

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL establishing rules on support for strategic plans to be drawn up by Member States under the Common agricultural policy (CAP Strategic Plans) and financed by the European Agricultural Guarantee Fund (EAGF) and by the European Agricultural Fund for Rural Development (EAFRD) and repealing Regulation (EU) No 1305/2013 of the European Parliament and of the Council and Regulation (EU) No 1307/2013 of the European Parliament and of the Council

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 11				
196	Article 11 Principle and scope	Article 11 Principle and scope		Article 11 Principle and scope Text Origin: Commission Proposal
Article 11(1), introductory part				
197	1. Member States shall include in their CAP Strategic Plans a system of conditionality, under which an administrative penalty shall be imposed on beneficiaries receiving direct payments under Chapter II of this Title or the annual premia under Articles 65, 66 and 67 who do not comply	1. Member States shall include in their CAP Strategic Plans a system of conditionality, under which an administrative penalty shall be imposed on beneficiaries receiving direct payments under Chapter II of this Title or the annual premia <u>premiums</u> under Articles 65, 66 and 67 <u>shall</u>	1. Member States shall include in their CAP Strategic Plans a system of conditionality, under which an administrative penalty shall be imposed on farmers and other beneficiaries receiving direct payments under Chapter II of this Title or the annual premia under Articles 65, 66 and 67 who	1. Member States shall include in their CAP Strategic Plans a system of conditionality, under which an administrative penalty shall be imposed on <u>farmers and other</u> beneficiaries receiving direct payments under Chapter II of this Title or the annual premia <u>payments</u> under

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	with the statutory management requirements under Union law and the standards for good agricultural and environmental condition of land established in the CAP Strategic Plan, as listed in Annex III, relating to the following specific areas:	<u>be subject to an administrative penalty if they</u> who do not comply with the statutory management requirements under Union law and the standards for good agricultural and environmental condition of land, established in the CAP Strategic Plan, as listed in Annex III, relating to the following specific areas:	do not comply with the statutory management requirements under Union law and the standards for good agricultural and environmental condition of land GAEC standards established in the CAP Strategic Plan, as listed in Annex III, relating to the following specific areas:	Articles 65, 66 and 67 who <u>shall be subject to an administrative penalty if they</u> do not comply with the statutory management requirements under Union law and the standards for good agricultural and environmental condition of land GAEC standards established in the CAP Strategic Plan, as listed in Annex III, relating to the following specific areas:
Article 11(1), point (a)				
6	198	(a) the climate and the environment; <u>including water, air, soil, biodiversity and ecosystem services;</u>		(a) the climate and the environment, <u>including water, soil and biodiversity of ecosystems;</u> Text Origin: EP Mandate
Article 11(1), point (b)				
6	199	(b) public health, animal health and plant health;	(b) public health, animal health and plant health;	(b) public health, animal health and plant health; Text Origin: Commission Proposal
Article 11(1), point (c)				
6	200			

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	(c) animal welfare.	(c) animal welfare.		(c) animal welfare. Text Origin: Commission Proposal
Article 11(2)				
g	201	2. The rules on the administrative penalties to be included in the CAP Strategic Plan shall respect the requirements set out in Chapter IV of Title IV of Regulation (EU) [HzR].	2. The rules on <u>an effective and proportionate system of</u> the administrative penalties to be included in the CAP Strategic Plan shall respect the requirements set out in Chapter IV of Title IV of Regulation (EU) <u>.../...</u> [HzR].	2. The rules on the <u>an effective and proportionate system of</u> administrative penalties to be included in the CAP Strategic Plan shall respect <u>in particular</u> the requirements set out in Chapter IV of Title IV of Regulation (EU) [HzR].
Article 11(2a)				
y	201a		<u>2a. The Commission is empowered to adopt delegated acts in accordance with Article 138 supplementing this Regulation regarding temporary derogations on conditionality rules during disease epidemics, adverse climate events, catastrophic events or natural disasters.</u>	<u>2a.</u> EP LS: There are extensive exceptional measures in the CMO (DAs and IAs), BUT they concern derogations from that Regulation]
Article 11(3)				
g	202	3. The legal acts referred to	3. The legal acts referred to	3. The legal acts referred to

