Draft

Regulation of the European Parliament and of the Council establishing the Neighbourhood, Development and International Cooperation Instrument (NDICI)*

RECITALS and ARTICLES

Version 24/02/2021

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate		
1.	Proposal for a	Position of the	Proposal for a	REGULATION OF THE	Provisionally closed
	REGULATION OF THE	European Parliament	REGULATION OF THE	EUROPEAN	pending agreement on
	EUROPEAN	adopted at first reading	EUROPEAN	PARLIAMENT AND	the name
	PARLIAMENT AND	on 27 March 2019 with	PARLIAMENT AND	OF THE COUNCIL	
	OF THE COUNCIL	a view to the adoption	OF THE COUNCIL	establishing the	EP proposal:
	establishing the	of Proposal for a	establishing the	Neighbourhood,	REGULATION OF
	Neighbourhood,	Regulation (EU)/	Neighbourhood,	Development and	THE EUROPEAN
	Development and	of the European	Development and		PARLIAMENT AND

The proposed Regulation is part of the package of proposals linked to the MFF 2021-2027 and therefore dependent on the outcome of the horizontal negotiations. Pending these, the reference amounts in Article 6 are put within square brackets. Other provisions of the draft NDICI Regulation appear in square brackets due to their inclusion in the draft Negotiating Box set out in ST 10010/19. All provisions which appear between square brackets are excluded from the Council negotiating mandate at this stage. Moreover, other provisions, on which the discussions are ongoing have been deleted, as they don not form part of the Council partial negotiating mandate. Provisions related to the participation of non-EU countries have not been amended due to the horizontal nature of such provisions.

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	International Cooperation Instrument	Parliament and of the Council establishing the Neighbourhood, Development and International Cooperation Instrument	International Cooperation Instrument	International Cooperation Instrument	OF THE COUNCIL establishing Global Europe - the Neighbourhood, Development and International Cooperation Instrument
2.	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	Provisionally closed
3.	Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 209, 212 and 322(1) thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 209, 212 and 322(1) thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 209, 212 and 322(1) thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 209, 212 and 322(1) thereof,	Provisionally closed
4.	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Provisionally closed
5.	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	Provisionally closed
6.	Having regard to the opinion of the European	Having regard to the opinion of the European Economic and Social Committee ¹ , Court of Auditors ³ ,	Having regard to the opinion of the European Economic and Social Committee ¹ ,	Having regard to the opinion of the European Economic and Social Committee ¹ ,	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Economic and Social Committee ¹ ,				
7.	Having regard to the opinion of the Committee of the Regions ² ,	Having regard to the opinion of the Committee of the Regions ² , European Economic and Social Committee ¹ ,	Having regard to the opinion of the Committee of the Regions ² ,	Having regard to the opinion of the Committee of the Regions ² ,	Provisionally closed
8.	Having regard to the opinion of the Court of Auditors ³ ,	Having regard to the opinion of the Court of Auditors ³ , Committee of the Regions ² ,	Having regard to the opinion of the Court of Auditors ³ ,	Having regard to the opinion of the Court of Auditors ³ ,	Provisionally closed
9.	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure ⁴ ,	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	Provisionally closed
10.	Whereas:	Whereas:	Whereas:	Whereas:	Provisionally closed
11.	(1) The general objective of the Programme "Neighbourhood, Development and International Cooperation	(1) The general objective of the Programme "Neighbourhood, Development and International Cooperation	(1) The general objective of the Programme "Neighbourhood, Development and International	(1) The general objective of the Programme "Neighbourhood, Development and International	Provisionally closed on 11 June 2020 To be aligned with final name in line 1
	Instrument" (the 'Instrument') should be to uphold and promote	Instrument" (the 'Instrument') should be to uphold and promote	Cooperation Instrument" (the 'Instrument') should be to uphold and promote	Cooperation Instrument" (the 'Instrument') should be to uphold and promote	EP proposal: Global Europe

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OJ C 110, 22.3.2019, p. 163. OJ C 86, 7.3.2019, p. 295. OJ C 45, 4.2.2019, p. 1. Position of the European Parliament of 27 March 2019

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	the Union's values and interests worldwide in order to pursue the objectives and principles of the Union's external action, as laid down in Article 3(5), Articles 8 and 21 of the Treaty on European Union.	provide the financial framework to support the upholding and promotion of the Union's values, and principles and fundamental interests worldwide in order to pursue accordance with the objectives and principles of the Union's external action, as laid down in Article 3(5), Articles 8 and 21 of the Treaty on European Union (TEU).	the Union's values and interests worldwide in order to pursue the objectives and principles of the Union's external action, as laid down in Article 3(5), Articles 8 and 21 of the Treaty on European Union.	the Union's values, and principles and fundamental interests worldwide in order to pursue the objectives and principles of the Union's external action, as laid down in Article 3(5), Articles 8 and 21 of the Treaty on European Union.	
12.	(2) In accordance with Article 21 of the Treaty on European Union, the Union shall pursue consistency between the different areas of its external action and between these and its other policies, as well as it shall work for a high degree of cooperation in all fields of international relations. The wide array of actions enabled by this Regulation should	(2) In accordance with Article 21 of the Treaty on European Union TEU, the Union shall pursue consistency between the different areas of its external action and between these and its other policies, as well as it shall work for a high degree of cooperation in all fields of international relations. The wide array of actions enabled by this	(2) In accordance with Article 21 of the Treaty on European Union, the Union shall pursue consistency between the different areas of its external action and between these and its other policies, as well as it shall work for a high degree of cooperation in all fields of international relations. The wide array of actions enabled by this Regulation should	(2) In accordance with Article 21 of the Treaty on European Union, the Union shall pursue consistency between the different areas of its external action and between these and its other policies, as well as it shall work for a high degree of cooperation in all fields of international relations. The wide array of actions enabled by this Regulation should	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	contribute to the objectives set out in that Article of the Treaty.	Regulation should contribute to the objectives set out in that Article of the Treaty <i>TEU</i> .	contribute to the objectives set out in that Article of the Treaty.	contribute to the objectives set out in that Article of the Treaty.	
12. bis		(2a) In accordance with Article 21 TEU, the application of this Regulation is to be guided by the principles of the Union's external action, namely democracy, the rule of law, the universality and indivisibility of human rights and fundamental freedoms, respect for human dignity, equality and solidarity, and respect for the principles of the United Nations Charter and international law. This Regulation is intended to contribute to achieving the objectives of the Union's external action, including the Union's policies relating to human rights and the objectives outlined in the		(2a) Union action should promote respect for and be rooted in international human rights law, including the Universal Declaration on Human Rights, and in international humanitarian law and should be guided by the universality and indivisibility of human rights.	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		EII Canada a i a	manaate		
		EU Strategic			
		Framework and Action			
		Plan on Human Rights			
		and Democracy. Union			
		action should favour adherence to the			
		Universal Declaration			
13.	(3) In accordance with	on Human Rights. (3) In accordance with	(3) In accordance with	(3) In accordance with	Provisionally closed on
15.	Article 8 of the Treaty on	Article 8 of the Treaty on	Article 8 of the Treaty on	Article 8 of the Treaty on	11 June 2020
	European Union, the	European Union TEU,	European Union, the	European Union, the	11 June 2020
	Union shall develop a	the Union shall develop a	Union shall develop a	Union shall develop a	
	special relationship with	special relationship with	special relationship with	special relationship with	
	neighbouring countries,	neighbouring countries,	neighbouring countries,	neighbouring countries,	
	aiming to establish an	aiming to establish an	aiming to establish an	aiming to establish an	
	area of prosperity and	area of prosperity and	area of prosperity and	area of prosperity and	
	good neighbourliness,	good neighbourliness,	good neighbourliness,	good neighbourliness,	
	founded on the values of	founded on the values of	founded on the values of	founded on the values of	
	the Union and	the Union and	the Union and	the Union and	
	characterised by close	characterised by close	characterised by close	characterised by close	
	and peaceful relations	and peaceful relations	and peaceful relations	and peaceful relations	
	based on cooperation.	based on cooperation.	based on cooperation.	based on cooperation.	
	This Regulation should	This Regulation should	This Regulation should	This Regulation should	
	contribute to such	contribute to such	contribute to such	contribute to such	
	objective.	objective.	objective.	objective.	
13. bis	33,000,01	(3a) In accordance with		33,000,01	Provisionally closed on
		Article 167 of the Treaty			11 June 2020
		on the Functioning of			3 2 2 2
		the European Union			
		(TFEU), The Union and			
		the Member States			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		should foster cooperation with third countries and the competent international organisations in the sphere of culture. This Regulation should contribute to the objectives set out in that Article.	munute		
14.	(4) The primary objective of Union's development cooperation policy, as laid down in Article 208 of the Treaty on the Functioning of the European Union is the reduction and, in the long term, the eradication of poverty. The Union's development cooperation policy also contributes to the objectives of the Union's external action, in particular to foster the sustainable economic, social and environmental development of developing countries, with the primary aim of eradicating poverty, as	(4) The primary objective of Union's development cooperation policy, as laid down in Article 208 of the Treaty on the Functioning of the European Union TFEU is the reduction and, in the long term, the eradication of poverty. The Union's development cooperation policy also contributes to the objectives of the Union's external action, in particular to foster the sustainable economic, social and environmental development of developing countries, with the primary aim of	(4) The primary objective of Union's development cooperation policy, as laid down in Article 208 of the Treaty on the Functioning of the European Union is the reduction and, in the long term, the eradication of poverty. The Union's development cooperation policy also contributes to the objectives of the Union's external action, in particular to foster the sustainable economic, social and environmental development of developing countries, with the primary aim of eradicating poverty, as	(4) The primary objective of Union's development cooperation policy, as laid down in Article 208 of the Treaty on the Functioning of the European Union is the reduction and, in the long term, the eradication of poverty. The Union's development cooperation policy also contributes to the objectives of the Union's external action, in particular to foster the sustainable economic, social and environmental development of developing countries, with the primary aim of eradicating poverty, as	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	set out in Article 21(2)(d) of the Treaty on European Union.	eradicating poverty, as set out in Article 21(2)(d) of the Treaty on European Union TEU, and to preserve lasting peace, prevent conflicts and strengthen international security, as set out in point (c) of Article 21(2) TEU.	set out in Article 21(2)(d) of the Treaty on European Union.	set out in Article 21(2)(d) of the Treaty on European Union .	
15.	(5) The Union shall ensure policy coherence for development as required by Article 208 of the Treaty on the Functioning of the European Union. The Union should take account of the objectives of development cooperation in the policies that are likely to affect developing countries, which will be a crucial element of the strategy to achieve the Sustainable Development Goals defined in the 2030 Agenda for	(5) The Union shall ensure policy coherence for development as required by Article 208 of the Treaty on the Functioning of the European Union TFEU. The Union should take account of the objectives of development cooperation in the policies that are likely to affect developing countries, which will be a crucial element of the strategy to achieve the Sustainable Development Goals defined in the 2030 Agenda for	(5) The Union shall ensure policy coherence for development as required by Article 208 of the Treaty on the Functioning of the European Union. The Union should take account of the objectives of development cooperation in the policies that are likely to affect developing countries, which will be a crucial element of the strategy to achieve the Sustainable Development Goals defined in the 2030 Agenda for	(5) The Union shall ensure policy coherence for development as required by Article 208 of the Treaty on the Functioning of the European Union. The Union should take account of the objectives of development cooperation in the policies that are likely to affect developing countries, which will be a crucial element of the strategy to achieve the Sustainable Development Goals defined in the 2030 Agenda for	Provisionally closed on 11 June 2020
	Sustainable Development ('2030 Agenda') adopted	Sustainable Development ('2030 Agenda') adopted	Sustainable Development ('2030 Agenda') adopted	Sustainable Development ('2030 Agenda') adopted	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	by the United Nations in September 2015 ⁵ . Ensuring policy coherence for sustainable development, as embedded in the 2030 Agenda, requires taking into account the impact of all policies on sustainable development at all levels — nationally, within the Union, in other countries and at global level.	by the United Nations in September 2015 ⁵ . Ensuring policy coherence for sustainable development, as embedded in the 2030 Agenda, requires taking into account the impact of all policies on sustainable development at all levels — nationally, within the Union, in other countries and at global level. Union and Member States development cooperation policies should complement and reinforce each other.	by the United Nations in September 2015 ⁵ . Ensuring policy coherence for sustainable development, as embedded in the 2030 Agenda, requires taking into account the impact of all policies on sustainable development at all levels nationally, within the Union, in other countries and at global level.	by the United Nations in September 2015 ⁵ . Ensuring policy coherence for sustainable development, as embedded in the 2030 Agenda, requires taking into account the impact of all policies on sustainable development at all levels nationally, within the Union, in other countries and at global level.	
15. bis				(5 bis) This Regulation should contribute to preserving lasting peace, preventing conflicts and strengthening international security, as set out in point (c) of Article 21(2) TEU.	Provisionally closed on 11 June 2020

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[&]quot;Transforming our world: the 2030 Agenda for Sustainable Development", adopted at the United Nations Sustainable Development Summit on 25 September 2015 (A/RES/70/1).

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate		
16.	(6) This Instrument	(6) This Instrument	(6) This Instrument	(6) This Instrument	Provisionally closed on
	provides for actions in	11 June 2020			
	support of those	support of those	support of those	support of those	
	objectives and of the				
	external action policies	external action policies	external action policies	external action policies	
	and builds on the actions				
	previously supported	previously supported	previously supported	previously supported	
	under Regulation (EU)	under Regulation (EU)	under Regulation (EU)	under Regulation (EU)	
	No 233/2014 ⁶ ; the 11th				
	European Development	European Development	European Development	European Development	
	Fund (EDF)'s Internal	Fund (EDF)'s Internal	Fund (EDF)'s Internal	Fund (EDF)'s Internal	
	Agreement ⁷ and	Agreement ⁷ and	Agreement ⁷ and	Agreement ⁷ and	
	Implementing	Implementing	Implementing	Implementing	
	Regulation ⁸ ; Regulation				
	(EU) No 232/2014 ⁹ ;				
	Regulation (EU) No	Regulation (EU) No	Regulation (EU) No	Regulation (EU) No	
	230/2014 ¹⁰ ; Regulation				

Regulation (EU) No 233/2014 of the European Parliament and of the Council of 11 March 2014 establishing a financing instrument for development cooperation for the period 2014-2020 (OJ L 77, 15.3.2014, p. 44.)

Internal agreement between the Representatives of the Governments of the Member States of the European Union, meeting within the Council, on the financing of European Union aid under the multiannual financial framework for the period 2014 to 2020, in accordance with the ACP-EU Partnership Agreement, and on the allocation of financial assistance for the Overseas Countries and Territories to which Part Four of the Treaty on the Functioning of the European Union applies (OJ L210/1, 6.8.2013).

⁸ Council Regulation (EU) 2015/322 of 2 March 2015 on the implementation of the 11th European Development Fund (OJ L 58/1, 3.3.2015).

Regulation (EU) No 232/2014 of the European Parliament and of the Council of 11 March 2014 establishing a European Neighbourhood Instrument (OJ L 77, 15.3.2014, p. 27.)

Regulation (EU) No 230/2014 of the European Parliament and of the Council of 11 March 2014 establishing an instrument contributing to stability and peace (OJ L 77, 15.3.2014, p. 1.)

