the European strategy for plastics in a circular economy.	seas, including through actions to support the implementation of Directive 2008/56/EC and actions to ensure coherence with the achievement of good environmental status pursuant to Article 2(5)(j) of Regulation (EU) No 1380/2013, and the implementation of the European strategy for plastics in a circular economy.	seas, including through actions to support the implementation of Directive 2008/56/EC and actions to ensure coherence with the achievement of good environmental status pursuant to Article 2(5)(j) of Regulation (EU) No 1380/2013, and the implementation of the European strategy for plastics in a circular economy.	
Article 41(2)				
355	2. The support referred to in paragraph 1 shall be coherent with the Union environmental legislation, in particular with the objective of achieving or maintaining a good environmental status as set out in Article 1(1) of Directive 2008/56/EC.	2. The support referred to in paragraph 1 shall be coherent with the Union environmental legislation, in particular with the objective of achieving or maintaining a good environmental status as set out in Article 1(1) of Directive 2008/56/EC.	2. The support referred to in paragraph 1 shall be coherent with the Union environmental legislation, in particular with the objective of achieving or maintaining a good environmental status as set out in Article 1(1) of Directive 2008/56/EC.	Block 4
TITLE III, CHAPTER II				
356	CHAPTER II Priority 2: Contributing to food security in the Union through competitive and sustainable aquaculture and markets	CHAPTER II Priority 2: Contributing to food security in the Union through competitive and sustainable <u>fisheries</u> , aquaculture and markets	CHAPTER II Priority 2: Contributing to food security in the Union through competitive and sustainable Fostering sustainable aquaculture activities and processing and marketing of fisheries and aquaculture products	Fostering sustainable aquaculture activities, and processing and marketing of fisheries and aquaculture products, contributing to food security in the Union. <i>Aligned with row 90</i> Block 4

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Article 42				
357	Article 42 Market intelligence	Article 42 Market intelligence	Article 42 Market intelligence	Article 42 Market intelligence Block 4
Article 42, first paragraph				
358	The EMFF shall support the development and dissemination of market intelligence for fishery and aquaculture products by the Commission in accordance with Article 42 of Regulation (EU) No 1379/2013.	The EMFF EMFAF shall support the development and dissemination of market intelligence for fishery and aquaculture products by the Commission in accordance with Article 42 of Regulation (EU) No 1379/2013, <u>namely by the creation of an Aquaculture Statistical Information Network (ASIN-RISA)</u> . AM 236	The EMFF EMFAF shall support the development and dissemination of market intelligence for fishery and aquaculture products by the Commission in accordance with Article 42 of Regulation (EU) No 1379/2013.	Technical meeting 8 September: COM: In favour of data collection in general but considers existing sources of data are sufficient. Council: agrees with COM. EP: will discuss this internally. Block 4 Technical meeting 15 September: EP to withdraw amendment.
TITLE III, CHAPTER III				
359	CHAPTER III Priority 3: Enabling the growth of a sustainable blue economy and fostering prosperous coastal communities	CHAPTER III Priority 3: Enabling the <u>appropriate conditions for</u> growth of a sustainable blue economy and fostering <u>a healthy marine environment for</u> prosperous coastal communities AM 237	CHAPTER III Priority 3: Enabling the growth of a sustainable blue economy and fostering the development of fishing and aquaculture prosperous coastal communities in coastal and inland areas	Technical meeting 8 September: To be aligned with priorities under shared management Enabling a sustainable blue economy in coastal, island and inland areas, and fostering the development of fishing and aquaculture communities;