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	in Annex III concerning the statutory management requirements shall apply in the version that is applicable and, in the case of Directives, as implemented by the Member States.	in Annex III concerning the statutory management requirements shall apply in the version that is applicable and, in the case of Directives, as implemented by the Member States.		in Annex III concerning the statutory management requirements shall apply in the version that is applicable and, in the case of Directives, as implemented by the Member States. <i>Text Origin: EP Mandate</i>
Article 11(4)				
G	203 4. For the purpose of this Section, 'statutory management requirement' means each individual statutory management requirement under Union law referred to in Annex III within a given legal act, differing in substance from any other requirements in the same act.	4. For the purpose of this Section, 'statutory management requirement' means each individual statutory management requirement under Union law referred to in Annex III within a given legal act, differing in substance from any other requirements in the same act.	4. For the purpose of this Section, 'statutory management requirement' means each individual statutory management requirement under Union law referred to listed in Annex III within a given legal act, differing in substance from any other requirements in the same act.	4. For the purpose of this Section, 'statutory management requirement' means each individual statutory management requirement under Union law referred to listed in Annex III within a given legal act, differing in substance from any other requirements in the same act.
Article 11a				
Y	203a	<u>Article 11a</u> <u>Principle and scope on the social conditionality</u>		
Article 11a(1)				
Y	203b	<u>1. Member States shall</u>		

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		<u><i>include in their CAP Strategic Plans a system of conditionality, under which beneficiaries receiving direct payments under Chapter II and Chapter III of this Title or the annual premiums under Articles 65, 66 and 67 shall be subject to an administrative penalty if they do not comply with the applicable working and employment conditions and/or employer obligations resulting from all relevant collective agreements and social and labour law at national, Union and international levels.</i></u>		
Article 11a(2)				
y	203c	<u><i>2. The rules on an effective and proportionate system of administrative penalties to be included in the CAP Strategic Plan shall respect the requirements set out in Chapter IV of Title IV of Regulation (EU) [HzR].</i></u>		y
Article 12				
y	204			y

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	Article 12 Obligations of Member States relating to good agricultural and environmental condition	Article 12 Obligations of Member States relating to good agricultural and environmental condition	Article 12 Obligations of Member States relating to good agricultural and environmental condition of land	Article 12 Obligations of Member States relating to good agricultural and environmental condition <u>[of land]</u> To be aligned with the other corresponding parts of the text: with or without the words "of land"
Article 12(1)				
205	1. Member States shall ensure that all agricultural areas including land which is no longer used for production purposes, is maintained in good agricultural and environmental condition. Member States shall define, at national or regional level, minimum standards for beneficiaries for good agricultural and environmental condition of land in line with the main objective of the standards as referred to in Annex III, taking into account the specific characteristics of the areas concerned, including soil and climatic condition,	1. Member States shall ensure that all agricultural areas, including land which is no longer used for production purposes, is <u>are</u> maintained in good agricultural and environmental condition. Member States shall define, <u>in consultation with all relevant stakeholders</u> at national or, <u>where appropriate, at</u> regional level, minimum standards for beneficiaries for good agricultural and environmental condition of land in line with the main objective of the standards as referred to in Annex III, taking into account the	1. Member States shall ensure that all agricultural areas, including land which is no longer used for production purposes, is <u>are</u> maintained in good agricultural and environmental condition. Member States shall define <u>set</u> , at national or regional level, minimum standards for farmers and other beneficiaries for good agricultural and environmental condition of land <u>each GAEC standard listed in Annex III</u> in line with the main objective of the standards as referred to in that Annex. In setting their standards, Member	1. Member States shall ensure that all agricultural areas including land which is no longer used for production purposes, is <u>are</u> maintained in good agricultural and environmental condition. Member States shall define <u>set</u> , at national or regional level, minimum standards for <u>farmers and other</u> beneficiaries for good agricultural and environmental condition of land <u>each GAEC standard listed in Annex III</u> in line with the main objective of the standards as referred to in <u>that Annex. In setting their standards, Member</u>

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	existing farming systems, land use, crop rotation, farming practices, and farm structures.	specific characteristics of the areas concerned, including soil and climatic condition, existing farming systems, land use, crop rotation, farming practices, and farm structures, <u>thus ensuring that the land contributes to the specific objectives set out in points (d), (e) and (f) of Article 6(1).</u>	States shall take III, taking into account, where relevant, farm size, farm structures, the specific characteristics of the areas concerned, including soil and climatic condition, existing farming systems, land use, crop rotation, such as the share of forested areas, farming practices, and farm structures and the specificities of outermost regions.	<u>States shall take III, taking into account, where relevant,</u> the specific characteristics of the areas concerned, including soil and climatic condition, existing farming systems, land use <u>such as the share of forested areas,] crop rotation,</u> farming practices, <u>farm size</u> and farm structures <u>and the specificities of outermost regions.</u> [EP LS: There are extensive exceptional measures in the CMO (DAs and IAs), BUT they concern derogations from that Regulation]
Article 12(2), first subparagraph				
206	2. In respect of the main objectives laid down in Annex III Member States may prescribe standards additional to those laid down in that Annex against those main objectives. However, Member States shall not define minimum standards for main objectives other than the main objectives laid down in Annex III.	2. In <u>order to protect the commonality of the CAP and to ensure a level playing field, and</u> respect of the main objectives laid down in Annex III, Member States <u>shall not may</u> prescribe standards additional to those laid down in that Annex against those main objectives, <u>within the system of conditionality. In</u>	2. In respect of the main objectives laid down in Annex III Member States may prescribe set standards additional to those laid down in that Annex against those main objectives. However, Member States shall not define set minimum standards for main objectives other than the main objectives laid down in	2. In <u>order to protect the commonality of the CAP and to ensure a level playing field, and</u> respect of the main objectives laid down in Annex III Member States <u>[may][shall not] set may prescribe</u> standards additional to those laid down in that Annex against those main objectives. <u>[However][/, within the</u>