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	(EU) No 235/2014 ¹¹ ;	(EU) No 235/2014 ¹¹ ;	(EU) No 235/2014 ¹¹ ;	(EU) No 235/2014 ¹¹ ;	
	Regulation (EU)	Regulation (EU) No	Regulation (EU)	Regulation (EU) No	
	No 234/2014 ¹² ;	234/2014 ¹² ; Regulation	No 234/2014 ¹² ;	234/2014 ¹² ; Regulation	
	Regulation (Euratom)	(Euratom) No	Regulation (Euratom)	(Euratom) No	
	No 237/2014 ¹³ ;	237/2014 ¹³ ; Regulation	No 237/2014 ¹³ ;	237/2014 ¹³ ; Regulation	
	Regulation (EU)	(EU) No 236/2014 ¹⁴ ;	Regulation (EU)	(EU) No 236/2014 ¹⁴ ;	
	No 236/2014 ¹⁴ ; Decision	Decision No	No 236/2014 ¹⁴ ; Decision	Decision No	
	No 466/2014/EU;	466/2014/EU;	No 466/2014/EU;	466/2014/EU;	
	Regulation (EC,	Regulation (EC,	Regulation (EC,	Regulation (EC,	
	Euratom) No 480/2009 ¹⁵	Euratom) No 480/2009 ¹⁵	Euratom) No 480/2009 ¹⁵	Euratom) No 480/2009 ¹⁵	
	and Regulation (EU)	and Regulation (EU)	and Regulation (EU)	and Regulation (EU)	
	2017/1601 ¹⁶ .	2017/1601 ¹⁶ .	2017/1601 ¹⁶ .	2017/1601 ¹⁶ .	
17.	(7) The global context	(7) The global context	(7) The global context	(7) The global context	Provisionally closed on
	for action is the pursuit	for action is the pursuit	for action is the pursuit	for action is the pursuit	11 June 2020
	of a rules-based global	of a rules based rules-	of a rules-based global	of a rules- and values-	
	order, with	and values-based global	order, with	based global order, with	

Regulation (EU) No 235/2014 of the European Parliament and of the Council of 11 March 2014 establishing a financing instrument for democracy and human rights worldwide (OJ L 77, 15.3.2014, p. 85.)

Regulation (EU) No 234/2014 of the European Parliament and of the Council of 11 March 2014 establishing a Partnership Instrument for cooperation with third countries (OJ L 77, 15.3.2014, p. 77.)

Council Regulation (Euratom) No 237/2014 of 13 December 2013 establishing an Instrument for Nuclear Safety Cooperation (OJ L 77, 15.3.2014, p. 109)

Regulation (EU) 236/2014 of the European Parliament and of the Council laying down common rules and procedures for the implementation of the Union's instruments for financing external action (OJ L 77, 15.3.2014, p. 95)

Council Regulation (EC, Euratom) No 480/2009 of 25 May 2009 establishing a Guarantee Fund for external actions (OJ L 145, 10.6.2009, p. 10)

Regulation (EU) 2017/1601 of the European Parliament and of the Council of 26 September 2017 establishing the European Fund for Sustainable Development (EFSD), the EFSD Guarantee and the EFSD Guarantee Fund.

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			mandate		
	multilateralism as its key	order, with	multilateralism as its key	multilateralism as its key	
	principle and the United	multilateralism as its key	principle and the United	principle and the United	
	Nations at its core. The	principle and the United	Nations at its core. The	Nations at its core. The	
	2030 Agenda, together	Nations at its core. The	2030 Agenda, together	2030 Agenda, together	
	with the Paris Agreement	2030 Agenda, together	with the Paris Agreement	with the Paris Agreement	
	on Climate Change ¹⁷ and	with the Paris Agreement	on Climate Change ¹⁷ and	on Climate Change ¹⁷ and	
	the Addis Ababa Action	on Climate Change ¹⁷	the Addis Ababa Action	the Addis Ababa Action	
	Agenda ¹⁸ is the	('the Paris Agreement')	Agenda ¹⁸ is the	Agenda ¹⁸ is the	
	international	and the Addis Ababa	international	international	
	community's response to	Action Agenda ¹⁸ is the	community's response to	community's response to	
	global challenges and	international	global challenges and	global challenges and	
	trends in relation to	community's response to	trends in relation to	trends in relation to	
	sustainable development.	global challenges and	sustainable development.	sustainable development.	
	With the Sustainable	trends in relation to	With the Sustainable	With the Sustainable	
	Development Goals at its	sustainable development.	Development Goals at its	Development Goals at its	
	core, the 2030 Agenda is	With the Sustainable	core, the 2030 Agenda is	core, the 2030 Agenda is	
	a transformative	Development Goals at its	a transformative	a transformative	
	framework to eradicate	core, the 2030 Agenda is	framework to eradicate	framework to eradicate	
	poverty and achieve	a transformative	poverty and achieve	poverty and achieve	
	sustainable development	framework to eradicate	sustainable development	sustainable development	
	globally. It is universal in	poverty, and achieve	globally. It is universal in	globally. It is universal in	
	scope, providing a	sustainable development	scope, providing a	scope, providing a	
	comprehensive shared	globally <i>and promote</i>	comprehensive shared	comprehensive shared	
	framework for action that	peaceful, just and	framework for action that	framework for action that	
	applies to the Union, to	inclusive societies, while	applies to the Union, to	applies to the Union, to	
	its Member States and to	tackling climate change	its Member States and to	its Member States and to	

Signed in New York on 22 April 2016.

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[&]quot;Addis Ababa Action Agenda of the Third International Conference on Financing for Development", adopted on 16 June 2015 and endorsed by the United Nations General Assembly on 27 July 2015 (A/RES/69/313).

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	its partners. It balances	and working to preserve	its partners. It balances	its partners. It balances	
	the economic, social and	oceans and forests. It is	the economic, social and	the economic, social and	
	environmental	universal in scope,	environmental	environmental	
	dimensions of	providing a	dimensions of	dimensions of	
	sustainable development,	comprehensive shared	sustainable development,	sustainable development,	
	recognising the essential	framework for action that	recognising the essential	recognising the essential	
	interlinkages between its	applies to the Union, to	interlinkages between its	interlinkages between its	
	goals and targets. The	its Member States and to	goals and targets. The	goals and targets. The	
	2030 Agenda aims to	its partners. It balances	2030 Agenda aims to	2030 Agenda aims to	
	leave no one behind. The	the economic, social,	leave no one behind. The	leave no one behind <i>and</i>	
	implementation of the	cultural, educational	implementation of the	seeks to reach the	
	2030 Agenda will be	and environmental	2030 Agenda will be	furthest behind first. The	
	closely coordinated with	dimensions of	closely coordinated with	implementation of the	
	the Union's other relevant	sustainable development,	the Union's other	2030 Agenda will be	
	international	recognising the essential	relevant international	closely coordinated with	
	commitments. Actions	interlinkages between its	commitments. Actions	the Union's other	
	undertaken by this	goals and targets. The	undertaken by this	relevant international	
	Regulation should pay	2030 Agenda aims to	Regulation should pay	commitments. Actions	
	particular attention to	leave no one behind and	particular attention to	undertaken by this	
	interlinkages between	seeks to reach the	interlinkages between	Regulation should <i>be</i>	
	Sustainable Development	furthest behind first. The	Sustainable Development	guided by the principles	
	Goals and to integrated	implementation of the	Goals and to integrated	and objectives set out in	
	actions that can create	2030 Agenda will be	actions that can create	the 2030 Agenda, the	
	co-benefits and meet	closely coordinated with	co-benefits and meet	Paris Agreement and the	
	multiple objectives in a	the Union's other	multiple objectives in a	Addis Ababa Action	
	coherent way.	relevant international	coherent way.	Agenda and should	
		commitments. Actions		contribute to achieving	
		undertaken by this		the Sustainable	
		Regulation should pay <i>be</i>		Development Goals.	
		guided by the principles		P articular attention	
		and objectives set out in		should be paid to	

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		the 2030 Agenda, the Paris Agreement and the Addis Ababa Action Agenda and should contribute to achieving the Sustainable Development Goals, paying particular attention to interlinkages between Sustainable Development Goals them and to integrated actions that can create co- benefits and meet multiple objectives in a coherent way without undermining other	manaare	interlinkages between Sustainable Development Goals and to integrated actions that can create co-benefits and meet multiple objectives in a coherent way without undermining other objectives.	
18.	(8) The implementation of this Regulation should be guided by the five priorities established in the Global Strategy for the European Union's Foreign and Security Policy (the 'Global Strategy') ¹⁹ , presented on	objectives. (8) The implementation application of this Regulation should be guided by based on the five priorities established in the Global Strategy for the European Union's Foreign and Security Policy (the 'Global	(8) The implementation of this Regulation should be guided by the five priorities established in the Global Strategy for the European Union's Foreign and Security Policy (the 'Global Strategy') ¹⁹ , presented on	(8) The implementation of this Regulation should be guided by the five priorities established in the Global Strategy for the European Union's Foreign and Security Policy (the 'Global Strategy') <i>endorsed by</i>	Provisionally closed

[&]quot;Shared Vision, Common Action: A Stronger Europe. A global Strategy for the European Union's Foreign and Security Policy", June 2016.

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	19 June 2016, which	Strategy') ¹⁹ , presented on	19 June 2016 <i>and</i>	the Council in its	
	represents the Union's	19 June 2016, which	endorsed by the Council	Conclusions of	
	vision and the framework	represents the Union's	in its Conclusions of	17 October 2016 , which	
	for united and	vision and the framework	17 October 2016 ²⁰ ,	represents the Union's	
	responsible external	for united and	which represents the	vision and the framework	
	engagement in	responsible external	Union's vision and the	for united and	
	partnership with others,	engagement in	framework for united and	responsible external	
	to advance its values and	partnership with others,	responsible external	engagement in	
	interests. The Union	to advance its values and	engagement in	partnership with others,	
	should enhance	interests. The Union	partnership with others,	to advance its values and	
	partnerships, promote	should enhance	to advance its values and	interests. The Union	
	policy dialogue and	partnerships, promote	interests. The Union	should enhance	
	collective responses to	policy dialogue and	should enhance	partnerships, promote	
	challenges of global	collective responses to	partnerships, promote	policy dialogue and	
	concern. Its action should	challenges of global	policy dialogue and	collective responses to	
	support the Union's	concern. Its action should	collective responses to	challenges of global	
	interests and values in all	support the Union's	challenges of global	concern. Its action should	
	its aspects, including	fundamental interests,	concern. Its action should	support the Union's	
	preserving peace,	<i>principles</i> and values in	support the Union's	fundamental interests,	
	preventing conflicts,	all its aspects, including	interests and values in all	<i>principles</i> and values in	
	strengthening	promoting democracy	its aspects, including	all its aspects. In doing	
	international security,	and human rights,	preserving peace,	so, the Union should <i>use</i>	
	fighting root causes of	contributing to the	preventing conflicts,	an integrated approach	
	irregular migration and	eradication of poverty,	strengthening	and comply with, and	
	assisting populations,	preserving peace,	international security,	promote, the principles	
	countries and regions	preventing conflicts	inclusive governance,	of respect for high social,	
	confronting natural or	conflict prevention,	fighting root causes of	<i>labour</i> and	
	man-made disasters,	mediation and post-	irregular migration,	environmental standards,	

²⁰ Council Conclusions on the Global Strategy for the European Union's Foreign and Security Policy of 17 October 2016 (13202/16).

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Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	supporting trade policy, economic diplomacy and economic cooperation, promoting digital solutions and technologies, and fostering the international dimension of Union's policies. In promoting its interests, the Union should comply with, and promote, the principles of respect for high social and environmental standards, for the rule of law, for international law and for human rights.	conflict reconstruction including women at all stages, ensuring nuclear safety, strengthening international security, fighting addressing root causes of irregular migration and forced displacement and assisting populations, countries and regions eonfronting confronted with natural or man- made disasters, bringing about the conditions to create an international legal framework for the protection of persons displaced due to climate change, fostering inclusive quality education, supporting a fair, sustainable and rules- and value-based trade policy as a tool for development and to bring improvements to the rule of law and human rights, economic and cultural diplomacy and economic	forced displacement and assisting populations, countries and regions confronting natural or man-made disasters, supporting trade policy, economic diplomacy and economic cooperation, promoting digital solutions and technologies, and fostering the international dimension of the Union's policies. In promoting its interests, the Union should use an integrated approach and comply with, and promote, the principles of respect for high social and environmental standards, for the rule of law, for international law and for human rights.	including with regard to climate change, for the rule of law, for international law including in respect of humanitarian and international human rights law.	

Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	cooperation, promoting			
	innovation, digital			
	solutions and			
	technologies, protecting			
	cultural heritage			
	especially in conflict			
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	o o			
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	· ·			
(0) The new European	8	(0) The new European	(0) The implementation	Provisionally closed
		. ,	_ · ·	1 rovisionally closed
	· ·			
Development (the		• `		
	(9) The new European Consensus on Development ('the	cooperation, promoting innovation, digital solutions and technologies, protecting cultural heritage especially in conflict areas, addressing global public health threats and fostering the international dimension of Union's policies. In promoting its fundamental interests, principles and values, the Union should comply with, and promote, the principles of respect for high social, labour and environmental standards including with regard to climate change, for the rule of law, for international law, and for including in respect of humanitarian and international human rights law. (9) The new European Consensus on (9) The new application of this Regulation	cooperation, promoting innovation, digital solutions and technologies, protecting cultural heritage especially in conflict areas, addressing global public health threats and fostering the international dimension of Union's policies. In promoting its fundamental interests, principles and values, the Union should comply with, and promote, the principles of respect for high social, labour and environmental standards including with regard to climate change, for the rule of law, for international law, and for including in respect of humanitarian and international human rights law. (9) The new European Consensus on Development ('the	cooperation, promoting innovation, digital solutions and technologies, protecting cultural heritage especially in conflict areas, addressing global public health threats and fostering the international dimension of Union's policies. In promoting its fundamental interests, principles and values, the Union should comply with, and promote, the principles of respect for high social, labour and environmental standards including with regard to climate change, for the rule of law, for international law, and for including in respect of humanitarian and international human rights law. (9) The new European Consensus on of this Regulation should also be based on Development ('the

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Consensus') ²¹ , signed on	on Development ('the	78 June 2017, provides	on Development ('the	
	7 June 2017, provides the	Consensus') ²¹ , signed on	the framework for a	Consensus') ²¹ of 8 June	
	framework for a common	7 June 2017, <i>which</i>	common approach to	2017 provides the	
	approach to development	provides the framework	development cooperation	framework for a common	
	cooperation by the Union	for a common approach	by the Union and its	approach to development	
	and its Member States to	to development	Member States to	cooperation by the Union	
	implement the 2030	cooperation by the Union	implement the 2030	and its Member States to	
	Agenda and the Addis	and its Member States to	Agenda and the Addis	implement the 2030	
	Ababa Action Agenda.	implement the 2030	Ababa Action Agenda.	Agenda and the Addis	
	Eradicating poverty,	Agenda and the Addis	Eradicating poverty,	Ababa Action Agenda.	
	tackling discrimination	Ababa Action Agenda.	tackling discrimination	Eradicating poverty,	
	and inequalities, leaving	Eradicating poverty,	and inequalities, leaving	tackling discrimination	
	no one behind and	tackling discrimination	no one behind and	and inequalities, leaving	
	strengthening resilience	and inequalities, leaving	strengthening resilience	no one behind,	
	are at the heart of	no one behind,	are at the heart of	protecting the	
	development cooperation	protecting the	development cooperation	environment and	
	policy.	environment and	policy.	fighting climate change,	
		fighting climate change,		and strengthening	
		and strengthening		resilience are at the heart	
		resilience are at the heart		of development	
		of development		cooperation policy and	
		cooperation policy		should underpin the {1}	
		should underpin the		of this Regulation.	
		application of this			
10.11		Regulation.			
19. bis		(9a) In addition to the		(9a) This Regulation	Provisionally closed
		UN 2030 Agenda, the		should also take	

²¹ "The New European Consensus on Development 'Our World, our Dignity, Our Future'", Joint statement by the Council and the Representatives of the governments of the Member States meeting within the Council, the European Parliament and the European Commission, 8 June 2017.