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				<i>Aligned with row 91</i> Block 4
Article 43				
360	Article 43 Maritime policy and development of a sustainable blue economy	Article 43 Maritime policy and development of a sustainable blue economy <i>that develops within ecological limits at sea and in freshwater</i> AM 238	Article 43 Maritime policy and development of a sustainable blue economy	Technical meeting 15 September: To be aligned with the agreed title of the corresponding priority in Article 4. Block 4
Article 43, first paragraph, introductory part				
361	The EMFF shall support the implementation of the maritime policy through:	The EMFF EMFAF shall support the implementation of the maritime policy <i>and the development of a sustainable blue economy</i> through: AM 239	The EMFF EMFAF shall support the implementation of the maritime policy through:	Technical meeting 8 September: EP amendment is very important - for the political level. COM: already captured by definition of blue economy in article 3 Council: agrees with COM Block 4
Article 43, first paragraph, point(a)				
362	(a) the promotion of a sustainable, low carbon and climate resilient blue economy;	(a) the promotion of a sustainable, low carbon and climate resilient blue economy <i>that ensures human and environmental well-being that</i>	(a) the promotion of a sustainable, low carbon and climate resilient blue economy;	Technical meeting 8 September: EP amendment is very important - for the political level. COM: already captured by definition of blue economy in article 3

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		<u><i>develops within ecological limits at sea and in freshwater;</i></u> AM 240		Council: agrees with COM Block 4
Article 43, first paragraph, point(aa)				
362a		<u><i>aa the restoration, protection and maintenance of the diversity, productivity, resilience and intrinsic value of marine systems;</i></u> AM 241		Technical meeting 8 September: EP amendment is important - political. COM: already covered by article 41 Council: agrees with COM Block 4
Article 43, first paragraph, point(b)				
363	(b) the promotion of an integrated governance and management of the maritime policy, including through maritime spatial planning, sea basin strategies and maritime regional cooperation;	(b) the promotion of an integrated governance and management of the maritime policy, including through maritime spatial planning, sea basin strategies and , maritime regional <u><i>cooperation, Union macro-regional strategies and cross-border</i></u> cooperation;	(b) the promotion of an integrated governance and management of the maritime policy, including through maritime spatial planning, sea basin strategies and maritime regional cooperation;	Block 4 Technical meeting 15 September: EP to withdraw amendment.
Article 43, first paragraph, point(ba)				
363a		<u><i>ba the promotion of responsible production and consumption, clean technologies, renewable energy and circular material flows;</i></u> AM 243		Technical meeting 8 September: EP notes COM explanation that too many examples risk changing the approach of the new regulation Technical meeting 15 September: EP to withdraw amendment.

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				Block 4
Article 43, first paragraph, point(c)				
364	(c) the enhancement of the transfer and uptake of research, innovation and technology in the sustainable blue economy, including the European marine observation and data network (EMODnet);	(c) the enhancement of the transfer and uptake of research, innovation and technology in the sustainable blue economy, including the European marine observation and data network (EMODnet) <i>as well as in other data networks covering freshwater, to ensure that the technology and efficiency gains are not outweighed by growth, that the focus is on sustainable economic activities that meet the needs of current and future generations, and that the necessary tools and capacities for the transition towards a circular economy are developed in line with the Union strategy for plastics in a circular economy;</i> AM 244	(c) the enhancement of the transfer and uptake of research, innovation and technology in the sustainable blue economy, including the European marine observation and data network (EMODnet);	Technical meeting 15 September: EP to withdraw amendment. Block 4
Article 43, first paragraph, point(d)				
365	(d) the improvement of maritime skills, ocean literacy and sharing of socio-economic data on the sustainable blue economy;	(d) the improvement of maritime skills, ocean <i>and freshwater</i> literacy and sharing of socio-economic <i>and environmental</i> data on the sustainable blue economy; AM 245	(d) the improvement of maritime skills, ocean literacy and sharing of socio-economic data on the sustainable blue economy;	Technical meeting 8 September: EP wants "and environmental" included COM: prefers to keep term "ocean literacy" as well-known terms. No harm to add "and environmental" Council: takes note, reserve.