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		<u>addition</u> However , Member States shall not define minimum standards for main objectives other than the main objectives laid down in Annex III.	Annex III ¹ . 1. * Additional specification in recital 22: "The national standards may have different regional designs or be targeted to certain areas or farms when such adaptations are justified due to variations in the characteristics of the area or farms."	<u>system of conditionality. In addition,</u> l Member States shall not define set minimum standards for main objectives other than the main objectives laid down in Annex III.
Article 12(2), subparagraph 1a				
g	206a	<u>Member States shall provide the beneficiaries concerned, where appropriate by the use of electronic means, with the list of the requirements and standards to be applied at farm level, as well as clear and precise information thereon.</u>		EP AM withdrawn
Article 12(2a)				
g	206b	<u>2a. Farmers satisfying the requirements laid down in Regulation (EU) 2018/848 of the European Parliament and of the Council¹ on organic agriculture shall, in doing so, be deemed to comply with rule 8 on standards for good</u>		<u>Insert the following footnote in GAEC 8: "Farmers certified in accordance to Regulation (EU) No 2018/848 shall be deemed to comply with this GAEC standard."</u>

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		<p><u>agricultural and environmental condition of land (GAEC) as laid down in Annex III to this Regulation.</u></p> <p><u>I. Regulation (EU) 2018/848 of the European Parliament and of the Council of 30 May 2018 on organic production and labelling of organic products and repealing Council Regulation (EC) No 834/2007 (OJ L 150, 14.6.2018, p. 1).</u></p>		
Article 12(2b)				
g	206c	<p><u>2b. The outermost regions of the Union, defined pursuant to Article 349 TFEU, and the smaller Aegean islands as defined in Article 1(2) of Regulation (EU) No 229/2013, shall be exempt from the standards of good agricultural and environmental condition of lands requirements 1, 2, 8 and 9, as laid down in Annex III to this Regulation.</u></p>		EP AM deleted
Article 12(2c)				
y	206d	<p><u>2c. Farmers participating</u></p>		

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		<u><i>in voluntary schemes for climate and environment under Article 28 with equivalent agricultural practices to GAECs 1, 8, 9 or 10 are deemed to comply with corresponding standards for good agricultural and environmental condition of land (GAEC) as laid down in Annex III to this Regulation, provided that these schemes deliver higher level of benefit for the climate and environment in relation to GAECs 1, 8, 9 or 10. Such practices shall be assessed in accordance with Title V of this Regulation.</i></u>		
Article 12(3), first subparagraph				
207	3. Member States shall establish a system for providing the Farm Sustainability Tool for Nutrients referred to in Annex III, with the minimum content and functionalities defined therein, to beneficiaries, who shall use the Tool.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i> <i>Text Origin: Commission Proposal</i>

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<i>Article 12(3), second subparagraph</i>				
208	The Commission may support the Member States with the design of that Tool and with data storage and processing services requirements.	<i>deleted</i>	<i>deleted</i>	<i>deleted</i>
<i>Article 12(4)</i>				
209	4. The Commission is empowered to adopt delegated acts in accordance with Article 138 supplementing this Regulation with rules for good agricultural and environmental condition, including establishing the elements of the system of the ratio of permanent grassland, the year of reference and the rate of conversion under GAEC 1 as referred to in Annex III, the format and additional minimum elements and functionalities of the Farm Sustainability Tool for Nutrients.	4. The Commission is empowered to adopt delegated acts in accordance with Article 138 supplementing this Regulation with rules for good agricultural and environmental condition, including establishing the <u>in relation to further</u> elements of the system of the ratio of permanent grassland, the year of reference and the rate of conversion under GAEC 1 as referred to in Annex III; the format and additional minimum elements and functionalities of the Farm Sustainability Tool for Nutrients.	4. The Commission is empowered to adopt delegated acts in accordance with Article 138 supplementing this Regulation with rules to ensure a level-playing field as regards the calculation method, while allowing for the possibility to make adaptations to the ratio concerning GAEC standard 1 listed for good agricultural and environmental condition, including establishing the elements of the system of the ratio of permanent grassland, the year of reference and the rate of conversion under GAEC 1 as referred to in Annex III, the format and additional minimum elements and functionalities	