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Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
Line	Commission proposal	Paris Agreement on Climate Change the Addis Ababa Action Agenda, the EU Global Strategy, and the European Consensus on Development and the European Neighbourhood Policy, which constitute the primary policy framework, the following documents and their future revisions should also guide the application of this Regulation: - the EU Strategic Framework and Action Plan on Human Rights and Democracy; - the EU Human Rights guidelines; - the EU Integrated Approach to External Conflicts		into account relevant policy documents, including future revisions thereof such as: - the Convention relating to the status of Refugees; - the Convention on the Elimination of All Forms of Discriminatio n against Women; - the United Nations Convention on the Rights of the Child; - the Programme	Comments
		and Crises and the EU's comprehensive approach to external		of Action of the International Conference	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		conflicts and crises of 2013; - the Comprehensive approach to the EU implementation of the United Nations Security Council Resolutions 1325 and 1820 on women, peace and security; - the Union Programme for the Prevention of Violent Conflicts; - the Council conclusions of 20 June 2011 on conflict prevention; - the Concept on Strengthening EU		on Population and Development (ICPD); - the Beijing Platform for Action - the United Nations Convention on the Rights of Persons with Disabilities; - the EU Concept for Support to Disarmament	
		Mediation and Dialogue Capacities; the EU-wide Strategic Framework to support Security Sector Reform (SSR); the EU strategy against illicit firearms, small arms		Demobilisatio n and Reintegration (DDR); - the Comprehensi ve approach to the EU implementati on of the United	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
Line	Commission proposal	and light weapons (SALW) and their ammunition; - the EU Concept for Support to Disarmament, Demobilisation and Reintegration (DDR); - the Council conclusions of 19 November 2007 on a EU response to situations of fragility and the conclusions of the Council and the Representatives of the Governments of the Member States meeting within the Council, also dated 19 November 2007, on security and development; - the European Council Declaration of 25 March 2004 on	9	Nations Security Council Resolutions 1325 and 1820 on women, peace and security; - the Concept on Strengthenin g EU Mediation and Dialogue Capacities; - the Council conclusions on conflict prevention adopted on of 20 June 2011; - the EU Strategic Framework on Human	Comments
		Combating Terrorism, the European Union		Rights and Democracy and the Action Plans	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		Counter-Terrorism Strategy, of 30 November 2005 and the Council conclusions of 23 May 2011 on enhancing the links between internal and external aspects of counter-terrorism; - the OECD guidelines for multinational enterprises; - the UN guiding principles on business and human rights; - the UN New Urban Agenda; - the UN Convention on the Rights of Persons with Disabilities; - the Refugee Convention; - the Convention on		based thereon; Council conclusions on EU-wide strategic framework to support Security Sector Reform endorsing the Joint communicati on on ''Elements for an EU- wide strategic framework to support Security Sector Reform'' the EU strategy against illicit firearms, small arms and light	
		All Forms of		weapons and	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		Discrimination against Women, the outcomes of the Beijing Platform for Action and the Programme of Action of the International Conference on Population and Development (ICPD); the UNCTAD Roadmap towards Sustainable Sovereign Debt Workouts (April 2015); the Guiding Principles on Foreign Debt and Human Rights drawn up by the Office of the UN High Commissioner for Human Rights; the Global Compact on Refugees; the Global Compact	manaute	their ammunition; - the EU Human Rights guidelines; - other relevant United Nations conventions; - the IAEA Convention on Nuclear Safety.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		Regular Migration,	munuaie		
		adopted in			
		Marrakech on			
		December 10th			
		2018;			
		- the United Nations			
		Convention on the			
		Rights of the Child.			
20.	(10) In order to	(10) In order to	(10) In order to	(10) This Regulation	Provisionally closed on
	implement the new	implement the new	implement the new	should aim at increasing	11 June 2020
	international framework	international framework	international framework	the coherence and	
	established by the 2030	established by the 2030	established by the 2030	ensuring the	
	Agenda, the Global	Agenda, the Global	Agenda, the Global	effectiveness of the	
	Strategy and the	Strategy and the	Strategy and the	Union's external action	
	Consensus, this	Consensus, this	Consensus, tThis	thus improving the	
	Regulation should aim at	Regulation should aim at	Regulation should aim at	implementation of the	
	increasing the coherence	increasing the coherence	increasing the coherence	different external action	
	and ensuring the	and ensuring the	and ensuring the	policies.	
	effectiveness of the	effectiveness of the	effectiveness of the		
	Union's external action	Union's external action	Union's external action		
	by concentrating its	by concentrating its	by concentrating its		
	efforts through a	efforts through a	efforts through a		
	streamlined instrument to	streamlined instrument to	streamlined instrument to		
	improve the	improve the	improve thus improving		
	implementation of the	implementation of the	the implementation of		
	different external action	different external action	the different external		
	policies.	policies.	action policies.		
21.	(11) In accordance with	(11) In accordance with	(11) In accordance with	(11) In accordance with	Provisionally closed on
	the Global Strategy and	the Global Strategy and	the Global Strategy, the	the Global Strategy, the	11 June 2020
	the Sendai Framework	the Sendai Framework	Consensus and the	Consensus and the	
	for Disaster Risk	for Disaster Risk	Sendai Framework for	Sendai Framework for	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Reduction (2015-2030)	Reduction (2015-2030)	Disaster Risk Reduction	Disaster Risk Reduction	
	as adopted on 18 March	as adopted on 18 March	(2015-2030) as adopted	(2015-2030) as adopted	
	2015^{22} , recognition	2015^{22} , recognition	on 18 March 2015 ²² ,	on 18 March 2015 ²² ,	
	should be given to the	should be given to the	recognition should be	recognition should be	
	need to move away from	need to move away from	given to the need to	given to the need to	
	crisis response and	crisis response and	move away from crisis	move away from crisis	
	containment to a more	containment to a more	response and	response and	
	structural, long-term	structural, <i>preventive</i>	containment to a more	containment to a more	
	approach that more	long-term approach that	structural, long-term	structural, long-term	
	effectively addresses	more effectively	approach that more	approach that more	
	situations of fragility,	addresses situations of	effectively addresses	effectively addresses	
	natural and man-made	fragility, natural and	situations of fragility,	situations of fragility,	
	disasters, and protracted	man-made disasters, and	natural and man-made	natural and man-made	
	crises. Greater emphasis	protracted crises. Greater	disasters, and protracted	disasters, and protracted	
	and collective approaches	emphasis and collective	crises. Greater emphasis	crises. Greater emphasis	
	are required on risk	approaches are required	and collective	and collective	
	reduction, prevention,	on risk reduction,	approaches are required	approaches are required	
	mitigation and	prevention, mitigation	on risk reduction,	on risk reduction,	
	preparedness; and further	and preparedness; and	prevention, mitigation	prevention, mitigation	
	efforts are required to	further efforts are	and preparedness; and	and preparedness; and	
	enhance swift response	required to enhance swift	further efforts are	further efforts are	
	and a durable recovery.	response and a durable	required to enhance swift	required to enhance swift	
	This Regulation should	recovery. This	response and a durable	response and a durable	
	therefore contribute to	Regulation should	recovery. This	recovery. This	
	strengthening resilience	therefore contribute to	Regulation should	Regulation should	
	and linking humanitarian	strengthening resilience	therefore contribute to	therefore contribute to	
	aid and development	and linking humanitarian	strengthening resilience	strengthening resilience	

[&]quot;Sendai Framework for Disaster Risk Reduction", adopted on 18 March 2015 and endorsed by the United Nations General Assembly on 3 June 2015 (A/RES/69/283).

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Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	action through rapid response actions.	aid and development action particularly through rapid response actions as well as relevant geographic and thematic programmes, while ensuring the appropriate predictability, transparency and accountability, as well as coherence, consistency and complementarity with humanitarian aid and full compliance with international humanitarian law and without hindering the delivery of humanitarian aid according to the principles of humanity, neutrality, impartiality and independence in emergency and postemergency contexts.	and linking humanitarian aid and development action through rapid response actions.	and linking humanitarian aid and development action particularly through rapid response actions as well as relevant geographic and thematic programmes, while ensuring respect of humanitarian principles.	
22.	(12) In line with the international commitments of the Union on development effectiveness as adopted in Busan in 2011 and	(12) In line with the international commitments of the Union on development effectiveness as adopted in Busan in 2011 and	(12) In line with the international commitments of the Union on development effectiveness as adopted in Busan in 2011 and	(12) In line with the international commitments of the Union on development effectiveness as adopted in Busan in 2011 and	Provisionally closed on 11 June 2020 and 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	renewed at the Nairobi High Level Forum in 2016 and recalled in the Consensus, the Union's development cooperation should apply the development effectiveness principles, namely ownership of development priorities by developing countries, a focus on results, inclusive development partnerships as well as transparency and accountability.	renewed at the Nairobi High Level Forum in 2016 and recalled in the Consensus, the Union's Union, in the context of its official development cooperation assistance and across all aid modalities, should apply the development effectiveness principles, namely ownership of development priorities by developing countries, a focus on results, inclusive development partnerships as well as mutual transparency and accountability, in addition to the principles of alignment and harmonisation.	renewed at the Nairobi High Level Forum in 2016 and recalled in the Consensus, the Union's development cooperation should apply the development effectiveness principles, namely ownership of development priorities by developing countries, a focus on results, inclusive development partnerships as well as transparency and mutual accountability.	renewed at the Nairobi High Level Forum in 2016 and recalled in the Consensus, the Union's Union, in the context of its official development cooperation assistance and across all aid modalities should apply the development effectiveness principles, namely ownership of development priorities by developing countries, a focus on results, inclusive development partnerships as well as transparency and mutual accountability as well as alignment and harmonisation. In that regard, it is important that national development strategies include broad consultative processes in line with the Paris aid effectiveness principles, in particular when those serve as a basis for programming.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
23.	(13) Pursuant to the Sustainable Development Goals, this Regulation should contribute to reinforced monitoring and reporting with a focus on results, covering outputs, outcomes and impacts in partner countries benefiting from the Union's external financial assistance. In particular, as agreed in the Consensus, actions under this Regulation are expected to contribute 20% of the Official Development Assistance funded under this Regulation to social inclusion and human development, including gender equality and women's empowerment.	(13) Pursuant to the Sustainable Development Goals, this Regulation should contribute to reinforced monitoring and reporting with a focus on results, covering outputs, outcomes and impacts in partner countries benefiting from the Union's external financial assistance. In particular, as agreed in the Consensus, actions under this Regulation are expected to should contribute at least 20 % of the Official Development Assistance funded under this Regulation to social inclusion and human development, including with a focus on basic social services, such as health, education, nutrition, water, sanitation and hygiene, and social protection, particularly to the most marginalised, taking	(13) Pursuant to the Sustainable Development Goals, this Regulation should contribute to reinforced monitoring and reporting with a focus on results, covering outputs, outcomes and impacts in partner countries benefiting from the Union's external financial assistance. In particular, as agreed in the Consensus, actions under this Regulation are expected to contribute 20% of the Official Development Assistance funded under this Regulation to social inclusion and human development, including gender equality and women's empowerment.	(13) Pursuant to the Sustainable Development Goals, this Regulation should contribute to reinforced monitoring and reporting with a focus on results, covering outputs, outcomes and impacts in partner countries benefiting from the Union's external financial assistance. In particular, as agreed in the Consensus, actions under this Regulation are expected to contribute 20% of the Official Development Assistance funded under this Regulation to social inclusion and human development, including gender equality and women's empowerment.	Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		into account gender equality, and women's empowerment and children's rights as horizontal issues.			
24.	(14) Whenever possible and appropriate, the results of the Union's external action should be monitored and assessed on the basis of predefined, transparent, country-specific and measurable indicators, adapted to the specificities and objectives of the Instrument and preferably based on the results framework of the partner country.	(14) Whenever possible and appropriate, In order to improve effective accountability and transparency of the Union budget, the Commission should set up clear monitoring and evaluation mechanisms to ensure effective assessment of progress towards the achievement of this Regulation's objectives. The results of the Union's external action should be monitored and assessed on the basis of predefined, transparent, country-specific and measurable indicators, adapted to the specificities and objectives of the Instrument and preferably based on the	(14) Whenever possible and appropriate, the results of the Union's external action should be monitored, evaluated and assessed on the basis of pre-defined, transparent, country-specific and measurable indicators, adapted to the specificities and objectives of the Instrument and preferably based on the results framework of the partner country.	(14) The Commission should set up ensure clear monitoring and evaluation mechanisms are in place in order to provide improve effective accountability and transparency in implementing the Union budget, and in order to ensure effective assessment of progress towards the achievement of this Regulation's objectives. Whenever possible and appropriate, The results of the Union's external action should be monitored and evaluated and assessed on the basis of pre-defined, transparent, country-specific and measurable indicators, adapted to the specificities and	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		results framework of the partner country. The Commission should regularly monitor its actions and review progress, making the results publicly available, in particular in the form of an annual report to the European Parliament and the Council.		objectives of the Instrument and preferably based on the results framework of the partner country.	
24. bis			(14 bis) The Commission should regularly monitor actions financed under this Regulation and review progress made towards expected results, covering outputs and outcomes. Wherever possible, existing results frameworks should be used. The indicators used to measure progress should be in line with the Sustainable Development Goals and be clear, relevant and have robust methodologies. The data	(14 bis) The Commission should regularly monitor actions financed under this Regulation and review progress made towards expected results, covering outputs and outcomes. Wherever possible, existing results frameworks should be used. The indicators used to measure progress should be in line with the Sustainable Development Goals and be clear, relevant and have robust methodologies. The data	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			for the indicators should be readily available and of a good quality. The values of the indicators on 1 January 2021 should be used as a basis for assessing the extent to which the objectives of this Regulation have been achieved and will feed into the annual reports as well as the mid-term and final evaluations of the Regulation. The Commission should also evaluate the impact and effectiveness of its sectoral policies, indicative programmes and specific actions, where appropriate by means of independent external evaluations.	for the indicators should be readily available and of a good quality. The values of the indicators on 1 January 2021 should be used as a basis for assessing the extent to which the objectives of this Regulation have been achieved and will feed into the annual reports as well as the mid-term and final evaluations of the Regulation. The Commission should also make appropriate use of independent external evaluations. In this regard, the Commission should ensure, where relevant, appropriate involvement of the European Parliament, the Council as well as other stakeholders, including civil society organisations.	
24. ter			(14 ter) The Commission should send its	(14 ter) The Commission should send its	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			evaluation reports to the	evaluation reports to the	
			European Parliament, to	European Parliament, to	
			the Council and to the	the Council and to the	
			Member States through	Member States.	
			the relevant committee.	Evaluations may be	
			Evaluations may be	discussed at the request	
			discussed in that	of Member States	
			committee at the request	pursuant to Article 35	
			of Member States. The	(7).	
			results should feed back		
			into programme design		
			and resource allocation.		
25.	(15) This Regulation	(15) This Regulation	(15) This Regulation	(15) This Regulation	Provisionally closed
	should contribute to the	should contribute to the	should contribute to the	should contribute to the	
	collective Union	collective Union	collective Union	collective Union	
	objective of providing	objective of providing	objective of providing	objective of providing	
	0.7% of Gross National	0,7% of Gross National	0.7% of Gross National	0.7% of Gross National	
	Income as Official	Income as Official	Income as Official	Income as Official	
	Development Assistance	Development Assistance	Development Assistance	Development Assistance	
	within the timeframe of	within the timeframe of	within the timeframe of	within the timeframe of	
	the 2030 Agenda. In that	the 2030 Agenda. <i>That</i>	the 2030 Agenda. In that	the 2030 Agenda, <i>by</i>	
	regard, at least 92% of	commitment should be	regard, at least 92% of	supporting realistic,	
	the funding under this	based on a clear	the funding under this	verifiable actions to	
	Regulation should	roadmap for the Union	Regulation should	meet this commitment,	
	contribute to actions	and its Member States to	contribute to actions	on which progress	
	designed in such a way	set out deadlines and	designed in such a way	should continue to be	
	that they fulfil the criteria	modalities for its	that they fulfil the criteria	monitored and reported.	
	for Official Development	achievement. In that	for Official Development	In that regard, at least 92	
	Assistance as established	regard, at least 92 %	Assistance as established	93% of the funding under	
	by the Development	95 % of the funding	by the Development	this Regulation should	
	Assistance Committee of	under this Regulation	Assistance Committee of	contribute to actions	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	the Organisation for Economic Cooperation and Development.	should contribute to actions designed in such a way that they fulfil the criteria for Official Development Assistance as established by the Development Assistance Committee of the	the Organisation for Economic Cooperation and Development.	designed in such a way that they fulfil the criteria for Official Development Assistance as established by the Development Assistance Committee of the Organisation for Economic Cooperation	
		Organisation for Economic Cooperation and Development.		and Development.	
26.	(16) In order to ensure resources are provided to where the need is greatest, especially to the Least Developed Countries and the countries in situation of fragility and conflict, this Regulation should contribute to the collective target of reaching 0.20% of the Union Gross National Income towards Least Developed Countries	(16) In order to ensure resources are provided to where the need is greatest, especially to the Least Developed Countries and the countries in situation of fragility and conflict, this Regulation should contribute to the collective target of reaching 0,20 % of the Union Gross National Income towards Least Developed Countries	(16) In order to ensure resources are provided to where the need is greatest, especially to the Least Developed Countries and the countries in situation of fragility and conflict, this Regulation should contribute to the <i>EU</i> collective target of reaching <i>0.15</i> -0.20% of the Union Gross National Income towards as Official Development	(16) In order to ensure resources are provided to where the need is greatest, especially to the Least Developed Countries and the countries in situation of fragility and conflict, this Regulation should contribute to the <i>EU</i> collective target of reaching <i>0.15</i> -0.20% of the Union Gross National Income towards as Official Development	Provisionally closed
	within the timeframe of the 2030 Agenda.	within the timeframe of the 2030 Agenda. This commitment should be based on a clear roadmap for the EU and	Assistance to Least Developed Countries in the short term, and to reach 0.20% of Gross National Income as	Assistance to Least Developed Countries in the short term, and to reach 0.20% of Gross National Income as	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		its Member States to set out deadlines and modalities for its achievement.	Official Development Assistance within the timeframe of the 2030 Agenda.	Official Development Assistance within the timeframe of the 2030 Agenda, by supporting realistic, verifiable actions to meet this commitment, on which progress should continue to be monitored and reported.	
26. bis		(16a) In line with existing commitments in the EU Gender Action Plan II, at least 85 % of Official Development Assistance funded programmes, geographic and thematic, should have gender equality as a principal or a significant objective, as defined by the OECD DAC. A mandatory review of the spending should ensure that a significant part of these programmes have gender equality and women's and girls' rights and empowerment as a principal objective.	(16 bis) As agreed in the Consensus, actions under this Regulation are expected to contribute at least 20% of the Official Development Assistance funded under this Regulation to social inclusion and human development objectives.	As agreed in the Consensus, actions under this Regulation are expected to contribute at least 20% of the Official Development Assistance funded under this Regulation to social inclusion and human development, including basic social services, such as health, education, nutrition, water, sanitation and hygiene, and social protection, particularly to the most marginalised.	Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
26. ter		(16b) This regulation should give particular attention to children and youth as contributors to the realisation of Agenda 2030. The Union's external action under this Regulation should give particular attention to their needs and empowerment and will contribute to the realisation of their potential as key agents of change by investing in human development and social inclusion.		(16b) This regulation should support children and youth as key agents of change and as contributors to the realisation of Agenda 2030, giving particular attention to their needs and empowerment.	Provisionally closed on 11 June 2020
26. quater		(16c) The inhabitants of the countries of Sub-Saharan Africa are mainly adolescents and young people. Each country should decide on its demographic policy. However, the demographic dynamic should be tackled in a global way in order to ensure that current and future generations will be able to achieve their			Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		full potential in a sustainable way.			
27.	(17) This Regulation should reflect the need to focus on strategic priorities, both geographically – the European Neighbourhood and Africa, as well as countries that are fragile and most in need, but also thematically – security, migration, climate change and human rights.	(17) This Regulation should reflect the need to focus on strategic priorities, both geographically – the European Neighbourhood and Africa, as well as countries that are fragile and most in need, particularly Least Developed Countries, but also thematically – sustainable development, poverty eradication, democracy and human rights, the rule of law, good governance, security, safe, orderly and regular migration, the reduction of inequalities, gender equality, addressing environmental degradation and climate change and human rights global public health threats.	(17) This Regulation should reflect the need to focus on strategic priorities, both geographically the European Neighbourhood and Africa, as well as countries that are fragile and most in need, but also thematically security, migration, climate change and environment, and human rights.	(17) This Regulation should reflect the need to focus on strategic priorities, both geographically – the European Neighbourhood and Africa, as well as countries that are fragile and most in need, but also thematically – security, migration, climate change and environment, and human rights and democracy.	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
27. bis		(17a) This Regulation should contribute to creating State and societal resilience in the area of global public health by addressing global public health threats, strengthening health systems, achieving universal health coverage, preventing and combatting communicable diseases and helping to secure affordable medicines and vaccines for all.		(17a) This Regulation should contribute to creating State and societal resilience in the area of global public health by addressing global public health threats, strengthening health systems, achieving universal health coverage, preventing and combatting communicable diseases and helping to secure affordable medicines and vaccines for all.	Provisionally closed on 20 November 2020
27. ter			(17 bis) The financial envelopes foreseen for the Neighbourhood and Sub-Saharan Africa geographic programmes should only be increased, given the particular priority the Union gives to these regions.	(17 bis) The financial envelopes foreseen for the Neighbourhood and Sub-Saharan Africa geographic programmes should only be increased, given the particular priority the Union gives to these regions.	Provisionally closed
28.	(18) This Regulation should support the	(18) The special relationship developed	(18) This Regulation should support the	(18) This Regulation should support the	Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate		
	implementation of the	with the Union's	implementation of the	implementation of the	
	European	neighbouring countries,	European	European	
	Neighbourhood Policy,	in accordance with	Neighbourhood Policy,	Neighbourhood Policy,	
	as reviewed in 2015, and	Article 8 TEU, should be	as reviewed in 2015^{23} ,	as reviewed in 2015 <i>and</i>	
	the implementation of	preserved and enhanced	and endorsed by the	endorsed by the Council	
	regional cooperation	through the application	Council in its	in its Conclusions of	
	frameworks, such as	of this Regulation. This	Conclusions of	14 December 2015, while	
	cross-border cooperation	Regulation should	14 December 2015 ²⁴ ,	maintaining an adequate	
	and the external aspects	contribute to reinforcing	while maintaining an	geographical balance,	
	of relevant macro-	States' and societies'	adequate geographical	and the implementation	
	regional and sea basin	resilience in the Union's	balance, and the	of regional cooperation	
	strategies and policies.	neighbourhood,	implementation of	frameworks, such as	
	Those initiatives offer	following the	regional cooperation	cross-border cooperation,	
	political frameworks for	engagement taken in the	frameworks, such as	transnational and	
	deepening relations with	Global Strategy. It	cross-border cooperation,	maritime cooperation as	
	and among partner	should support the	transnational and	well as and the external	
	countries, based on the	implementation of the	maritime cooperation as	aspects of relevant	
	principles of mutual	European	well as the external	macro-regional and sea	
	accountability, shared	Neighbourhood Policy,	aspects of relevant	basin strategies and	
	ownership and	as reviewed in 2015, and	macro-regional and sea	policies in the eastern	
	responsibility.	the implementation of	basin strategies and	and southern	
		regional cooperation	policies. Those initiatives	neighbourhood,	
		frameworks, such as	offer political	including the Northern	
		cross-border cooperation	frameworks for	Dimension and the	
		and the external aspects	deepening relations with	Black Sea regional	
		of relevant macro-	and among partner	cooperation, as well as	