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				Technical meeting 15 September: EP to withdraw “and freshwater” but keep “and environmental”. Council reserve. Block 4
Article 43, first paragraph, point(e)				
366	(e) the development of project pipelines and innovative financing instruments.	(e) the development of project pipelines and innovative financing instruments.	(e) the development of project pipelines and innovative financing instruments.	(e) the development of project pipelines and innovative financing instruments. Block 4
Article 43, first paragraph, point(ea)				
366a		<i><u>ea the support to actions for the protection and restoration of marine and coastal biodiversity and ecosystems providing compensations to fishers for the collection of lost fishing gears and marine litter from the sea.</u></i> AM 246		Technical meeting 8 September: EP notes COM explanation that covered by article 41. Technical meeting 15 September: EP to withdraw amendment. Block 4
Article 43a				
366b		<i><u>Article 43a Investment decisions in the blue economy</u></i>		Technical meeting 15 September: Political Block 4

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
		AM 247		
Article 43a(1)				
366c		<p><i><u>1 Investment decisions under the sustainable blue economy shall be underpinned by the best available scientific advice so as to avoid harmful effects on the environment that might jeopardise long-term sustainability. Where adequate knowledge or information does not exist, the precautionary approach shall be applied in both the public and private sectors, as actions with potentially harmful effects might be taken.</u></i></p> <p>AM 247 - in the EP mandate presented as an unnumbered paragraph</p>		<p>Technical meeting 8 September: Important for EP. could live without the word "investment". EP can consider how to simplify this.</p> <p>Re-discuss this at technical level before bringing it to political.</p> <p>Technical meeting 15 September: Political</p> <p>Block 4</p>
TITLE III, CHAPTER IV				
367	CHAPTER IV Priority 4: Strengthening international ocean governance and enabling safe, secure, clean and sustainably managed seas and oceans	CHAPTER IV Priority 4: Strengthening international ocean governance and enabling safe, secure, clean and sustainably managed seas and oceans	CHAPTER IV Priority 4: Strengthening international ocean governance and enabling safe, secure, clean and sustainably managed seas and oceans	CHAPTER IV Priority 4: Strengthening international ocean governance and enabling safe, secure, clean and sustainably managed seas and oceans
				Block 4

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
Article 44				
368	Article 44 Maritime security and surveillance	Article 44 Maritime security and surveillance	Article 44 Maritime security and surveillance	Article 44 Maritime security and surveillance Block 4
Article 44, first paragraph				
369	The EMFF shall support the promotion of maritime security and surveillance, including through data sharing, coastguard and agencies cooperation and fight against criminal and illegal activities at sea.	The EMFF EMFAF shall support the promotion of maritime security and surveillance, including through data sharing, coastguard and agencies cooperation and fight against criminal and illegal activities at sea.	The EMFF EMFAF shall support the promotion of maritime security and surveillance, including through data sharing, coastguard and agencies cooperation and fight against criminal and illegal activities at sea.	The EMFF EMFAF shall support the promotion of maritime security and surveillance, including through data sharing, coastguard and agencies cooperation and fight against criminal and illegal activities at sea. Block 4
Article 45				
370	Article 45 International ocean governance	Article 45 International ocean governance	Article 45 International ocean governance	Article 45 International ocean governance Block 4
Article 45, first paragraph, introductory part				
371	The EMFF shall support the implementation of the international ocean governance policy through:	The EMFF EMFAF shall support the implementation of the international ocean governance policy through:	The EMFF EMFAF shall support the implementation of the international ocean governance policy through:	The EMFF EMFAF shall support the implementation of the international ocean governance policy through:

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				Block 4
Article 45, first paragraph, point(a)				
372	(a) voluntary contributions to international organisations active in the field of ocean governance;	(a) voluntary contributions to international organisations active in the field of ocean governance;	(a) voluntary contributions to international organisations active in the field of ocean governance;	(a) voluntary contributions to international organisations active in the field of ocean governance; Block 4
Article 45, first paragraph, point(b)				
373	(b) voluntary cooperation with and coordination among international fora, organisations, bodies and institutions in the context of the United Nations Convention on the Law of the Sea, the 2030 Agenda for Sustainable Development and other relevant international agreements, arrangements and partnerships;	(b) voluntary cooperation with and coordination among international fora, organisations, bodies and institutions in the context of the United Nations Convention on the Law of the Sea, the 2030 Agenda for Sustainable Development and other relevant international agreements, arrangements and partnerships;	(b) voluntary cooperation with and coordination among international fora, organisations, bodies and institutions in the context of the United Nations Convention on the Law of the Sea, the 2030 Agenda for Sustainable Development and other relevant international agreements, arrangements and partnerships;	(b) voluntary cooperation with and coordination among international fora, organisations, bodies and institutions in the context of the United Nations Convention on the Law of the Sea, the 2030 Agenda for Sustainable Development and other relevant international agreements, arrangements and partnerships; Block 4
Article 45, first paragraph, point(c)				
374	(c) the implementation of ocean partnerships between the Union and relevant ocean actors;	(c) the implementation of ocean partnerships between the Union and relevant ocean actors;	(c) the implementation of ocean partnerships between the Union and relevant ocean actors;	(c) the implementation of ocean partnerships between the Union and relevant ocean actors;

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				Block 4
Article 45, first paragraph, point(d)				
375	(d) the implementation of relevant international agreements, arrangements and instruments that aim to promote better ocean governance, as well as the development of actions, measures, tools and knowledge that enable safe, secure, clean and sustainably managed oceans;	(d) the implementation of relevant international agreements, arrangements and instruments that aim to promote better ocean governance, as well as the development of actions, measures, tools and knowledge that enable safe, secure, clean and sustainably managed oceans;	(d) the implementation of relevant international agreements, arrangements and instruments that aim to promote better ocean governance, as well as the development of actions, measures, tools and knowledge that enable safe, secure, clean and sustainably managed oceans;	(d) the implementation of relevant international agreements, arrangements and instruments that aim to promote better ocean governance, as well as the development of actions, measures, tools and knowledge that enable safe, secure, clean and sustainably managed oceans; Block 4
Article 45, first paragraph, point(e)				
376	(e) the implementation of relevant international agreements, measures and tools to prevent, deter and eliminate illegal, unreported and unregulated fishing;	(e) the implementation of relevant international agreements, measures and tools to prevent, deter and eliminate illegal, unreported and unregulated fishing <u>IUU fishing and measures and tool to minimise the impact on the marine environment, in particular incidental catches of seabirds, marine mammals and sea turtles;</u> AM 248	(e) the implementation of relevant international agreements, measures and tools to prevent, deter and eliminate illegal, unreported and unregulated fishing;	Technical meeting 8 September: COM: already covered by Art. 41 EP: will get back on this at the next technical meeting. Technical meeting 15 September: EP to withdraw amendment. Block 4
Article 45, first paragraph, point(f)				
377				

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	(f) international cooperation on and development of ocean research and data.	(f) international cooperation on and development of ocean research and data.	(f) international cooperation on and development of ocean research and data.	(f) international cooperation on and development of ocean research and data. Block 4
Article 45a				
377a		<u>Article 45a</u> <u>Cleaning up oceans</u> Ams. 249 and 300		Technical meeting 8 September: EP to check if covered by article 41 Technical meeting 15 September: EP to withdraw amendment. Block 4
Article 45a(1)				
377b		<u>1 The EMFAF shall support measures taken to rid seas and oceans of all types of waste, including, as a matter of priority, plastics, 'plastic continents' and hazardous or radioactive waste.</u> Ams. 249 and 300 - In the EP mandate presented as an unnumbered paragraph		Technical meeting 8 September: EP to check if covered by article 41 Technical meeting 15 September: EP to withdraw amendment. Block 4
TITLE III, CHAPTER V				
378	CHAPTER V Rules for implementation under direct and indirect management	CHAPTER V Rules for implementation under direct and indirect management	CHAPTER V Rules for implementation under direct and indirect management	CHAPTER V Rules for implementation under direct and indirect management