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			of the Farm Sustainability Tool for Nutrients.	
TITLE III, CHAPTER I, Section 3				
210	Section 3 Farm advisory services	Section 3 Farm advisory services		
Article 13				
211	Article 13 Farm advisory services	Article 13 Farm advisory services		
Article 13(1), first subparagraph				
212	1. Member States shall include in the CAP Strategic Plan a system providing services for advising farmers and other beneficiaries of CAP support on land management and farm management ('farm advisory services').	1. Member States shall include in the CAP Strategic Plan a system providing <u>quality and independent</u> services for advising farmers and other beneficiaries of CAP support on land management and farm management ('farm advisory services') <u>which, when appropriate, shall build upon any already existing systems at Member States level. Member States shall allocate an appropriate budget for the funding of those services and a brief description of those services</u>	1. Member States shall include in the CAP Strategic Plan a system providing public or private services for advising farmers and other beneficiaries of CAP support on land management and farm management ('farm advisory services'). Member States may make use of existing systems.	

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		<u><i>shall be included in the national CAP Strategic Plans.</i></u>		
Article 13(1), subparagraph 1a				
212a		<u><i>Member States shall allocate at least the minimum share of 30 % of allocation related to this Article to advisory services and technical assistance contributing to the objectives referred to in points (d), (e) and (f) of Article 6(1).</i></u>		
Article 13(2)				
213	2. The farm advisory services shall cover economic, environmental and social dimensions and deliver up to date technological and scientific information developed by research and innovation. They shall be integrated within the interrelated services of farm advisors, researchers, farmer organisations and other relevant stakeholders that form the Agricultural	2. The farm advisory services shall cover economic, environmental and social dimensions and deliver up to date technological and scientific information developed by research and innovation, <u><i>taking account of traditional farming practices and techniques.</i></u> They shall be integrated within the interrelated services of farm <u><i>advisory networks,</i></u> advisors,	2. The farm advisory services shall cover economic, environmental and social dimensions and deliver up to date technological and scientific information developed by research and innovation. They shall be integrated within the interrelated services of farm advisors, researchers, farmer organisations and other relevant stakeholders that form the Agricultural	

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	Knowledge and Innovation Systems (AKIS).	researchers, farmer organisations, <u>cooperatives</u> and other relevant stakeholders that form the Agricultural Knowledge and Innovation Systems (AKIS).	Knowledge and Innovation Systems (AKIS) AKIS.	
Article 13(3)				
214	3. Member States shall ensure that the farm advice given is impartial and that advisors have no conflict of interest.	3. Member States shall ensure that the farm advice given is impartial, <u>adapted to the whole range of means of production and farms</u> and that advisors have no conflict of interest.		
Article 13(3a)				
214a		<u>3a. Member States shall ensure that farm advisory services are equipped to provide advice on both production and the provision of public goods.</u>		
Article 13(4), introductory part				
215	4. The farm advisory services shall cover at least the following:	4. The farm advisory services <u>established by the Member State</u> shall cover at least the following:		

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Article 13(4), point(a)				
216	(a) all requirements, conditions and management commitments applying to farmers and other beneficiaries set in the CAP Strategic Plan, including requirements and standards under conditionality and conditions for support schemes as well as information on financial instruments and business plans established under the CAP Strategic Plan;	(a) all requirements, conditions and management commitments applying to farmers and other beneficiaries set in the CAP Strategic Plan, including requirements and standards under conditionality, <u>eco-schemes, environmental, climate and other management commitments under Article 65</u> and conditions for support schemes as well as information on financial instruments and business plans established under the CAP Strategic Plan;	(a) all requirements, conditions and management commitments applying to farmers and other beneficiaries set in the CAP Strategic Plan, including requirements and standards under conditionality and conditions for support schemes interventions as well as information on financial instruments and business plans established under the CAP Strategic Plan;	
Article 13(4), point(b)				
217	(b) the requirements as defined by Member States for implementing Directive 2000/60/EC, Directive 92/43/EEC, Directive 2009/147/EC, Directive 2008/50/EC, Directive (EU) 2016/2284, Regulation (EU) 2016/2031, Regulation (EU) 2016/429, Article 55 of Regulation (EC) No 1107/2009 of the European	(b) the requirements as defined by Member States for implementing Directive 2000/60/EC, Directive 92/43/EEC, Directive 2009/147/EC, Directive 2008/50/EC, Directive (EU) 2016/2284, Regulation (EU) 2016/2031, Regulation (EU) 2016/429, Article 55 of Regulation (EC) No 1107/2009 of the European	(b) the requirements as defined laid down by Member States for implementing Directive 2000/60/EC, Directive 92/43/EEC, Directive 2009/147/EC, Directive 2008/50/EC, Directive (EU) 2016/2284, Regulation (EU) 2016/2031, Regulation (EU) 2016/429, Article 55 of Regulation (EC) No	