Joint communication to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions, "Review of the European Neighbourhood policy", 18 November 2015

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²⁴ Council Conclusions on the Review of the European Neighbourhood Policy, of 14 December 2015 (926/15).

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		regional and sea basin strategies and policies in the eastern and southern neighbourhood, including the Northern Dimension and the Black Sea regional cooperation. Those initiatives offer supplementary political frameworks for deepening relations with and among partner countries, based on the principles of mutual accountability, shared ownership and responsibility.	countries, based on the principles of mutual accountability, shared ownership and responsibility.	the integrated EU policy for the Arctic. Those initiatives offer political supplementary frameworks for deepening relations with and among partner countries, based on the principles of mutual accountability, shared ownership and responsibility.	
29.	(19) The European Neighbourhood Policy, as reviewed in 2015 ²⁵ ,	(19) The European Neighbourhood Policy, as reviewed in 2015 ²⁵ ,	(19) The European Neighbourhood Policy, as reviewed in 2015 ²⁵	(19) The European Neighbourhood Policy, as reviewed in 2015 ²⁷ ,	Provisionally closed

Joint communication to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions, "Review of the European Neighbourhood policy", 18 November 2015.

EP position: Joint communication to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions, "Review of the European Neighbourhood policy", 18 November 2015.

Joint communication to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions, "Review of the European Neighbourhood policy", 18 November 2015.

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	aims at the stabilisation	aims at the deepening of	and endorsed by the	aims at the deepening of	
	of neighbouring	democracy, promotion	Council in its	democracy, promotion	
	countries and			• / •	
		of human rights and	Conclusions of 14	of human rights and	
	strengthening resilience,	upholding of the rule of	December 2015 ²⁶ , aims	upholding of the rule of	
	particularly by boosting	<i>law</i> , the stabilisation of	at the stabilisation of	<i>law</i> , the stabilisation of	
	economic development,	neighbouring countries	neighbouring countries	neighbouring countries	
	as the Union's main	and strengthening	and strengthening <i>their</i>	and strengthening <i>their</i>	
	political priorities. In	resilience, particularly by	resilience, particularly by	resilience, particularly by	
	order to attain its	boosting promoting	boosting economic	promoting political,	
	objective, the reviewed	<i>political</i> , economic	development, as the	boosting economic and	
	European	development and social	Union's main political	social reforms	
	Neighbourhood Policy	<i>reforms</i> , as the Union's	priorities. In order to	development, as the	
	has been focusing on	main political priorities.	attain its objective, the	Union's main political	
	four priority areas: good	In order to attain its	reviewed European	priorities. In order to	
	governance, democracy,	objective, the	Neighbourhood Policy	attain its objective, the	
	the rule of law and	implementation of the	has been focusing on	reviewed European	
	human rights, with a	reviewed European	four the following	Neighbourhood Policy	
	particular focus in	Neighbourhood Policy	priority areas: good	has been focusing on <i>the</i>	
	engaging further with	has been focusing on	governance, democracy,	following four priority	
	civil society; economic	four through this	the rule of law and	areas: good governance,	
	development; security;	Regulation should focus	human rights, with a	democracy, the rule of	
	migration and mobility,	on the following priority	particular focus in	law and human rights,	
	including tackling the	areas: good governance,	engaging further with	with a particular focus in	
	root causes of irregular	democracy, the rule of	civil society; economic	engaging further with	
	migration and forced	law and human rights,	development;	civil society; socio-	
	displacement.	with a particular focus in	enhancement of	economic development,	

EP position: Joint communication to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions, "Review of the European Neighbourhood policy", 18 November 2015.

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²⁶ Council Conclusions on the Review of the European Neighbourhood Policy, of 14 December 2015 (926/15).

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Differentiation and enhanced mutual ownership are the hallmark of the European Neighbourhood Policy, recognising different levels of engagement, and reflecting the interests of each country concerning the nature and focus of its partnership with the Union.	engaging further with civil society; economic socio-economic development, including the fight against youth unemployment, as well as education and environmental sustainability; security; migration and mobility, including tackling the root causes of irregular migration and forced displacement and supporting populations, countries and regions confronted with enhanced migratory pressure. This Regulation should support the implementation of the Union's association agreements and deep and comprehensive free trade agreements with countries in the neighbourhood. Differentiation and enhanced mutual ownership are the	connectivity; security; reform agenda; migration and mobility, including tackling the root causes of irregular migration and forced displacement. Differentiation and enhanced mutual ownership are the hallmark of the European Neighbourhood Policy, recognising different levels of engagement and needs, and reflecting the interests of each country concerning the nature and focus of its partnership with the Union.	including the fight against youth unemployment, as well as education and environmental sustainability and enhanced connectivity; security; migration and mobility, including tackling the root causes of irregular migration and forced displacement. Differentiation and enhanced mutual ownership, including through the implementation of the incentive-based approach responding to performance in key areas, are the hallmark of the European Neighbourhood Policy, recognising different levels of engagement, and reflecting the interests of each country concerning the nature and focus of its partnership with the Union. This Regulation	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		hallmark of the European Neighbourhood Policy, recognising different levels of engagement, and reflecting the interests of each country concerning the nature and focus of its partnership with the Union. The performance-based approach is one of the key tenets of the European Neighbourhood Policy. In the case of a serious or persistent degradation of democracy in one of the partner countries, support should be suspended. Neighbourhood funding is a key lever in addressing common challenges, such as irregular migration and climate change, as well as in spreading prosperity, security and stability through economic development		should support the implementation of the association, partnership and cooperation agreements, jointly agreed association agendas and partnership priorities or other relevant, existing and future, jointly agreed documents with countries in the neighbourhood. The visibility of Union assistance in the neighbourhood area should be enhanced.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		and better governance.			
		The visibility of Union			
		assistance in the			
		neighbourhood area			
		should be enhanced.			
30.	(20) This Regulation	(20) This Regulation	(20) This Regulation	(20) This Regulation	Provisionally closed
	should support the	should support the	should support the	should support the	
	implementation of a	implementation of a	implementation of a	implementation of the	
	modernised association	modernised association	modernised association	Agreement ²⁸ with	
	agreement with countries	agreement with countries	agreement with countries	countries of the Africa,	
	of the Africa, Caribbean	of the Africa, Caribbean	of the Africa, Caribbean	Caribbean and Pacific	
	and Pacific (ACP) Group	and Pacific (ACP) Group	and Pacific (ACP) Group	(ACP) Group of States	
	of States and allow the	of States and allow the	of States and allow the	and allow the EU and its	
	EU and its ACP partners	EU and its ACP partners	EU and its ACP partners	ACP partners to develop	
	to develop further strong	to develop further strong	to develop further strong	further strong alliances	
	alliances on key global	alliances on key and	alliances on key global	on key global challenges.	
	challenges. In particular,	shared global challenges.	challenges. In particular,	In particular, this	
	this Regulation should	In particular, this	this Regulation should	Regulation should	
	support the continuation	Regulation should	support the continuation	support the continuation	
	of the established	support the continuation	of the established	of the established	
	cooperation between the	of the established	cooperation between the	cooperation between the	
	Union and the African	cooperation between the	Union and the African	Union and the African	
	Union in line with the	Union and the African	Union in line with the	Union in line with the	
	Joint Africa-EU Strategy	Union in line with the	Joint Africa-EU Strategy	Joint Africa-EU Strategy	
	and build on the future	Joint Africa-EU Strategy,	and build on the future	and build on the EU-	
	EU-ACP agreement after	including the	EU-ACP agreement after	ACP agreement,	
	2020, including through	engagement from Africa	2020, including through	including through a	
		and the Union to		continental approach	

²⁸ Reference to be inserted

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
	a continental approach towards Africa.	promote children's rights as well as the empowerment of Europe's and Africa's youth, and build on the future EU-ACP agreement after 2020, including through a continental approach towards Africa, and a mutually beneficial partnership of equals between the EU and Africa.	a continental approach towards Africa.	towards Africa and a mutually beneficial partnership of equals between the EU and Africa.	
		Ajruu.		(20 bis) The Union should also seek to further develop relations and build partnerships with third countries in Asia and the Americas. Geographic programmes should support the Pacific and the Caribbean with an indicative amount of respectively at least EUR 500 000 000 and at least EUR 800 000 000.	Provisionally closed
30. bis		(20a) This Regulation should also contribute to		(20a) This Regulation should also contribute to	Provisionally closed on 11 June 2020
		the trade-related aspects		the trade-related aspects	

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
		of the Union's external relations, such as cooperation with third countries on supply chain due diligence for tin, tantalum and gold, the Kimberley Process, the Sustainability Compact, the implementation of commitments under Regulation (EU) No 978/2012 of the European Parliament and the Council ²⁹ (GSP Regulation), cooperation under the Forest Law Enforcement, Governance and Trade (FLEGT) and Aid for Trade initiatives in order to ensure consistency and mutual support between Union trade policy and development goals and	mandate	of the Union's external relations including supply-chain due diligence in order to ensure consistency and mutual support between Union trade policy and development goals and actions.	
		actions.			

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Regulation (EU) No 978/2012 of the European Parliament and of the Council of 25 October 2012 applying a scheme of generalised tariff preferences and repealing Council Regulation (EC) No 732/2008 (OJ L 303, 31.10.2012, p. 1).