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				Block 4
Article 46				
379	Article 46 Forms of Union funding	Article 46 Forms of Union funding	Article 46 Forms of Union funding	Article 46 Forms of Union funding Block 4
Article 46(1)				
380	1. The EMFF may provide funding in any of the forms laid down in Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union], in particular procurement pursuant to Title VII of that Regulation and grants pursuant to Title VIII of that Regulation. It may also provide financing in the form of financial instruments within blending operations, as referred to in Article 47.	1. The EMFF EMFAF may provide funding in any of the forms laid down in Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union], in particular procurement pursuant to Title VII of that Regulation and grants pursuant to Title VIII of that Regulation. It may also provide financing in the form of financial instruments within blending operations, as referred to in Article 47.	1. The EMFF EMFAF may provide funding in any of the forms laid down in Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union], in particular procurement pursuant to Title VII of that Regulation and grants pursuant to Title VIII of that Regulation. It may also provide financing in the form of financial instruments within blending operations, as referred to in Article 47.	1. The EMFF EMFAF may provide funding in any of the forms laid down in Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union], in particular procurement pursuant to Title VII of that Regulation and grants pursuant to Title VIII of that Regulation. It may also provide financing in the form of financial instruments within blending operations, as referred to in Article 47. Block 4
Article 46(2)				
381	2. The evaluation of grant proposals may be carried out by independent	2. The evaluation of grant proposals may be carried out by independent	2. The evaluation of grant proposals may be carried out by independent	2. The evaluation of grant proposals may be carried out by independent

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	experts.	experts.	experts.	experts. Block 4
Article 46(2a)				
381a		<u><i>2a Payment procedures related to this Regulation shall be accelerated in order to reduce economic burdens on fishermen. The Commission shall evaluate the current performance to improve and accelerate the payments process.</i></u> AM 250		Technical meeting 8 September: COM signalled that no possibility to derogate from financial regulation. Furthermore, EP concerns covered by row 128b. EP to confirm at next technical meeting. Technical meeting 15 September: EP to withdraw amendment. Block 4
Article 47				
382	Article 47 Blending operations	Article 47 Blending operations	Article 47 Blending operations	Article 47 Blending operations Block 4
Article 47, first paragraph				
383	Blending operations under the EMFF shall be implemented in accordance with Regulation (EU) No [Regulation on InvestEU] and Title X of Regulation (EU) No [Regulation on the financial rules	Blending operations under the EMFF <u>EMFAF</u> shall be implemented in accordance with Regulation (EU) No [Regulation on InvestEU] and Title X of Regulation (EU) No [Regulation on the	Blending operations under the EMFF <u>EMFAF</u> shall be implemented in accordance with Regulation (EU) No [Regulation on InvestEU] and Title X of Regulation (EU) No [Regulation on the	Technical meeting 15 September: EP to withdraw amendment. Block 4

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	applicable to the general budget of the Union].	financial rules applicable to the general budget of the Union]. <i>In the four months following publication of this Regulation in the Official Journal, the Commission shall present a set of detailed guidelines to Member States for implementing blending operations in national operational programmes in accordance with the EMFAF while giving particular attention to blending operations carried out by local actors in local development.</i> AM 251	financial rules applicable to the general budget of the Union].	
Article 48				
384	Article 48 Evaluation	Article 48 Evaluation	Article 48 Evaluation Evaluations by the Commission	Article 48 Evaluations by the Commission Block 1
Article 48(1)				
385	1. Evaluations shall be carried out in a timely manner to feed into the decision-making process.	1. Evaluations shall be carried out in a timely manner to feed into the decision-making process.	1. Evaluations shall be carried out in a timely manner to feed into the decision-making process. Evaluations shall be entrusted to internal or external experts who are functionally independent.	1. Evaluations shall be carried out in a timely manner to feed into the decision-making process. Evaluations shall be entrusted to internal or external experts who are functionally independent. Block 1