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	<p>Parliament and of the Council¹ and Directive 2009/128/EC;</p> <p>1. Regulation (EC) No 1107/2009 of the European Parliament and of the Council of 21 October 2009 concerning the placing of plant protection products on the market and repealing Council Directives 79/117/EEC and 91/414/EEC (OJ L 309, 24.11.2009, p. 1).</p>	<p>Parliament and of the Council¹ and Directive 2009/128/EC;</p> <p>1. Regulation (EC) No 1107/2009 of the European Parliament and of the Council of 21 October 2009 concerning the placing of plant protection products on the market and repealing Council Directives 79/117/EEC and 91/414/EEC (OJ L 309, 24.11.2009, p. 1).</p>	<p>1107/2009 of the European Parliament and of the Council¹ and Directive 2009/128/EC;</p> <p>1. [1] Regulation (EC) No 1107/2009 of the European Parliament and of the Council of 21 October 2009 concerning the placing of plant protection products on the market and repealing Council Directives 79/117/EEC and 91/414/EEC (OJ L 309, 24.11.2009, p. 1).</p>	
Article 13(4), point(c)				
218	<p>(c) farm practices preventing the development of antimicrobial resistance as set out in the Communication "A European One Health Action Plan against Antimicrobial Resistance"¹;</p> <p>1. "A European One Health Action Plan against Antimicrobial Resistance (AMR)" (COM(2017) 339 final).</p>	<p>(c) farm practices preventing the development of antimicrobial resistance as set out in the Communication "A European One Health Action Plan against Antimicrobial Resistance"¹;</p> <p>1. "A European One Health Action Plan against Antimicrobial Resistance (AMR)" (COM(2017) 339 final).</p>	<p>(c) farm practices preventing the development of antimicrobial resistance as set out in the Communication "'A European One Health Action Plan against Antimicrobial Resistance"¹;</p> <p>1. [1] "'A European One Health Action Plan against Antimicrobial Resistance (AMR)'" (COM(2017) 339 final).</p>	
Article 13(4), point(d)				
219	<p>(d) risk management as referred to in Article 70;</p>	<p>(d) risk <i>management as referred to in Article 70</i> <i>prevention and</i></p>	<p>(d) risk management as referred to in Article 70;</p>	

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		<u>management</u> ;		
Article 13(4), point (e)				
220	(e) innovation support in particular for preparing and for implementing Operational Group projects of the European Innovation Partnership for agricultural productivity and sustainability as referred to in Article 114;	(e) innovation support in particular for preparing and for implementing Operational Group projects of the European Innovation Partnership for agricultural productivity and sustainability as referred to in Article 114;		
Article 13(4), point(f)				
221	(f) development of digital technologies in agriculture and rural areas as referred to in Article 102(b).	(f) development of digital technologies in agriculture and rural areas as referred to in Article 102(b).	(f) development of digital technologies in agriculture and rural areas as referred to in Article 102(b);	
Article 13(4), point (fa)				
221a			(fa) at the latest as from 2025 the use of the Farm Sustainability Tool for Nutrients to be developed by the Commission in cooperation with Member States. This tool shall be a digital application that provides a nutrient balance based on relevant	

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			<p>information of the farm, legal requirements on nutrients and available information from soil analyses. Alternatively, Member States may use another digital tool that fulfills the same purpose. The Commission may support Member States with data storage and processing services requirements.</p>	
Article 13(4), point (fa)				
221b		<p><u>(fa) techniques to optimise the economic performance of production systems, the improvement of competitiveness, market orientation, short supply chains and the promotion of entrepreneurship;</u></p>		
Article 13(4), point (fb)				
221c		<p><u>(fb) specific advice for farmers setting up for the first time;</u></p>		
Article 13(4), point (fc)				
221d				

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		<u>(fc) safety standards and psycho-social care in farming communities;</u>		
Article 13(4), point (fd)				
221e		<u>(fd) the sustainable management of nutrients, including use of the Farm Sustainability Tool for Nutrients;</u>		
Article 13(4), point (fe)				
221f		<u>(fe) improvement of agro ecological and agroforestry practices and techniques on both agricultural and forest lands;</u>		
Article 13(4), point (ff)				
221g		<u>(ff) concentration on producer organisations and other farmer groups;</u>		
Article 13(4), point (fg)				
221h		<u>(fg) assistance to farmers who wish to change production, in particular due to changes in consumer</u>		