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			(20 bis) The Union		Provisionally closed on
			should seek to further		11 June 2020
			develop relations and		
			build partnerships with		
			third countries,		
			including in Asia and		
			the Americas.		
31.	(21) The Union should	(21) The Union should	(21) The Union should	(21) The Union should	Provisionally closed on
	seek the most efficient	seek the most efficient	seek the most efficient	seek the most efficient	11 June 2020
	use of available resources	use of available resources	use of available	use of available	
	in order to optimise the	in order to optimise the	resources in order to	resources in order to	
	impact of its external	impact of its external	optimise the impact of its	optimise the impact of its	
	action. That should be	action. That should be	external action. That	external action. That	
	achieved through	achieved through	should be achieved	should be achieved	
	coherence and	coherence, consistency	through coherence,	through coherence,	
	complementarity among	and complementarity	consistency and	consistency and	
	the Union's external	among the Union's	complementarity among	complementarity among	
	financing instruments,	external financing	the Union's external	the Union's external	
	notably the Instrument	instruments, notably the	financing instruments,	financing instruments,	
	for Pre-Accession III ³⁰ ,	Instrument for Pre-	notably the Instrument	notably the Instrument	
	the Humanitarian Aid	Accession III ³⁰ , the	for Pre-Accession III ³⁰ ,	for Pre-Accession	
	Instrument ³¹ , the	Humanitarian Aid	the Humanitarian Aid	Assistance III^{30} , the	
	Decision on Overseas	Instrument ³¹ , the	Instrument ³¹ , the	Humanitarian Aid	
	Countries and	Decision on Overseas	Decision on Overseas	Instrument ³¹ , the	
		Countries and	Countries and	Decision on Overseas	

COM (2018) 465 final Proposal for a Regulation of the European Parliament and of the Council establishing the Instrument for Pre-accession Assistance (IPA III)

Council Regulation (EC) No 1257/96 of 20 June 1996 concerning humanitarian aid (OJ L 163, 2.7.1996, p. 1).

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Territories ³² , the	Territories ³² , the	Territories ³² , the	Countries and	
	European Instrument for	European Instrument for	European Instrument for	Territories ³² , the	
	Nuclear Safety to	Nuclear Safety to	Nuclear Safety to	European Instrument for	
	complement the	complement the	complement the	Nuclear Safety to	
	Neighbourhood,	Neighbourhood,	Neighbourhood,	complement the	
	Development and	Development and	Development and	Neighbourhood,	
	International Cooperation	International Cooperation	International	Development and	
	Instrument on the basis	Instrument on the basis	Cooperation Instrument	International	
	of the Euratom Treaty ³³ ,	of the Euratom Treaty ³³ ,	on the basis of the	Cooperation Instrument	
	the common foreign and	the common foreign and	Euratom Treaty ³³ , the	on the basis of the	
	security policy and the	security policy and the	common foreign and	Euratom Treaty ³³ , the	
	newly proposed	newly proposed	security policy	common foreign and	
	European Peace	European Peace	including, where	security policy	
	Facility ³⁴ which is	Facility ³⁴ which is	relevant, the Common	including, where	
	financed outside the	financed outside the	Security and Defence	relevant, the Common	
	Union budget, as well as	Union budget, as well as	Policy , and the newly	Security and Defence	
	the creation of synergies	the creation of synergies	proposed European	Policy , and the European	
	with other Union policies	with other Union policies	Peace Facility ³⁴ which is	Peace Facility ³⁴ which is	
	and Programmes. This	and Programmes,	financed outside the	financed outside the	
	includes coherence and	including Trust Funds	Union budget, as well as	Union budget, as well as	
	complementarity with	as well as policies and	the creation of synergies	the creation of synergies	
	macro-financial	programmes of the EU	with other Union policies	with other Union policies	

COM(2018) 461 final Proposal for a Council Decision on the Association of the Overseas Countries and Territories with the European Union including relations between the European Union on the one hand, and Greenland and the Kingdom of Denmark on the other ('Overseas Association Decision').

COM(2018) 462 final Proposal for a Council Regulation establishing a European Instrument for Nuclear Safety complementing the Neighbourhood, Development and International Cooperation Instrument on the basis of the Euratom Treaty.

C(2018) 3800 final Proposal of the High Representative of the Union for Foreign Affairs and Security Policy to the Council for a Council Decision establishing a European Peace Facility.

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	assistance, where	Member States. This	and Programmes. This	and Programmes. This	
	relevant. In order to	includes coherence and	includes coherence and	includes coherence and	
	maximise the impact of	complementarity with	complementarity with	complementarity with	
	combined interventions	macro-financial	macro-financial	macro-financial	
	to achieve a common	assistance, where	assistance, where	assistance, where	
	objective, this Regulation	relevant. In order to	relevant. In order to	relevant. In order to	
	should allow for the	maximise the impact of	maximise the impact of	maximise the impact of	
	combination of funding	combined interventions	combined interventions	combined interventions	
	with other Union	to achieve a common	to achieve a common	to achieve a common	
	Programmes, as long as	objective, this Regulation	objective, this Regulation	objective, this Regulation	
	the contributions do not	should allow for the	should allow for the	should allow for the	
	cover the same costs.	combination of funding	combination of funding	combination of funding	
		with other Union	with other Union	with other Union	
		Programmes, as long as	Programmes, as long as	Programmes, as long as	
		the contributions do not	the contributions do not	the contributions do not	
		cover the same costs.	cover the same costs.	cover the same costs.	
32.	(22) Funding from this	(22) Funding from this	(22) Building on its	(22) Building on its	Provisionally closed
	Regulation should be	Regulation should be	success, this Regulation	success, this Regulation	
	used to finance actions	used to finance actions	should enable the Union	should enable the Union	
	under the international	under the international	to further strengthen the	to further strengthen the	
	dimension of Erasmus,	dimension of Erasmus	external dimension of	external dimension of	
	the implementation of	and Creative Europe, the	the Erasmus	the Erasmus	
	which should be done	implementation of which	programme. Funding	programme. Funding An	
	according to the Erasmus	should be done according	from this Regulation	indicative amount of	
	Regulation ³⁵ .	to Regulation (EU)/	should be used to finance	EUR 1 800 000 000	
		of the European	actions under the	from the geographic	
		Parliament and of the	international dimension	<i>programmes of</i> this	

³⁵ COM (2018) 367 final Proposal for a Regulation of the European Parliament and of the Council establishing 'Erasmus': the Union programme for education, training, youth and sport and repealing Regulation (EU) 1288/2013.

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Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		Council ('the Erasmus Regulation') ³⁵ and Regulation (EU)/ of the European Parliament and of the Council ('the Creative Europe Regulation') ³⁶ .	of Erasmus, the implementation use of which should be done according to the Erasmus Regulation ³⁵ and in accordance with the programming document adopted under this Regulation. Programming under this Regulation should fully enhance the potential of Erasmus programme.	Regulation should be used to finance actions under the international dimension of Erasmus, the implementation of which should be done according to the Erasmus Regulation ³⁵ and in accordance with the programming document adopted under this Regulation. Programming under this Regulation should fully enhance the potential of Erasmus programme.	
32. bis		(22a) The international dimension of the Erasmus Plus Programme should be boosted aiming at increasing opportunities for mobility and cooperation for individuals and organisations from less developed countries of			Provisionally closed on 11 June 2020

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³⁶ COM(2018)0366 Proposal for a Regulation of the European Parliament and of the Council establishing the Creative Europe programme (2021 to 2027) and repealing Regulation (EU) No 1295/2013.

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		the world - supporting capacity-building in third countries, skills' development, people-to-people exchanges, while offering a greater number of opportunities for cooperation and mobility with developed and emerging countries.			
		and emerging countries.		(22. bis)Funding from this Regulation should be used to finance actions under the international dimension of Creative Europe in order to contribute to foster international cultural relations, and recognise the role of culture in promoting European values.	Provisionally closed on 11 June 2020
32. ter		(22b) Considering the relevance of addressing education and culture in line with the 2030 Agenda for Sustainable Development and the EU strategy for international cultural relations, this			Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		Regulation should	munuut		
		contribute to ensure			
		inclusive and equitable			
		quality education,			
		promote life-long			
		learning opportunities			
		for all, foster			
		international cultural			
		relations, and recognise			
		the role of culture in			
		promoting European			
		values through			
		dedicated and targeted			
		actions designed to have			
		a clear impact on the			
		Union's role on the			
		global scene.			
33.	(23) The main approach	(23) The main approach	(23) The main approach	(23) The main approach	Provisionally closed
	for actions financed	for actions financed	for actions financed	for actions financed	
	under this Regulation	under this Regulation	under this Regulation	under this Regulation	
	should be through	should be through	should be through	should be through	
	geographic programmes,	geographic programmes,	geographic programmes,	geographic programmes,	
	in order to maximise the	in order to maximise the	in order to maximise the	in order to maximise the	
	impact of the Union's	impact of the Union's	impact of the Union's	impact of the Union's	
	assistance and bring	assistance and bring	assistance and bring	assistance and bring	
	Union's action closer to	Union's action closer to	Union's action closer to	Union's action closer to	
	partner countries and	partner countries and	partner countries and	partner countries and	
	populations. This general	populations, .This	populations. This general	populations. This general	
	approach should be	general approach while	approach should be	approach should be	
	complemented by	supporting thematic	complemented by	complemented by	
	thematic programmes	priorities such as human	thematic programmes	thematic programmes	

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate		
	and by rapid response	rights, civil society and	and by rapid response	and by rapid response	
	actions, where relevant.	sustainability. The	actions, where relevant.	actions, where relevant	
		objectives under the		whilst ensuring the	
		geographic and thematic		consistency and	
		programmes should be		coherence of all	
		consistent and coherent		programmes and	
		with each other and		actions.	
		should be complemented			
		by thematic programmes			
		and by rapid response			
		actions, where relevant.			
		Effective			
		complementarity			
		between the geographic,			
		thematic and rapid			
		response programmes			
		and actions should be			
		ensured. In order to take			
		account of the			
		specificities of each			
		programme, the power			
		to adopt acts in			
		accordance with Article			
		290 TFEU should be			
		delegated to the			
		Commission to			
		supplement the			
		provisions of this			
		Regulation by setting			
		out the Union's strategy,			
		the priority areas,			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		detailed objectives, the			
		expected results, specific			
		performance indicators			
		and the specific			
		financial allocation for			
		each programme. It is of			
		particular importance			
		that the Commission			
		carry out appropriate			
		consultations during its			
		preparatory work,			
		including at expert level,			
		and that those			
		consultations be			
		conducted in accordance			
		with the principles laid			
		down in the			
		Interinstitutional			
		Agreement of 13 April			
		2016 on Better Law-			
		Making ³⁷ . In particular,			
		to ensure equal			
		participation in the			
		preparation of delegated			
		acts, the European			
		Parliament and the			
		Council receive all			
		documents at the same			

³⁷ *OJ L 123, 12.5.2016, p. 1.*

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.			
33 bis				(23 new) Local authorities embrace a large variety of sub- national levels and branches of government, including municipalities, communities, districts, counties, provinces, regions and their associations. In line with the European Consensus on Development, the Union should foster close consultation and association of local authorities, as well as their participation in contributing to sustainable development and to the implementation of the sustainable development	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			manaate	goals at local level, in	
				particular regarding	
				democracy, the rule of	
				law, fundamental	
				freedoms and human	
				rights, social justice and	
				as providers of basic	
				social services. The	
				Union should recognise	
				the multiple roles played	
				by local authorities as	
				promoters of a territorial	
				approach to local	
				development, including	
				decentralisation	
				processes, participation,	
				and accountability. The	
				Union should further	
				enhance its support for	
				local authorities'	
				capacity building in	
				order to strengthen their	
				voice in the sustainable	
				development process and	
				advance political, social	
				and economic dialogue,	
				as well as promote	
				decentralised	
				cooperation. Support to	
				local authorities under	
				the geographic	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				programmes should amount to indicatively at least EUR 500 000 000.	
33. bis			(23 bis) The EU and its Member States should be united in diversity and working better together, using a variety of experiences and approaches, bearing in mind their comparative advantages. Therefore, the Union should foster inclusiveness and collaboration with Member States seeking to maximise added value and taking into account experience and capacities, thus reinforcing shared interests, values and common goals. In this regard, the Union and its Member States should also seek to promote the exchange of best practices, knowledge sharing and capacity-building amongst them.	(23 bis) The Union's and Member States' development cooperation policies should complement and reinforce each other. The EU and its Member States should be united in diversity and working better together, using a variety of experiences and approaches, bearing in mind their comparative advantages. Therefore, the Union should foster inclusiveness and collaboration with Member States seeking to maximise added value and taking into account experience and capacities, thus reinforcing shared interests, values and common goals. In this regard, the Union and its Member States	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			manaute	should also seek to	
				promote the exchange of	
				best practices,	
				knowledge sharing and	
				capacity-building	
				amongst them.	
33. ter				In cases of forms of	Provisionally closed on 2
				Union funding in which	October 2020
				public administrations	
				of Member States are	
				involved, such as	
				twinning, simplified	
				implementing and	
				contractual provisions	
				should be discussed with	
				Member States and	
				applied in compliance	
				with the Financial	
				Regulation.	
34.	(24) In line with the	(24) In line with the	(24) In line with the	(24) In line with the	Provisionally closed on
	Consensus, the Union	Consensus, the Union	Consensus, the Union	Consensus, the Union	11 June 2020
	and its Member States	and its Member States	and its Member States	and its Member States	
	should enhance joint	should enhance joint	should enhance joint	should enhance joint	
	programming to increase	programming to increase	programming to increase	programming to increase	
	their collective impact by	their collective impact by	their collective impact by	their collective impact by	
	bringing together their	bringing together their	bringing together their	bringing together their	
	resources and capacities.	resources and capacities.	resources and capacities.	resources and capacities.	
	Joint programming	Joint programming	Joint Programming	Joint Programming	
	should build on the	should build on the	should be promoted and	should be promoted and	
	partner countries'	partner countries'	strengthened, while	strengthened, while	
	engagement,	engagement,	being kept voluntary,	being kept voluntary,	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	appropriation and ownership. The Union and its Member States should seek to support partner countries through joint implementation, whenever appropriate.	appropriation and ownership. The Union and its Member States should seek to support partner countries through joint implementation application, whenever appropriate. Joint application should be inclusive and open to all Union partners who agree and can contribute to a common vision, including Member States' agencies and their development financial institutions, local authorities, the private sector, civil society and academia.	flexible, inclusive, and tailored to the country context, and allow for the replacement of EU and Member States' programming documents with EU Joint Programming documents. Joint programming should build on the partner countries' engagement, appropriation and ownership. The Union and its Member States should seek to support partner countries through joint implementation, whenever appropriate.	flexible, inclusive, and tailored to the country context, and allow for the replacement of EU and Member States' programming documents with EU Joint Programming documents. Joint programming should build on the partner countries' engagement, appropriation and ownership. The Union and its Member States should seek to support partner countries through joint implementation, whenever appropriate. Joint implementation should be inclusive and open to all Union partners who agree and can contribute to a common vision, including Member States' agencies and their development financial institutions,	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				private sector, civil society and academia.	
				(24 bis) The criteria used to establish partners' needs in the programming approach should be consistent with the transparency principles laid down in this Regulation.	Provisionally closed on 11 June 2020
34. bis		(24a) In the case of a serious or persistent degradation of democracy, human rights and rule of law in one of the partner countries, support may, by means of a delegated act, be partially or fully suspended. The Commission should take due account of relevant European Parliament resolutions in its decision-making.		(24 ter) As the respect for democracy, human rights and the rule of law is essential for sound financial management and effective EU funding as referred to in the Financial Regulation, assistance may be suspended in case of degradation in democracy, human rights and rule of law in third countries.	Provisionally closed
34. ter		(24b) This Regulation should reconfirm nuclear safety as an important part of the Union external action		(24 ter) The Union is committed to facilitating the objectives of nuclear safety cooperation specified in Regulation	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		and facilitate the		(EINS). Therefore, the	
		objectives of cooperation		partner countries track	
		specified in Regulation		record in implementing	
		(EU)/ of the		obligations and	
		European Parliament		commitments	
		and of the Council ³⁸		concerning nuclear	
		('Regulation EINS').		safety should be taken	
		Therefore, in the event		into account and be	
		where a partner country		taken up in the regular	
		persistently fails to		political dialogue with	
		respect the basic nuclear		those countries. In the	
		safety standards, such as		event where a partner	
		provisions of the		country persistently fails	
		relevant international		to respect the basic	
		Conventions within the		nuclear safety standards	
		Framework of the		and provisions of the	
		IAEA, the Espoo and		relevant international	
		Aarhus Conventions and		conventions, the Union	
		their subsequent		should take appropriate	
		amendments, the Treaty		steps.	
		on the Non-Proliferation			
		of Nuclear Weapons and			
		the additional Protocols			
		thereto, the			
		commitments to			
		implementation of stress			
		tests and related			
		measures, and the			