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Article 48(2)				
386	2. The interim evaluation of the support under Title III shall be performed once there is sufficient information available about the implementation, but not later than four years after the start of the implementation of the support.	2. The interim evaluation of the support under Title III shall be performed once there is sufficient information available about the implementation, but not later than four years after the start of the implementation of the support. <i>This evaluation shall take the form of a report by the Commission and provide detailed assessment of all specific aspects of the implementation.</i> AM 252	2. The interim evaluation of the support under Title III shall be performed once there is sufficient information available about the implementation, but not later than four years after the start of the implementation of the support by the end of 2024.	2. The interim evaluation of the support under Title III shall be performed by the end of 2024. Block 1 EP amendment withdrawn.
Article 48(3)				
387	3. At the end of the implementation period, but no later than four years after it, a final evaluation report on the support under Title III shall be prepared by the Commission.	3. At the end of the implementation period, but no later than four years after it, a final evaluation report on the support under Title III shall be prepared by the Commission.	3. At the end of the implementation period, but no later than four years after it, A final evaluation report on the support under Title III- shall be prepared delivered by the Commission end of 2031.	3. A final evaluation report on the support under Title III shall be delivered by the end of 2031. Block 1
Article 48(4)				
388	4. The Commission shall communicate the conclusion of the evaluations, accompanied by its observations, to the European Parliament, the Council, the	4. The Commission shall communicate the <i>evaluations reports referred to in paragraphs 2 and 3</i> conclusion of the evaluations, accompanied by its observations, to	4. The Commission shall communicate the conclusion of the evaluations, accompanied by its observations, to the European Parliament, the Council, the	4. The Commission shall communicate the evaluations referred to in paragraphs 2 and 3 to the European Parliament, the Council, the European Economic

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	European Economic and Social Committee and the Committee of the Regions.	the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions. AM 253	European Economic and Social Committee and the Committee of the Regions.	and Social Committee and the Committee of the Regions. Block 1
Article 48(4a)				
g	388a	<i>4a As appropriate, the Commission may propose amendments to this Regulation on the basis of the report referred to in paragraph 2.</i> AM 254		EP amendment withdrawn Block 1
Article 48a				
g	388b		Article 48a Monitoring under direct and indirect management In the Council General Approach, appears as Article 48 new.	Article 48a Monitoring under direct and indirect management Block 1
Article 48a(1)				
g	388c		1 The Commission shall use the result and output indicators set out in the Annex I to monitor the results of the EMFAF under direct and indirect management.	1. The Commission shall use the result and output indicators set out in the Annex I to monitor the results of the EMFAF under direct and indirect management.

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				Block 1
Article 48a(2)				
6	388d		2 The Commission shall collect data on operations selected for funding, including key characteristics of the beneficiary and the operation itself under direct and indirect management as set out in the Article 37(3).	2. The Commission shall collect data on operations selected for funding, including key characteristics of the beneficiary and the operation itself under direct and indirect management as set out in the Article 37(3). Block 1
Article 49				
	389	Article 49 Audits	Article 49 Audits	Article 49 Audits Block 4
Article 49, first paragraph				
	390	Audits on the use of the Union contribution carried out by persons or entities, including by other than those mandated by the Union institutions or bodies, shall form the basis of the overall assurance pursuant to Article 127 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union].	Audits on the use of the Union contribution carried out by persons or entities, including by other than those mandated by the Union institutions or bodies, shall form the basis of the overall assurance pursuant to Article 127 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union].	Audits on the use of the Union contribution carried out by persons or entities, including by other than those mandated by the Union institutions or bodies, shall form the basis of the overall assurance pursuant to Article 127 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union].