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		<u><i>demand, with advice concerning the new skills and equipment required;</i></u>		
Article 13(4), point (fh)				
221i		<u><i>(fh) land mobility and succession planning services;</i></u>		
Article 13(4), point (fi)				
221j		<u><i>(fi) all agricultural practices which make it possible to reduce the use of fertilisers and plant protection products by promoting natural methods of soil fertility improvement and pest control;</i></u>		
Article 13(4), point (fj)				
221k		<u><i>(fj) improving resilience and adapting to climate change; and</i></u>		
Article 13(4), point (fk)				
221l		<u><i>(fk) improving animal welfare.</i></u>		

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Article 13(4a)				
221m		<p><u>4a. Without prejudice to national law and other relevant provisions of Union law, persons and entities in charge of advisory services shall not disclose to any person other than the advised farmer or beneficiary any personal or business information or data relating to the farmer or beneficiary in question, which has been acquired in the course of their advisory assignment, with the exception of infringements subject to mandatory reporting to public authorities under national or Union law.</u></p>		
Article 13(4b)				
221n		<p><u>4b. Member States shall also ensure by means of appropriate public procedure that advisors working within the farm advisory system are suitably qualified and regularly trained.</u></p>		
Article 28				

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314	Article 28 Schemes for the climate and the environment	Article 28 Schemes for the climate, and the environment <u>and animal welfare</u>		
Article 28(1), first subparagraph				
315	1. Member States shall provide support for voluntary schemes for the climate and the environment ('eco-schemes') under the conditions set out in this Article and as further specified in their CAP Strategic Plans.	1. Member States shall <u>establish and</u> provide support for voluntary schemes for the climate, <u>environment and animal welfare</u> and the environment ('eco-schemes') under the conditions set out in this Article and as further specified in their CAP Strategic Plans. <u>Eco-schemes in one area of action shall be consistent with the objectives in another area of action.</u>		
Article 28(1), subparagraph 1a				
315a		<u>Member States shall offer a broad variety of eco-schemes in order to ensure that farmers are able to participate and to reward different ambition levels. Member States shall arrange different schemes</u>		

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		<u>to provide co-benefits, promote synergies and emphasise an integrated approach. To facilitate coherence and effective rewarding Member States shall establish point or rating systems.</u>		
Article 28(2)				
316	2. Member States shall support under this type of intervention genuine farmers who make commitments to observe, on eligible hectares, agricultural practices beneficial for the climate and the environment.	2. Member States shall support under this type of intervention <u>active farmers or groups of</u> genuine farmers who make commitments to observe, on eligible hectares <u>preserve and deliver beneficial practices and convert to</u> , agricultural practices beneficial <u>and techniques and certified schemes that make a stronger contribution</u> for the climate, <u>the environment and animal welfare, which are established in accordance with Article 28a and included in the lists referred to in Article 28b and are tailored to address specific national or regional needs</u> and the environment.	2. Member States shall support under this type of intervention genuine Article farmers or groups of farmers who make commitments to observe, on eligible hectares, agricultural practices beneficial for the climate and the environment. If Member States decide to apply point (b) of paragraph 6 of this Article, commitments may be made either on eligible hectares or livestock units.	

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Article 28(3)				
317	3. Member States shall establish the list of agricultural practices beneficial for the climate and the environment.	3. Member States shall establish the list of agricultural practices beneficial for the climate and the environment. <u>Support for eco-schemes shall take the form of an annual payment per eligible hectare and/or a per holding payment, and it shall be granted as incentive payments going beyond compensation of additional costs incurred and income foregone, which may consist of a lump sum. The level of payments shall vary according to the ambition level of each eco schemes, based on non-discriminatory criteria.</u>	3. Member States shall establish the list of agricultural practices beneficial for the climate and the environment. Those practices shall be designed to meet one or more of the specific environmental- and climate-related objectives laid down in points (d), (e) and (f) of Article 6, and may also contribute to objectives (h) and (i) of the same Article.	
Article 28(4)				
318	4. Those practices shall be designed to meet one or more of the specific environmental- and climate-related objectives laid down in points (d), (e) and (f) of Article 6(1).	4. Those practices shall be designed to meet one or more of the specific environmental- and climate-related objectives laid down in points (d), (e) and (f) of Article 6(1).	<i>deleted</i>	
Article 28(5), introductory part				