Regulation (EU) .../... of the European Parliament and of the Council of... on... (OJ...) 38

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		objectives of cooperation	manaare		
		specified in Regulation			
		EINS, assistance under			
		this Regulation for the			
		country concerned			
		should be reconsidered			
		and may be suspended			
		or partly suspended.			
35.	(25) Whilst democracy	(25) Whilst democracy	(25) Whilst democracy	(25) Under this	Provisionally closed on
	and human rights,	and human rights and	and human rights,	Regulation, the Union	11 June 2020
	including gender equality	fundamental freedoms,	including gender equality	should address human	
	and women's	including the protection	and women's	rights and	
	empowerment should be	of children, minorities,	empowerment should be	democratisation issues	
	reflected throughout the	persons with disabilities	reflected throughout the	at all levels. Whilst	
	implementation of this	and LGBTI persons, as	implementation of this	democracy and human	
	Regulation, Union	well as gender equality,	Regulation, Union	rights, including gender	
	assistance under the	and women's women and	assistance under the	equality and women's	
	thematic programmes for	girls' empowerment	thematic programmes for	empowerment should be	
	human rights and	should be <i>consistently</i>	human rights and	reflected and	
	democracy and civil	reflected and	democracy and civil	mainstreamed	
	society organisations	mainstreamed	society organisations	throughout the	
	should have a specific	throughout the	should have a specific	implementation of this	
	complementary and	implementation	complementary and	Regulation, Union	
	additional role by virtue	application of this	additional role by virtue	assistance under the	
	of its global nature and	Regulation, Union	of its global nature and	thematic programmes for	
	its independence of	assistance under the	its independence of	human rights and	
	action from the consent	thematic programmes for	action from the consent	democracy and civil	
	of the governments and	human rights and	of the governments and	society organisations	
	public authorities of the	democracy and civil	public authorities of the	should have a specific	
	third countries	society organisations -	third countries	complementary and	
	concerned.	local authorities should	concerned. This role	additional role by virtue	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		have a specific complementary and additional role by virtue of its global nature and its independence of action from the consent of the governments and public authorities of the third countries concerned. In doing so, the Union should pay particular attention to countries and urgency situations where human rights and fundamental freedoms are most at risk and where disrespect for those rights and freedoms is particularly pronounced and systematic, as well as to situations where space for civil society is at stake. The Union's assistance under this Regulation should be designed in such a way as to allow for support to, and cooperation and partnership with civil society on sensitive and	should allow for cooperation and partnership with civil society, especially on sensitive human rights and democracy issues.	of its global nature and its independence of action from the consent of the governments and public authorities of the third countries concerned. This role should allow for cooperation and partnership with civil society, especially on sensitive human rights and democracy issues. The Union should pay particular attention to countries and urgency situations where human rights and fundamental freedoms are most at risk and where disrespect for those rights and freedoms is particularly pronounced and systematic, in a flexible manner.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		human rights and			
		democracy issues,			
		providing the flexibility			
		and requisite reactivity			
		to respond to changing			
		circumstances, needs of			
		beneficiaries, or periods			
		of crisis, and when			
		necessary, contributing			
		to capacity building of			
		civil society. In such			
		cases, the political			
		priorities should be to			
		promote respect for			
		international law and to			
		provide means of action			
		to local civil society and			
		other relevant human			
		rights stakeholders in			
		order to contribute to			
		work that is carried out			
		in very difficult			
		circumstances. This			
		Regulation should offer			
		also the possibility for			
		civil society			
		organisations to receive			
		small grants in a fast			
		and efficient manner			
		when necessary, in			
		particular in the most			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		difficult situations, such as those of fragility, crisis, and intercommunity tensions.			
35. bis		(25a) In accordance with Articles 2, 3 and 21 TEU and Article 8 TFEU, the implementation of this Regulation should be guided by the principles of gender equality, women and girls' empowerment, and should seek to protect and promote women's rights in line with the Gender Action Plan II, the Council Conclusions on Women Peace and Security of 10 December 2018, the Council of Europe Istanbul Convention and Goal 5 of the 2030 Agenda for Sustainable Development.			Provisionally closed on 20 November 2020
35. bis bis		20. Stophicia	(25 bis) EU Election Observation Missions should contribute to increase transparency	(25 bis) EU election observation missions should contribute to increase transparency	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			and confidence in electoral processes, and provide an informed assessment of elections as well as recommendations for their further improvement, in the context of Union cooperation and political dialogue with partner countries.	and confidence in electoral processes, and provide an informed assessment of elections as well as recommendations for their further improvement, in the context of Union cooperation and political dialogue with partner countries. Indicatively up to 25 % of the resources initially allocated to the programme for Human Rights and Democracy should be devoted to the funding of EU election observation missions.	
35. ter		(25b) This Regulation should address and mainstream the promotion of women's rights and gender equality globally, including by supporting organisations which are working on promoting sexual and reproductive health and rights (access			Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		to quality and accessible information, education and services) and combating gender-based violence and discrimination, as well as recognising and addressing the close links between the issues of peace, security, development and gender equality. This work should be coherent with, and promote the implementation of relevant international and European principles and conventions.			
35. ter bis			(25 ter) As reaffirmed in the Council Conclusions of 26 November 2018 on the implementation of the EU Gender Action Plan II (GAP II) in 2017 ³⁹ : Strengthening gender equality and women's empowerment in EU external action,	(25 ter) The implementation of this Regulation should be guided by the principles of gender equality, women and girls' empowerment and preventing and combating violence against women and	Provisionally closed

³⁹ Council Conclusions of 26 November 2018 on the implementation of the EU Gender Action Plan II (GAP II) in 2017

Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			down actions in law and and	
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		us a principal objective.	0 11	
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			mandate increased efforts to reach the five minimum standards of performance indicated by the GAP II should lead to a gender sensitive and transformative approach in all EU external action and international cooperation. At least 85% of new actions implemented under this Regulation should score G1 or G2 on the Gender Equality Policy Marker of the OECD Development Assistance Committee (G-marker), and at least 5% of those actions should have gender equality and women's empowerment as a principal objective.	increased efforts to reach the five minimum standards of performance indicated by the GAP II should lead to a gender sensitive and transformative approach in all EU external action and international cooperation. At least cooperation. At least should score implemented under this Regulation should score of the OECD Development Assistance Committee (G-marker), and at least 5% of those actions should have gender equality and women's empowerment in gender sensitive and domestic violence, and should seek to protect and promote women's rights in line with the EU Gender Action Plans and relevant Council Conclusions and international conventions, including the Council Conclusions on Women Peace and Security of 10 December 2018. Strengthening gender equality and women's empowerment in EU external action and increasing efforts to reach the minimum standards of performance indicated by the Gender Action Plans should lead to a gender sensitive and

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				principal or a significant objective, as defined by the gender equality policy marker of the OECD DAC. At least 5% of these actions should have gender equality and women's and girls' rights and empowerment as a principal objective.	
35. quater			(25 quater) This Regulation recognizes that demographic growth and demographic shifts can have significant impact on development gains and economic progress. It should support partners' efforts towards an integrated approach that minimises the challenges related to population growth and maximises the benefits of a demographic dividend, while respecting, protecting and fulfilling human rights as well as gender equality.	(25 quater) This Regulation recognises that demographic growth and demographic shifts can have significant impact on development gains and economic progress. In order to ensure that current and future generations will be able to achieve their full potential in a sustainable way, this Regulation should support partners' efforts towards an integrated approach that minimises the challenges related to population growth and maximises the benefits	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate	of a demographic dividend, while respecting each country's right to decide on its demographic policy and while respecting, protecting and fulfilling human rights as well as gender	
36.	(26) Civil society organisations should embrace a wide range of actors with different roles and mandates which includes all non-State, not-for-profit structures, non-partisan and non-violent, through which people organise to pursue shared objectives and ideals, whether political, cultural, social or economic. Operating from the local to the national, regional and international levels, they comprise urban and rural, formal and informal organisations.	(26) Civil society organisations should embrace a wide range of actors with different multiple roles and mandates which includes all non-State, not-for-profit structures, non-partisan and non-violent structures, through which people organise to pursue shared objectives and ideals, whether political, cultural, social, or religious, environmental, economic or holding authorities to account. Operating from the local to the national, regional	(26) Civil society organisations should embrace a wide range of actors with different roles and mandates which includes all non-State, not-for-profit structures, non-partisan independent and non-violent, through which people organise to pursue shared objectives and ideals, whether political, cultural, social or economic. Operating from the local to the national, regional and international levels, they comprise urban and rural, formal and informal	equality. (26) Civil society organisations should embrace a wide range of actors with different multiple roles and mandates which includes all non-State, not-for- profit structures, non- partisan independent and non-violent structures, through which people organise to pursue shared objectives and ideals, whether political, cultural, religious, environmental, social or economic. Operating from the local to the national, regional and international levels, they	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				associated monitoring processes of programmes.	
36 bis				The role of organisations supporting democracy, free elections, civil society, human rights and the rule of law worldwide, such as the European Endowment for Democracy (EED), as well as citizen election observation organisations and their European and other regional and global platforms, should be supported under this Regulation.	Provisionally closed on 20 November 2020
36. bis		(26a) In line with the Consensus for Development, the Union and its Member States should foster the participation of civil society organisations (CSOs) and local authorities (LAs) in contributing to sustainable development		(26a) This Regulation should foster the participation of civil society organisations in contributing to sustainable development and to the implementation of the SDGs inter alia in the areas of democracy, the rule of law, fundamental	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
Line	Commission proposal	and to the implementation of the SDGs, inter alia in the sectors of democracy, the rule of law, fundamental freedoms and human rights, social justice and as providers of basic social services to populations most in need. They should recognise the multiple roles played by CSOs and LAs, the latter as promoters of a territorial approach to development, including decentralisation processes, participation, oversight and accountability. The Union and its Member States should promote an operating space and enabling environment for CSOs, and further enhance their support		freedoms and human rights, social justice and basic social services.	Comments
		for CSOs' and LAs' capacity building in order to strengthen their voice in the sustainable			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		development process and advance political, social and economic dialogue, including through civil society facilities programmes.			
			(26 bis) Under this Regulation, the Union should address human rights and democratisation issues, including in partnership with civil society, at global, regional, national and local levels.		Provisionally closed on 11 June 2020
36. ter		(26b) The Union should support civil society organisations and promote their greater strategic involvement in all external instruments and programmes, including geographical programmes and the rapid response actions under this Regulation, in keeping with the Council conclusions of 15 October 2012 on 'The roots of democracy and sustainable			Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		development: Europe's engagement with civil society in external			
		relations'.			
			(26 ter) This Regulation		
			should consider digital		
			solutions and		
			technologies as powerful		
			enablers for sustainable		
			development and inclusive growth, and		
			should contribute to		
			further promoting		
			digitalisation.		
37.	(27) This Regulation lays	(27) This Regulation lays	(27) This Regulation lays	(27) This Regulation lays	Provisionally closed on 2
	down a financial	down a financial	down a financial	down a financial	October 2020
	envelope for this	envelope for this	envelope for this	envelope for this	
	Instrument, which is to	Instrument, which is to	Instrument, which is to	Instrument, which is to	
	constitute the prime	constitute the prime	constitute the prime	constitute the prime	
	reference amount, within	reference amount, within	reference amount, within	reference amount, within	
	the meaning of point 17	the meaning of point 17	the meaning of point 17	the meaning of point 17	
	of the Interinstitutional	of the Interinstitutional	of the Interinstitutional	of the Interinstitutional	
	Agreement of 2	Agreement of 2	Agreement of 2	Agreement of 2	
	December 2013 between	December 2013 between	December 2013 between	December 2013 between	
	the European Parliament,	the European Parliament,	the European Parliament,	the European Parliament,	
	the Council and the	the Council and the	the Council and the	the Council and the	
	Commission on	Commission on	Commission on	Commission on	
	budgetary discipline, on	budgetary discipline, on	budgetary discipline, on	budgetary discipline, on	
	cooperation in budgetary	cooperation in budgetary	cooperation in budgetary	cooperation in budgetary	
	matters and on sound	matters and on sound	matters and on sound	matters and on sound	
		financial management ⁴⁰ ,	financial	financial management ⁴⁰ ,	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	financial management ⁴⁰ ,	for the European	management ⁴⁰⁴⁰ , for the	for the European	
	for the European	Parliament and the	European Parliament and	Parliament and the	
	Parliament and the	Council during the	the Council during the	Council during the	
	Council during the	annual budgetary	annual budgetary	annual budgetary	
	annual budgetary	procedure.	procedure.	procedure.	
	procedure.				
38.	(28) Reflecting the	(28) Reflecting the	(28) Reflecting the	(28) Reflecting the	Provisionally closed
	importance of tackling	importance of tackling	importance of tackling	importance of tackling	
	climate change in line	climate change,	climate change in line	climate change in line	
	with the Union	protecting the	with the Union	with the Union	
	commitments to	environment and fight	commitments to	commitments to	
	implement the Paris	biodiversity loss, in line	implement the Paris	implement the Paris	
	Agreement and the	with the Union	Agreement and the	Agreement and the	
	United Nations	commitments to	United Nations	United Nations	
	Sustainable Development	implement the Paris	Sustainable Development	Sustainable Development	
	Goals, this Regulation	Agreement, the	Goals, this Regulation	Goals, this Regulation	
	should contribute to	Convention on	should contribute to	should contribute to	
	mainstream climate	Biological Diversity and	mainstream climate	mainstream climate	
	action in the Union	the United Nations	action in the Union	action in the Union	
	policies and to the	Sustainable Development	policies and to the	policies and to the	
	achievement of an	Goals, this Regulation	achievement of an	achievement of an	
	overall target of 25 % of	should contribute to	overall target of 25-30 %	overall target of 2530 %	
	the Union budget	mainstream climate <i>and</i>	of the Union budget	of the Union budget	
	expenditures supporting	environmental action in	expenditures supporting	expenditures supporting	
	climate objectives.	the Union policies and to	climate objectives.	climate objectives.	
	Actions under this	the achievement of an	Actions under this	Actions under this	
	Regulation are expected	<i>the</i> overall target of 25 %	Regulation are expected	Regulation are expected	
	to contribute 25% of its	of the Union budget	to contribute at least	to contribute 30% of its	

⁴⁰ OJ C 373, 20.12.2013, p. 1.