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Article 50				
391	Article 50 Information, communication and publicity	Article 50 Information, communication and publicity	Article 50 Information, communication and publicity	Article 50 Information, communication and publicity Block 4
Article 50(1)				
392	1. The recipients of Union funding shall acknowledge the origin and ensure the visibility of the Union funding, in particular when promoting the actions and their results, by providing coherent, effective and proportionate targeted information to multiple audiences, including the media and the public.	1. The recipients of Union funding shall acknowledge the origin and ensure the visibility of the Union funding, in particular when promoting the actions and their results, by providing coherent, effective and proportionate targeted information to multiple audiences, including the media and the public.	1. The recipients of Union funding shall acknowledge the origin and ensure the visibility of the Union funding, in particular when promoting the actions and their results, by providing coherent, effective and proportionate targeted information to multiple audiences, including the media and the public.	1. The recipients of Union funding shall acknowledge the origin and ensure the visibility of the Union funding, in particular when promoting the actions and their results, by providing coherent, effective and proportionate targeted information to multiple audiences, including the media and the public. Block 4
Article 50(2)				
393	2. The Commission shall implement information and communication actions relating to the EMFF, and its actions and results. Financial resources allocated to the EMFF shall also contribute to the corporate communication of the political priorities of the Union, as far as they	2. The Commission shall implement information and communication actions relating to the EMFF EMFAF, and its actions and results. Financial resources allocated to the EMFF EMFAF shall also contribute to the corporate communication of the political	2. The Commission shall implement information and communication actions relating to the EMFF EMFAF, and its actions and results. Financial resources allocated to the EMFF EMFAF shall also contribute to the corporate communication of the political	2. The Commission shall implement information and communication actions relating to the EMFF EMFAF, and its actions and results. Financial resources allocated to the EMFF EMFAF shall also contribute to the corporate communication of the political

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	are related to the priorities referred to in Article 4.	priorities of the Union, as far as they are related to the priorities referred to in Article 4.	priorities of the Union, as far as they are related to the priorities referred to in Article 4.	priorities of the Union, as far as they are related to the priorities referred to in Article 4. Block 4
Article 51				
394	Article 51 Eligible entities	Article 51 Eligible entities	Article 51 Eligible entities	Article 51 Eligible entities Block 4
Article 51(1)				
395	1. The eligibility criteria set out in paragraphs 2 to 3 shall apply in addition to the criteria set out in Article 197 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union].	1. The eligibility criteria set out in paragraphs 2 to 3 shall apply in addition to the criteria set out in Article 197 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union].	1. The eligibility criteria set out in paragraphs 2 to 3 shall apply in addition to the criteria set out in Article 197 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union].	1. The eligibility criteria set out in paragraphs 2 to 3 shall apply in addition to the criteria set out in Article 197 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union]. Block 4
Article 51(2), introductory part				
396	2. The following entities are eligible:	2. The following entities are eligible:	2. The following entities are eligible:	2. The following entities are eligible: Block 4

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Article 51(2), point(a)				
397	(a) legal entities established in a Member State or in a third country listed in the work programme under the conditions specified in paragraphs 3 and 4;	(a) legal entities established in a Member State, <u>in an overseas country or territory</u> or in a third country listed in the work programme under the conditions specified in paragraphs 3 and 4; AM 255	(a) legal entities established in a Member State or in a third country listed in the work programme under the conditions specified in paragraphs 3 and 4; In the Council General Approach, appears as unnumbered.	Technical meeting 8 September: To be re-discussed next time technically, to be checked by COM and CLS. Technical meeting 15 September: Clarification needed from EP. Council to check with delegations. Block 4
Article 51(2), point(b)				
398	(b) any legal entity created under Union law or any international organisation.	(b) any legal entity created under Union law, <u>including professional organisations</u> or any international organisation. AM 256	(b) any legal entity created under Union law or any international organisation. In the Council General Approach, appears as unnumbered.	Technical meeting 8 September: Not necessary according to COM. To be checked by COM and Legal Services. Technical meeting 15 September: EP to withdraw amendment. Block 4
Article 51(3)				
399	3. Legal entities established in a third country are exceptionally eligible to participate where this is necessary for the achievement of the objectives of a given action.	3. Legal entities established in a third country are exceptionally eligible to participate where this is necessary for the achievement of the objectives of a given action.	3. Legal entities established in a third country are exceptionally eligible to participate where this is necessary for the achievement of the objectives of a given action.	3. Legal entities established in a third country are exceptionally eligible to participate where this is necessary for the achievement of the objectives of a given action.