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319	5. Under this type of interventions, Member States shall only provide payments covering commitments which:	5. Under this type of interventions, Member States shall only provide payments covering commitments which:	5. Under this type of interventions Article , Member States shall only provide payments covering commitments which:	
Article 28(5), point(a)				
320	(a) go beyond the relevant statutory management requirements and standards of good agricultural and environmental condition established under Section 2 of Chapter I of this Title;	(a) go beyond the relevant statutory management requirements and standards of good agricultural and environmental condition established under Section 2 of Chapter I of this Title;	(a) go beyond the relevant statutory management requirements and standards of good agricultural and environmental condition GAEC standards established under Section 2 of Chapter I of this Title;	
Article 28(5), point(b)				
321	(b) go beyond the minimum requirements for the use of fertilisers and plant protection products, animal welfare, as well as other mandatory requirements established by national and Union law;	(b) go beyond the minimum requirements for the use of fertilisers and plant protection products, animal welfare, as well as other mandatory requirements established by national and Union law;	(b) go beyond the relevant minimum requirements for the use of fertilisers fertiliser and plant protection products, animal welfare, as well as other relevant mandatory requirements established by national and Union law;	
Article 28(5), point (c)				
322	(c) go beyond the conditions			

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	established for the maintenance of the agricultural area in accordance with point (a) of Article 4(1);	<i>deleted</i>		
<i>Article 28(5), point (d)</i>				
323	(d) are different from commitments in respect of which payments are granted under Article 65.	<i>deleted</i>		
<i>Article 28(6), introductory part</i>				
324	6. Support for eco-schemes shall take the form of an annual payment per eligible hectare and it shall be granted as either:	6. Support for eco-schemes shall take the form of an annual payment per eligible hectare and it shall be granted as either:	6. Support for eco-schemes particular eco-scheme shall take the form of an annual payment for all eligible hectares or for the per eligible hectare and hectares covered by the eco-schemes. Payments shall be granted as either:	
<i>Article 28(6), point(a)</i>				
325	(a) payments additional to the basic income support as set out in Subsection 2 of this Section; or	(a) payments additional to the basic income support as set out in Subsection 2 of this Section; or	(a) payments additional to the basic income support as set out in Subsection 2 of this Section ¹ ; or 1. * To be considered for a	

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			recital: "incentivising and remunerating the provision of ecosystem services through agricultural practices beneficial to the environment and climate".	
Article 28(6), point(b)				
326	(b) payments compensating beneficiaries for all or part of the additional costs incurred and income foregone as a result of the commitments as set pursuant to Article 65.	(b) payments compensating beneficiaries for all or part of the additional costs incurred and income foregone as a result of the commitments as set pursuant to Article 65.	(b) payments compensating beneficiaries farmers or groups of farmers for all or part of the additional costs incurred and income foregone as a result of the commitments as set pursuant to made, which shall be calculated in accordance with Article 6576.	
Article 28(6), second subparagraph				
326a			Payments granted in accordance with point (b) of this paragraph may also take the form of an annual payment for the livestock units covered by the eco-schemes and may cover transaction costs.	
Article 28(7)				
327	7. Member States shall ensure that interventions	7. Member States shall ensure that interventions	<i>deleted</i>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	under this Article are consistent with those granted under Article 65.	under this Article are consistent with those granted under Article 65.		
<i>Article 28(8)</i>				
328	8. The Commission is empowered to adopt delegated acts in accordance with Article 138 supplementing this Regulation with further rules on the eco-schemes.	8. The Commission is empowered to adopt delegated acts in accordance with Article 138 supplementing this Regulation with further rules on the eco-schemes.	deleted	
<i>Article 28b(1)</i>				
328n		<u>1. The agricultural practices covered by this type of intervention shall contribute to the achievement of one or more of the specific objectives set out in points (d), (e), (f) and (i) of Article 6(1), while maintaining and enhancing the economic performance of farmers in accordance with the specific objectives set out in points (a) and (b) of Article 6(1).</u>		
<i>Article 28b(2), introductory part</i>				
328o				

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		<u><i>2. The agricultural practices referred to in paragraph 1 of this Article shall cover at least two of the following areas of actions for the climate and the environment:</i></u>		
Article 28b(2), point (a)				
328p		<u><i>(a) actions on climate change including reduction of greenhouse gas emissions from agriculture as well as maintenance and/or enhancement of carbon sequestration;</i></u>		
Article 28b(2), point (b)				
328q		<u><i>(b) actions to reduce emissions other than Greenhouse Gases;</i></u>		
Article 28b(2), point (c)				
328r		<u><i>(c) protection or improvement of water quality in agricultural areas and reduction of pressure on water resources;</i></u>		
Article 28b(2), point (d)				