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	overall financial envelope to climate objectives. Relevant actions will be identified during the implementation of this Regulation, and the overall contribution from this Regulation should be part of relevant evaluations and review processes.	expenditures supporting climate objectives and support actions with clean and identifiable co-benefits across sectors. Actions under this Regulation are expected to contribute 25 % 45 % of its overall financial envelope to climate objectives, environmental management and protection, biodiversity and combatting desertification, of which 30 % of the overall financial envelope should be dedicated to climate change mitigation and adaptation. Relevant actions will be identified during the implementation application of this Regulation, and the overall contribution from this Regulation should be part of relevant evaluations and review	25% of its overall financial envelope to climate objectives. Relevant actions will be identified during the implementation of this Regulation, and the overall contribution from this Regulation should be part of relevant <i>monitoring</i> , evaluations and review processes.	overall financial envelope to climate objectives. Relevant actions will be identified during the implementation of this Regulation, and the overall contribution from this Regulation should be part of relevant monitoring, evaluations and review processes.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		processes. Union action			
		in this area should			
		favour the adherence to			
		the Paris Agreement and			
		to the Rio Conventions,			
		and not contribute to			
		environmental			
		degradation or cause			
		harm to the environment			
		or climate. Actions and			
		measures contributing to			
		meeting the target on			
		climate shall put special			
		emphasis on support for			
		adaptation to climate			
		change in poor, highly			
		vulnerable countries,			
		and should take into			
		consideration the			
		relation between			
		climate, peace and			
		security, women's			
		empowerment and the			
		fight against poverty.			
		This Regulation should			
		contribute to the			
		sustainable management			
		of natural resources and			
		promote sustainable and			
		secure mining, forest			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		management and agriculture.			
38 bis				In view of contributing to halting and reversing the decline of biodiversity, this Regulation should contribute to the ambition of providing 7,5% of annual spending under the Multiannual Financial Framework to biodiversity objectives in the year 2024 and 10% of annual spending under the Multiannual Financial Framework to biodiversity objectives in 2026 and 2027, while considering the existing overlaps between climate and biodiversity goals.	Provisionally closed
38. bis			(28 bis) Funding allocated in the context of this Regulation should be coherent with the long term temperature goal set out in the Paris Agreement of holding the increase	Union action in this area should favour the adherence to the Paris Agreement and the Rio Conventions on biodiversity, climate change and desertification, and not	Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			in the global average	contribute to	
			temperature to well	environmental	
			below 2°C above pre-	degradation or cause	
			industrial levels and	harm to the environment	
			pursuing efforts to limit	or climate.	
			the temperature increase	In particular, funding	
			to 1.5°C.	allocated in the context	
				of this Regulation	
				should be coherent with	
				the long-term	
				temperature goal of	
				holding the increase in	
				the global average	
				temperature to well	
				below 2°C above pre-	
				industrial levels and	
				pursuing efforts to limit	
				the temperature increase	
				to 1.5°C. It should also	
				be coherent with the	
				objective to increase the	
				ability to adapt to the	
				adverse effects of	
				climate change and	
				foster climate resilience.	
				Particular attention	
				should be given to	
				actions that create co-	
				benefits and meet	
				multiple objectives,	
				including for climate,	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				biodiversity and the environment.	
38. ter			(28 ter) The funding allocated in the context of this Regulation should be subject to the OECD methodology (Rio markers) to track the expenditure related to environmental management and protection, climate action, desertification and biodiversity.	environment.	Provisionally closed on 20 November 2020
38. quater			(28 quater) Particular attention should be given to actions that create co-benefits and meet multiple objectives, including for climate, biodiversity and the environment.		Provisionally closed on 20 November 2020
39.	(29) It is essential to further step up cooperation on migration with partner countries, reaping the benefits of well-managed and regular migration and effectively addressing irregular migration. Such	(29) It is essential to further step up Cooperation on migration with partner countries, reaping the benefits of well managed and regular can lead to mutually benefiting from orderly, safe and	(29) It is essential to further step up cooperation on migration with partner countries while respecting competences of the Member States, reaping the benefits of well-managed and regular	(29) The EU should favour a constructive engagement on mobility and all aspects of migration working to ensure that migration takes place in a safe and well-regulated manner. It is essential to further step	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	cooperation should	responsible migration	migration and effectively	up cooperation on	
	contribute to ensuring	and to effectively	addressing irregular	migration with partner	
	access to international	addressing irregular	migration. Such	countries while	
	protection, addressing the	migration <i>and forced</i>	cooperation should	respecting competences	
	root causes of irregular	displacement. Such	contribute to ensuring	of the Member States,	
	migration, enhancing	cooperation should	access to international	reaping the benefits of	
	border management and	contribute to <i>facilitating</i>	protection, addressing	orderly, safe, regular and	
	pursuing efforts in the	safe and legal pathways	the root causes of	responsible, migration	
	fight against irregular	for migration and	irregular migration and	and effectively	
	migration, trafficking in	asylum, ensuring access	forced displacement,	addressing irregular	
	human beings and	to international	enhancing border	migration and forced	
	migrant smuggling, and	protection, addressing the	management and	displacement. Such	
	working on returns,	root causes of irregular	pursuing efforts in the	cooperation should	
	readmission and	migration and forced	fight against to prevent	contribute to ensuring	
	reintegration where	displacement, engaging	irregular migration , and	access to international	
	relevant, on the basis of	with diasporas,	forced displacement,	protection, addressing	
	mutual accountability	enhancing border	fighting against	the root causes of	
	and full respect of	management and	trafficking in human	irregular migration and	
	humanitarian and human	pursuing efforts in the	beings and migrant	forced displacement,	
	rights obligations.	fight against addressing	smuggling, and working	enhancing border	
	Therefore, third	irregular migration,	on returns, readmission	management and	
	countries' effective	trafficking in human	and reintegration where	pursuing efforts to	
	cooperation with the	beings and migrant	relevant, on the basis of	prevent irregular	
	Union in this area should	smuggling, and working	mutual accountability	migration, and forced	
	be an integral element in	on safe, dignified and	and full respect of	displacement, fighting	
	the general principles of	sustainable returns,	humanitarian and human	against trafficking in	
	this Regulation. An	readmission and	rights obligations.	human beings and	
	increased coherence	reintegration where	Therefore, third	migrant smuggling, and	
	between migration and	relevant, in a conflict-	countries' effective	working on dignified and	
	development cooperation	sensitive manner, on the	cooperation with the	sustainable returns,	
	policies is important to	basis of mutual	Union in this area should	readmission and	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	ensure that development	accountability, and in	be an integral element in	reintegration where	
	assistance supports	full respect of	the general principles of	relevant, on the basis of	
	partner countries to	humanitarian and human	this Regulation. An	mutual accountability	
	manage migration more	rights obligations-	increased coherence	and full respect of	
	effectively. This	Therefore, third	between migration-and,	humanitarian and human	
	Regulation should	countries' effective	development cooperation	rights obligations under	
	contribute to a	cooperation with the	and other external	international and Union	
	coordinated, holistic and	under international and	policies is important to	law, and by engaging	
	structured approach to	Union-in this area should	ensure that development	with diasporas and	
	migration, maximising	be an integral element in	the Union's external	supporting legal	
	the synergies and	the general principles of	assistance supports	migration pathways.	
	applying the necessary	this Regulation. An	partner countries to	Therefore, third	
	leverage.	increased law. Coherence	manage migration more	countries' effective	
		between migration and	effectively. This	cooperation with the	
		development cooperation	Regulation should	Union in this area should	
		policies is important to	contribute to a	be an integral element of	
		ensure that development	coordinated, holistic and	this Regulation. An	
		assistance supports	structured approach to	increased coherence	
		partner countries to	migration, maximising	between migration and	
		manage fight poverty	the synergies and	development cooperation	
		and inequality, promote	applying the necessary	and other external	
		rights and freedoms, as	leverage.	policies is important to	
		well as contribute to an		ensure that the Union's	
		orderly, safe and		external assistance	
		responsible migration		supports partner	
		more effectively		countries to manage	
		management. This		migration more	
		Regulation should		effectively towards	
		contribute to a		sustainable development.	
		coordinated, holistic and		This Regulation should	
		structured approach to		contribute to a	

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate		
		migration, maximising		coordinated, holistic and	
		the synergies and		structured approach to	
		applying the necessary		migration, maximising	
		leverage the positive		the synergies and	
		impact of migration and		applying the necessary	
		mobility on		leverage.	
		development.			
40.	(30) This Regulation	(30) This Regulation	(30) This Regulation	(30) This Regulation	Provisionally closed
	should enable the Union	should enable the Union	should enable the Union	should enable the Union,	
	to respond to challenges,	to respond to challenges,	to, in cooperation with	in cooperation with	
	needs and opportunities	needs and opportunities	Member States, to	Member States, to	
	related to migration, in	related to migration, in	comprehensively	comprehensively respond	
	complementarity with	complementarity with	respond to challenges,	to challenges, needs and	
	Union migration policy.	Union migration policy	needs and opportunities	opportunities related to	
	To contribute to that end,	and development	related to migration, in	migration and forced	
	and without prejudice to	<i>policies</i> . To contribute to	and forced displacement	displacement in	
	unforeseen	that end, in order to	in coherence and	coherence and	
	circumstances, 10% of its	maximise the	complementarity with	complementarity with	
	financial envelope is	contribution of	Union migration policy.	Union migration policy.	
	expected to be dedicated	migration to	To contribute to that end,	To contribute to that end,	
	to addressing the root	<i>development</i> , and	and without prejudice to	and without prejudice to	
	causes of irregular	without prejudice to	unforeseen	unforeseen	
	migration and forced	unforeseen circumstances	circumstances, at least	circumstances	
	displacement and to	new emerging	10% of its the financial	indicatively 10% of the	
	supporting migration	challenges or new needs,	envelope is expected to	financial envelope of this	
	management and	a maximum of 10 % of	of this Regulation	Regulation should be	
	governance including the	its financial envelope is	should be dedicated	dedicated particularly to	
	protection of refugees	expected to be dedicated	particularly to actions	actions supporting	
	and migrants' rights	to addressing the root	supporting management	management and	
	within the objectives of	causes of irregular	and governance of	governance of migration	
	this Regulation.	migration and forced	migration and forced	and forced displacement,	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		displacement and to	displacement, within the	within the objectives of	
		supporting <i>strengthened</i>	objectives of this	this Regulation. In	
		engagement to facilitate	Regulation. In addition	addition, this target	
		safe, orderly, regular	this target should also	should also include	
		and responsible	include actions to	actions to address the	
		migration management	address ing the root	root causes of irregular	
		and the implementation	causes of irregular	migration and forced	
		of planned and well-	migration and forced	displacement when they	
		managed migration	displacement and to	directly target specific	
		policies and governance,	supporting migration	challenges related to	
		including the protection	management and	migration and forced	
		of refugees and migrants'	governance including the	displacement. Migration-	
		rights based on	protection of refugees	related actions under this	
		international and Union	and migrants' rights	Regulation, as needed	
		<i>law</i> within the objectives	within the objectives of	through its geographic	
		of this Regulation. <i>This</i>	this Regulation. when	and thematic	
		Regulation should also	they directly target	programmes and rapid	
		contribute to addressing	specific challenges,	response actions, should	
		the brain-drain	related to migration and	build on the experience	
		phenomenon and to help	forced displacement.	learned during the	
		support the needs of	Migration-related	implementation of the	
		displaced people and	actions under this	European Agenda on	
		host communities, in	Regulation, as needed	Migration and the	
		particular through the	through its geographic	Multiannual Financial	
		provision of access to	and thematic	Framework 2014-2020,	
		basic services and	programmes and rapid	to build comprehensive	
		livelihoods	response actions should	partnerships. EU support	
		opportunities.	build on the experience	should take into account	
			gained during the	the development benefits	
			implementation of the	of regular migration.	
			European Agenda on	Migration-related actions	

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate		
			Migration and the	under this Regulation	
			Multiannual Financial	should contribute to the	
			Framework 2014-2020,	effective implementation	
			in particular the	of EU agreements and	
			European Union	dialogues on migration	
			Emergency Trust Fund	with third countries by	
			for stability and	encouraging cooperation	
			addressing root causes	relying on a flexible	
			of irregular migration	incitative approach and	
			and displaced persons in	supported by a	
			Africa, to build	coordination mechanism	
			comprehensive	within this Regulation.	
			partnerships. EU	This mechanism should	
			support should take into	enable to address	
			account the development	ongoing and emerging	
			benefits of regular	migration challenges	
			migration and	within this Regulation	
			contribute to the	using all appropriate	
			effective implementation	components through	
			of EU agreements and	flexible funding while	
			dialogues on migration	respecting its financial	
			with third countries by	envelopes and relying on	
			encouraging	their flexible	
			cooperation through a	implementation. These	
			flexible incitative	actions should be	
			approach. A facility	implemented in full	
			should enable to address	respect of international	
			ongoing and emerging	law, including	
			migration challenges	international human	
			within this Regulation	rights and refugee law,	
			using all appropriate	EU and national	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			components through flexible funding while respecting its financial envelopes and relying on their flexible implementation. These actions should be implemented in full respect of international law, including international human rights and refugee law, EU and national competences. The Commission should develop and use a robust and transparent tracking system to measure such expenditure and to report on it.	competences. The European Commission should develop and use a robust and transparent tracking system to measure such expenditure and to report on it.	
40. bis		(30a) Information and communication technologies (ICT) and services are proven enablers of sustainable development and inclusive growth. They can be key to improving citizens' lives even in the poorest countries, in particular by		(30a) This Regulation should consider digital solutions and information and communication technologies as powerful enablers for sustainable development and inclusive growth, and should contribute to	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		empowering women and girls, enhancing democratic governance and transparency, and boosting productivity and job creation. Nevertheless, connectivity and affordability remain a problem both across and within regions, since there are large variations between high and lower income countries and between cities and rural areas. This regulation should therefore help the Union to further mainstream digitalisation into the Union development policies.		further promoting digitalisation.	
40 bis bis				(30a bis) Actions adopted under this Regulation in relation to the fight against terrorism and organised crime, cyber security and the fight against cybercrime, and capacity building of military	Provisionally agreed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				actors in support of development and security for development should aim to generate direct human security benefits for the population, contain relevant good practices to ensure sustainability and accountability in the medium and long term including effective democratic oversight, and should promote the rule of law, transparency, and established international law principles.	
40. ter		(30b) The 2030 Agenda for Sustainable Development, adopted by a Resolution of the United Nations General Assembly on 25 September 2015, underlined the importance of promoting peaceful and inclusive societies both as a Sustainable Development Goal		(30b) The 2030 Agenda for Sustainable Development, adopted by a Resolution of the United Nations General Assembly on 25 September 2015, underlined the importance of promoting peaceful and inclusive societies both as a Sustainable Development Goal	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		(SDG) 16 and in order		(SDG) 16 and in order	
		to achieve other		to achieve other	
		development policy		development policy	
		outcomes. SDG 16.a		outcomes. SDG 16.a	
		specifically requests to		specifically requests to	
		'Strengthen relevant		'Strengthen relevant	
		national institutions,		national institutions,	
		including through		including through	
		international		international	
		cooperation, for		cooperation, for	
		building capacities at all		building capacities at all	
		levels, in particular in		levels, in particular in	
		developing countries, to		developing countries, to	
		prevent violence and		prevent violence and	
		combat terrorism and		combat terrorism and	
		crime'.		crime'.	
40.		(30c) In the High Level		(30c) In the High Level	Provisionally closed on
quater		Meeting Communiqué		Meeting Communiqué	11 June 2020
		of 19 February 2016, the		of 19 February 2016, the	
		Development Assistance		Development Assistance	
		Committee of the		Committee of the	
		Organisation for		Organisation for	
		Economic Cooperation		Economic Cooperation	
		and Development		and Development	
		updated the reporting		updated the reporting	
		directives on Official		directives on Official	
		Development Assistance		Development Assistance	
		in the field of peace and		in the field of peace and	
		security. The financing		security. The financing	
		of the actions		of the actions	
		undertaken in		undertaken in	

accordance with this Regulation constitutes Official Development Assistance when it fulfils the criteria set out in those reporting directives or any subsequent reporting directives, upon which the Development Assistance Committee is able to agree. 40. quin- quin- quir- quir- accordance with this Regulation constitutes Official Development Assistance when it fulfils the criteria set out in those reporting directives or any subsequent reporting directives, upon which the Development Assistance Committee is able to agree. (30d) The capacity building in support of accordance with this Regulation constitutes Official Development Assistance when it fulfils the criteria set out in those reporting directives or any subsequent reporting directives, upon which the Development Assistance Committee is able to agree. (30d) Capacity building in support of 11 June 2020	Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
development and security for development should be used in exceptional cases only, where the objectives of the Regulation cannot be met by other development cooperation activities. Giving support to security sector actors in third countries, including, under exceptional circumstances, the military, in a conflict prevention, crisis management or			Regulation constitutes Official Development Assistance when it fulfils the criteria set out in those reporting directives or any subsequent reporting directives, upon which the Development Assistance Committee is able to agree. (30d) The capacity building in support of development and security for development should be used in exceptional cases only, where the objectives of the Regulation cannot be met by other development cooperation activities. Giving support to security sector actors in third countries, including, under exceptional circumstances, the military, in a conflict prevention, crisis		Regulation constitutes Official Development Assistance when it fulfils the criteria set out in those reporting directives or any subsequent reporting directives, upon which the Development Assistance Committee is able to agree. (30d) Capacity building in support of development and security for development should be used in exceptional cases only, where the objectives of the Regulation cannot be met by recourse to	-