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				Block 4
Article 51(4)				
400	4. Legal entities established in a third country which is not associated to the programme should in principle bear the cost of their participation.	4. Legal entities established in a third country which is not associated to the programme should in principle bear the cost of their participation.	4. Legal entities established in a third country which is not associated to the programme should in principle bear the cost of their participation.	4. Legal entities established in a third country which is not associated to the programme should in principle bear the cost of their participation. Block 4
Annex I, Sub-Heading				
428	COMMON INDICATORS	COMMON INDICATORS	COMMON INDICATORS OF THE EMFAF	COMMON INDICATORS OF THE EMFAF Block 1
Annex I, Table				
429	The element is not present in the annex, as it is not supported. Please consult the original document	The element is not present in the annex, as it is not supported. Please consult the original document	The element is not present in the annex, as it is not supported. Please consult the original document	The EP proposal to add the following indicators has been agreed: RI 9 - Area addressed by operations contributing to good environmental status, protecting, conserving, and restoring biodiversity and ecosystems (km ² or km) RI 10 - Actions contributing to good environmental status including nature restoration, conservation,

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
				protection of ecosystems, biodiversity, fish health and welfare (number of actions) CI 11 - Number of small scale fishing vessels Block 1
Annex II, Sub-Heading				
430	AREAS OF SUPPORT UNDER SHARED MANAGEMENT	AREAS OF SUPPORT UNDER SHARED MANAGEMENT	AREAS ORGANISATION OF SUPPORT UNDER SHARED MANAGEMENT	Block 1
Annex II, Table				
431	The element is not present in the annex, as it is not supported. Please consult the original document	The element is not present in the annex, as it is not supported. Please consult the original document	The element is not present in the annex, as it is not supported. Please consult the original document	Technical meeting 8 September: COM: dependent on co-financing rates and ring-fencing issues. To be discussed at a later stage and at political level. Block 1
Annex III, Sub-Heading				
432	SPECIFIC MAXIMUM AID INTENSITY RATES UNDER SHARED MANAGEMENT	SPECIFIC MAXIMUM AID INTENSITY RATES UNDER SHARED MANAGEMENT	SPECIFIC MAXIMUM AID INTENSITY RATES UNDER SHARED MANAGEMENT	Block 2
Annex III, Table				
R 433				R

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
	The element is not present in the annex, as it is not supported. Please consult the original document	The element is not present in the annex, as it is not supported. Please consult the original document	The element is not present in the annex, as it is not supported. Please consult the original document	<p>COM suggested compromise corresponding to COM's 11 principles: Maximum intensity rate for support under Articles 16, 16a or 16b: [30%]</p> <p>Technical meeting 10 July: Bracketed. To be discussed later at political level.</p> <p>Technical meeting 15 September: Row 1 + 2. Political discussion needed on percentage. COM against increase for engines and first acquisitions of vessels. EP: two additional rows (16a+16b) come from current EMFF. To be discussed further under block 5.</p> <p>Block 2</p>
Annex IV, Table				
y	435 The element is not present in the annex, as it is not supported. Please consult the original document	The element is not present in the annex, as it is not supported. Please consult the original document	The element is not present in the annex, as it is not supported. Please consult the original document	Block 1
Annex IV, first paragraph				
y	436 * A Member State may propose in its programme that a coefficient of 40% be assigned to an area of	* A Member State may propose in its programme that a coefficient of 40% be assigned to an area of	* A Member State may propose in its programme that a coefficient of 40% be assigned to an area of	Technical meeting 8 September: COM will send the revised list of types of interventions to EP and Council, to be discussed at a later

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1) Council partial GA	Draft Agreement
	support marked with * in the table, provided it can demonstrate the relevance of that area of support to climate change mitigation or adaptation, or to environment-related objectives, as appropriate.	support marked with * in the table, provided it can demonstrate the relevance of that area of support to climate change mitigation or adaptation, or to environment-related objectives, as appropriate.	support a specific objective or specific condition marked with * in the table, provided it can demonstrate the relevance of that area of support specific objective or specific condition to climate change mitigation or adaptation, or to environment-related objectives, as appropriate.	stage. Technical Meeting 15 September: COM has sent a revised list of types of interventions. A technical meeting between EP and COM to be organised to discuss the details already discussed between Council and COM. To also be further discussed in next interinstitutional technical meeting. Block 1