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328s		<u><i>(d) action to reduce soil erosion, improvement of soil fertility and improvement of nutrient management as well as maintaining and re-establishing soil biota;</i></u>		
Article 28b(2), point (e)				
328t		<u><i>(e) protection of biodiversity, conservation or restoration of habitats and species, pollinator protection and management of landscape features, including establishment of new landscape features;</i></u>		
Article 28b(2), point (f)				
328u		<u><i>(f) actions for a sustainable and reduced use of pesticides, particularly pesticides that present a risk to human health or biodiversity;</i></u>		
Article 28b(2), point (g)				
328v		<u><i>(g) allocation of areas to non-productive features or</i></u>		

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		<u><i>to zones where no pesticides and fertilisers are used;</i></u>		
Article 28b(2), point (h)				
328w		<u><i>(h) actions to enhance animal welfare and address antimicrobial resistance;</i></u>		
Article 28b(2), point (i)				
328x		<u><i>(i) actions to reduce inputs and improve sustainable management of natural resources, such as precision farming;</i></u>		
Article 28b(2), point (j)				
328y		<u><i>(j) actions to improve animal and plant diversity for stronger resistance to disease and in climate change.</i></u>		
Article 28b(3), introductory part				
328z		<u><i>3. The agricultural practices referred to in paragraph 1 of this Article shall:</i></u>		

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Article 28b(3), point (a)				
328aa		<u>(a) go beyond the relevant statutory management requirements and standards of good agricultural and environmental condition established under Section 2 of Chapter I of this Title;</u>		
Article 28b(3), point (b)				
328ab		<u>(b) go beyond the minimum requirements for animal welfare and the use of fertilisers and plant protection products as well as other mandatory requirements established by Union law;</u>		
Article 28b(3), point (c)				
328ac		<u>(c) go beyond the conditions established for the maintenance of the agricultural area in accordance with point (a) of Article 4(1);</u>		
Article 28b(3), point (d)				
328ad		<u>(d) be different from, or</u>		

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		<u>complementary to, commitments in respect of which payments are granted under Article 65.</u>		
Article 28b(4)				
328ae		<u>4. The Commission shall, by ... [two months after the date of entry into force of this Regulation], adopt delegated acts in accordance with Article 138, supplementing this Regulation by establishing an indicative and non-exhaustive list of examples of types of practices complying with paragraphs 1, 2 and 3 of this Article.</u>		
Article 28c				
328af		<u>Article 28c National lists of practices eligible for schemes for the climate, environment and animal welfare</u>		
Article 28c, first paragraph				
328ag		<u>Member States shall establish, in cooperation</u>		

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		<u><i>with national, regional and local stakeholders, the national lists of practices eligible for the schemes for the climate, environment and animal welfare referred to in Article 28, with the possibility to draw from the examples in the indicative and non-exhaustive list referred to Article 28b or establishing further practices that comply with the conditions in Article 28b, and taking into account their specific national or regional needs in accordance with Article 96.</i></u>		
Article 28c, second paragraph				
328ah		<u><i>The national lists shall consist of multiple types of measures other than those covered under Article 65, or of measures of the same nature but with a different level of ambition in accordance with Article 28.</i></u>		
Article 28c, third paragraph				
328ai		<u><i>Member States shall, at</i></u>		

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		<u><i>least, include in those lists eco-schemes to set up the use of a farm tool for the sustainable management of nutrients, and, where applicable, appropriate maintenance of wetland and peatland.</i></u>		
Article 28c, fourth paragraph				
328aj		<u><i>Areas designated pursuant to Directives 92/43/EEC or 2009/147/EC where equivalent actions are being carried out shall automatically be regarded as eligible for the scheme.</i></u>		
Article 28c, fifth paragraph				
328ak		<u><i>The national lists shall be approved by the Commission in accordance with the procedure set out in Articles 106 and 107.</i></u>		
Article 28c, sixth paragraph				
328al		<u><i>The Commission shall provide the necessary guidance to the Member States when devising the</i></u>		

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		<u><i>national lists, in coordination with the European and national Common Agricultural Policy Networks provided for in Article 113, to facilitate the exchange of best practices and to improve the knowledge base and find solutions.</i></u>		
Article 28c, seventh paragraph				
328am		<u><i>When assessing the national lists, the Commission shall in particular take into account the design, the likely effectiveness, uptake, existence of alternatives and contribution of the schemes to the specific objectives referred to in Article 28a.</i></u>		
Article 28c, eighth paragraph				
328an		<u><i>The Commission shall assess the national lists every two years. The assessments shall be made publicly available and, in the event of inadequacy or negative assessments, the Member States shall</i></u>		

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		<i><u>propose amended national lists and schemes in accordance with the procedure set out in Articles 106 and 107.</u></i>		