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		stabilisation context is essential to ensure appropriate conditions for poverty eradication and development. Good governance, effective democratic control and civilian oversight of the security system, including of the military, as well as compliance with human rights and the rule of law principles are essential attributes of a well-functioning State in any context, and should be promoted through a wider security sector reform support to			
40. sexies		third countries. (30e) This Regulation should build on the conclusions of the evaluation by the Commission requested for June 2020, including a wide-ranging, multistakeholder public consultation, assessing the coherence of capacity building in		(30e) This Regulation should build on the experience gained and lessons learned from actions on capacity-building for development and security for development, in particular from relevant consultations and	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		support of development		evaluations, conducted	
		and security for		within the framework of	
		development within the		Regulation 2017/2306 of	
		security-development		12 December 2017. In	
		nexus funded by the		this context,	
		Union and its Member		Commission should also	
		States with the Global		take into account, where	
		Strategy and the UN		appropriate, joint	
		Sustainable		evaluations with	
		Development Goals.		Member States.	
40.		(30f) The Union should		(30f) The Union should	Provisionally closed on
septies		also promote a conflict-		also promote a conflict-	11 June 2020
		sensitive and gender-		sensitive and gender-	
		sensitive approach in all		sensitive approach in all	To be aligned with recital
		actions and programmes		actions and programmes	on gender
		under this Regulation,		under this Regulation.	
		with the aim of avoiding			
		negative impacts and			
		maximising positive			
		ones.			
41.	(31) Horizontal financial	(31) Horizontal financial	(31) Horizontal financial	(31) Horizontal	Provisionally closed
	rules adopted by the	rules adopted by the	rules adopted by the	financial rules adopted	
	European Parliament and	European Parliament and	European Parliament and	by the European	
	the Council on the basis	the Council on the basis	the Council on the basis	Parliament and the	
	of Article 322 of the	of Article 322 of the	of Article 322 of the	Council on the basis of	
	Treaty on the	Treaty on the	Treaty on the	Article 322 of the Treaty	
	Functioning of the	Functioning of the	Functioning of the	on the Functioning of	
	European Union should	European Union TFEU	European Union should	the European Union	
	apply to this Regulation.	should apply to this	apply to this Regulation.	apply to this Regulation.	
	These rules are laid down	Regulation. These rules	These rules are laid down	These rules are laid	
	in the Financial	are laid down in	in the Financial	down in the Financial	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Regulation and	Regulation (EU,	Regulation and	Regulation and	
	determine in particular	Euratom) 2018/1046 of	determine in particular	determine in particular	
	the procedure for	the European	the procedure for	the procedure for	
	establishing and	Parliament and of the	establishing and	establishing and	
	implementing the budget	Council ⁴¹ ("the Financial	implementing the budget	implementing the budget	
	through grants,	Regulation") and	through grants,	through grants,	
	procurement, prizes,	determine in particular	procurement, prizes,	procurement, prizes,	
	indirect implementation,	the procedure for	indirect implementation,	indirect implementation,	
	financial assistance,	establishing and	financial assistance,	and provide for checks	
	budget support, trust	implementing the budget	budget support, trust	on the responsibility of	
	funds, financial	through grants,	funds, financial	financial actors. Rules	
	instruments and	procurement, prizes,	instruments and	adopted on the basis of	
	budgetary guarantees,	indirect implementation,	budgetary guarantees,	Article 322 TFEU also	
	and provide for checks	financial assistance,	and provide for checks	include a general regime	
	on the responsibility of	budget support, trust	on the responsibility of	of conditionality for the	
	financial actors. Rules	funds, financial	financial actors. Rules	protection of the Union	
	adopted on the basis of	instruments and	adopted on the basis of	budget.	
	Article 322 TFEU also	budgetary guarantees,	Article 322 TFEU also		
	concern the protection of	and provide for checks	concern other		
	the Union's budget in	on the responsibility of	conditionalities to		
	case of generalised	financial actors. Rules	protect the budget the		
	deficiencies as regards	adopted on the basis of	protection of the Union's		
	the rule of law in	Article 322 TFEU also	budget in case of		
	Member States and third	concern the protection of	generalised deficiencies		
	countries, as the respect	the Union's budget in	as regards the rule of law		

Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014, and Decision No 541/2014/EU and repealing Regulation (EU, Euratom) No 966/2012 (OJ L 193, 30.7.2018, p. 1).

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Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	for the rule of law is essential for sound financial management and effective EU funding.	case of generalised deficiencies as regards the rule of law in Member States and third countries, as the respect for the rule of law is essential for sound financial management and effective EU funding.	in Member States and third countries, as the respect for the rule of law is essential for sound financial management and effective EU funding. 42		
42.	(32) The types of financing and the methods of implementation under this Regulation should be chosen on the basis of their ability to achieve the specific objectives of the actions and to deliver results, taking into	(32) The types of financing and the methods of implementation application under this Regulation should be chosen on the basis of partner's needs, preferences and specific context, their relevance,	(32) The types of financing and the methods of implementation under this Regulation should be chosen on the basis of their ability to achieve the specific objectives of the actions and to deliver results, taking into	(32) The types of financing and the methods of implementation under this Regulation should be chosen on the basis of their ability to achieve the specific objectives of the actions and to deliver results, taking into	Provisionally closed on 20 November 2020
	account, in particular, the costs of controls, the administrative burden, and the expected risk of non-compliance. This should include consideration of the use of lump sums, flat rates	sustainability and ability to comply with the development effectiveness principles, achieve the specific objectives of the actions and to deliver results, taking into account, in	account, in particular, the costs of controls, the administrative burden, and the expected risk of non-compliance. This should include consideration of the use of lump sums, flat rates	account, in particular, the costs of controls, the administrative burden, and the expected risk of non-compliance. This should include consideration of the use of lump sums, flat rates	

This recital may have to be updated pending the outcome of negotiations on the conditionality regime.

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	and unit costs, as well as financing not linked to costs as referred to in Article 125(1) of the Financial Regulation.	particular, the costs of controls, the administrative burden, and the expected risk of non-compliance. This should include consideration of the use of lump sums, flat rates and unit costs, as well as financing not linked to costs as referred to in Article 125(1) of the Financial Regulation. The role of the European Endowment for Democracy (EED) as a foundation mandated through the European institutions for the support of democracy, civil society and human rights worldwide should be strengthened and increased under this Regulation. The EED should be given the administrative flexibility and the financial opportunities to disburse targeted grants to civil	9	and unit costs, as well as financing not linked to costs as referred to in Article 125(1) of the Financial Regulation.	
		society actors in the			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		European Neighbourhood standing for the implementation of the European Neighbourhood Policy, in particular where it concerns the development of democracy, human rights, free elections and the rule of law.			
42. bis		ine rute of ture.		(32 bis) In accordance with Article 193(2) of Regulation (EU, Euratom) No 2018/1046, a grant may be awarded for an action which has already begun, provided that the applicant can demonstrate the need for starting the action prior to signature of the grant agreement. However, the costs incurred prior to the date of submission of the grant application are not eligible, except in duly justified exceptional cases. In order to avoid any	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				disruption in Union support which could be prejudicial to Union's interests, it should be possible to provide in the financing decision, during a limited period of time at the beginning of the multi-annual financial framework 2021-2027, and only in duly justified cases, for eligibility of activities and costs from the 1st of January 2021, even if they were implemented and incurred before the grant application was submitted.	
43.	(33) The new European Fund for Sustainable	(33) The new European Fund for Sustainable	(33) The new European Fund for Sustainable	(33) The new European Fund for Sustainable	Provisionally closed on 2 October 2020
	Development Plus	Development Plus	Development Plus	Development Plus	
	('EFSD+'), building on	('EFSD+'), building on	('EFSD+'), building on	('EFSD+'), building on	
	its successful	its successful	its successful	its successful	
	predecessor, the EFSD ⁴³ ,	predecessor, the EFSD ⁴³ ,	predecessor, the EFSD ⁴³ ,	predecessor, the EFSD ⁴⁴ ,	

[.]

Regulation (EU) 2017/1601 of the European Parliament and of the Council of 26 September 2017 establishing the European Fund for Sustainable Development (EFSD), the EFSD Guarantee and the EFSD Guarantee Fund.

Regulation (EU) 2017/1601 of the European Parliament and of the Council of 26 September 2017 establishing the European Fund for Sustainable Development (EFSD), the EFSD Guarantee and the EFSD Guarantee Fund.

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	should constitute an	should constitute an	should constitute an	should constitute an	
	integrated financial	integrated financial	integrated financial	integrated financial	
	package supplying	package supplying	package supplying	package supplying	
	financing capacity in the	financing capacity in the	financing capacity in the	financing capacity in the	
	form of grants, budgetary	form of grants, budgetary	form of grants, budgetary	form of grants, budgetary	
	guarantees and financial	guarantees and financial	guarantees and financial	guarantees and financial	
	instruments worldwide.	instruments worldwide.	instruments worldwide.	instruments worldwide.	
	The EFSD+ should	The EFSD+ should	The EFSD+ should	The EFSD+,	
	support the External	support the External	support become one of	complemented by	
	Investment Plan and	Investment Plan and	the pillars of the	technical assistance and	
	combine blending and	combine blending and	External Investment Plan	efforts to improve the	
	budgetary guarantee	budgetary guarantee	(EIP) and should be	investment climate of	
	operations covered by the	operations covered by the	complemented by pillar	partners, should become	
	External Action	External Action	2 and 3 of the EIP. The	<i>part of</i> the External	
	Guarantee, including	Guarantee, including	<i>EFSD</i> + <i>should</i> combine	Investment Plan and	
	those covering sovereign	those covering sovereign	blending and budgetary	combine blending and	
	risks associated with	risks associated with	guarantee operations	budgetary guarantee	
	lending operations,	lending operations,	covered by the External	operations covered by	
	previously carried out	previously carried out	Action Guarantee,	the External Action	
	under the external	under the external	including those covering	Guarantee, including	
	lending mandate to the	lending mandate to the	sovereign risks	those covering sovereign	
	European Investment	European Investment	associated with lending	risks associated with	
	Bank. Given its role	Bank. Given its role	operations, previously	lending operations,	
	under the Treaties and its	under the Treaties and its	carried out under the	previously carried out	
	experience over the last	experience over the last	external lending mandate	under the external	
	decades in supporting	decades in supporting	to the European	lending mandate to the	
	Union policies, the	Union policies, the	Investment Bank (EIB).	European Investment	
	European Investment	European Investment	Given its role under the	Bank (EIB). Given its	
	Bank should remain a	Bank should remain a	Treaties and its	role under the Treaties	
	natural partner for the	natural partner for the	experience over the last	and its experience over	
	Commission for the	Commission for the	decades in supporting	the last decades in	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	implementation of	implementation	Union policies, the	supporting Union	
	operations under the	<i>application</i> of operations	European Investment	policies, the European	
	External Action	under the External	Bank should remain a	Investment Bank should	
	Guarantee.	Action Guarantee. Other	natural partner for the	remain a natural partner	
		Multilateral	Commission for the	for the Commission for	
		Development Banks	implementation of	the implementation of	
		(MDBs) or EU National	operations under the	operations under the	
		Development Banks	External Action	External Action	
		(NDBs) also have skills	Guarantee.	Guarantee. The	
		and capital which can	Programming should	allocation of funds to be	
		add significant value to	lead to an appropriate	used for EFSD+	
		the impact of Union	balance between	operations should be	
		development policy and	blending and budgetary	based on the relevant	
		their participation under	guarantee operations	programming	
		the EFSD+ should	with the purpose of	documents, in particular	
		therefore also be	maximising development	the priorities defined	
		strongly promoted	impact. The EFSD+	therein, and should take	
		through this Regulation.	should be composed of	into consideration, inter	
			regional investment	alia, the specific realities	
			platforms within the	and needs of each	
			areas covered by this	partner country or	
			Regulation and, should	region and the relative	
			also cover, where	weight of the allocation	
			relevant, the areas under	of funds per	
			Regulation [IPA III]. Its	geographical area laid	
			implementation should	down in this Regulation.	
			be supported by a	Programming should	
			strategic board. The	lead to an appropriate	
			EFSD+ should be	balance between	
			implemented through an	blending and budgetary	
			open and collaborative	guarantee operations	

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate		
			investment architecture	under the EFSD+ as	
			to ensure an optimal use	well as other types of	
			of the sectoral and	financing foreseen in	
			geographic expertise of	Article 23. The EFSD+	
			eligible counterparts and	should be implemented	
			maximise its	through an open and	
			development impact. In	collaborative investment	
			order to ensure an	architecture to ensure	
			independent, impartial,	an optimal use of the	
			inclusive and	sectoral and geographic	
			transparent risk	expertise of eligible	
			management of the	counterparts and	
			EFSD+, a technical	maximise its	
			assessment group, open	development impact.	
			to experts from the EIB,	The EFSD+ should be	
			other eligible	composed of regional	
			counterparts and	investment platforms	
			interested Member	within the areas covered	
			States, organised and led	by this Regulation and,	
			by the Commission	should also cover, where	
			should be established.	relevant, the areas under	
			The conclusions of	Regulation [IPA III].	
			analysis done by the	In order to ensure an	
			technical assessment	independent, impartial,	
			group should be shared	inclusive and	
			in a timely manner with	transparent risk	
			all Member States, with	management of the	
			due regard to	EFSD+, a technical	
			confidentiality issues.	assessment group, open	
			The Commission and all	to experts from the EIB,	
			selected eligible	other eligible	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			counterparts, including the EIB, after consulting and taking into account the advice of the technical risk assessment group, should conclude and sign guarantee agreements and should present the key elements of these agreements to the strategic board.	counterparts and interested Member States, organised and led by the Commission should be established. The Commission should ensure that information and analysis are shared in a timely, transparent and inclusive manner with all Member States, with due regard to confidentiality issues. The Commission should conclude guarantee agreements with all selected eligible counterparts, including the EIB, after consulting and taking into account the advice of the technical risk assessment group, and should present the key elements of these agreements to the strategic board.	
43. bis			(33 bis) Given its role under the Treaties and its experience over the last decades in	(33bis) Given its role under the Treaties and its experience over the last decades in	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			supporting Union	supporting Union	
			policies, the EIB should	policies, the EIB should	
			remain a natural	remain a natural	
			partner for the	partner for the	
			Commission for the	Commission for the	
			implementation of	implementation of	
			operations under the	operations under the	
			External Action	External Action	
			Guarantee. The EIB and	Guarantee. The EIB and	
			the Commission should	the Commission should	
			enhance their	enhance their	
			cooperation and	cooperation and	
			coordination throughout	coordination throughout	
			the implementation of	the implementation of	
			the External Action	the External Action	
			Guarantee under the	Guarantee under the	
			EFSD+, including	EFSD+, including	
			during the programming	during the programming	
			process and in the field.	process and in the field.	
			To this end, the EIB	The EIB should be	
			should implement	entrusted with the	
			dedicated investment	implementation of a	
			windows for an	dedicated investment	
			indicative volume of	window covering a	
			EUR 26 725 million of	comprehensive risk	
			the External Action	cover for operations	
			Guarantee for the entire	with sovereign and non-	
			Multiannual Financial	commercial sub-	
			Framework, which	sovereign counterparts	
			should constitute the	which should be	
			dedicated mandates	exclusive except for	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			required by the EIB to	operations that the EIB	
			operate outside the EU.	decides not to or cannot	
			These dedicated	carry out. Additional	
			windows should support	non-exclusive dedicated	
			the provision of a	windows should be	
			comprehensive risk	established for the EIB	
			cover for operations	if appropriate, covering	
			with sovereign and non-	a comprehensive risk	
			commercial sub-	cover for operations	
			sovereign counterparts	with commercial sub-	
			and for operations with	sovereign counterparts;	
			commercial sub-	and operations for the	
			sovereign counterparts	promotion of foreign	
			as well as political risk	direct investment, trade	
			cover for private sector	and the	
			operations aiming at the	internationalisation of	
			promotion of the	partner countries'	
			internationalisation of	economies, including	
			partner countries'	through inward foreign	
			economies, including	direct investments, as	
			through inward foreign	well as other Union	
			direct investments, as	thematic priorities in	
			well as other Union	support of the objectives	
			thematic priorities in	of this Regulation and in	
			support of the objectives	line with the Sustainable	
			of this Regulation and in	Development Goals,	
			line with the Sustainable	including, but not	
			Development Goals,	limited to European	
			including, but not	Union Development	
			limited to European	Finance Institutions and	
			Union Development	European Union private	

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate		
			Finance Institutions and	sector entities. The EU	
			European Union private	guarantee should only	
			sector entities. The EU	provide a political risk	
			guarantee shall only	cover for private sector	
			cover the political risk of	operations, which	
			the private sector	should be coherent with	
			operations. Sub-	those of the export credit	
			sovereign operations	agencies of Member	
			shall be considered	States. These windows,	
			commercial unless	which should constitute	
			otherwise duly justified	the dedicated mandates	
			by the EIB The	required by the EIB to	
			dedicated part of the	operate outside the EU,	
			External Action	should apply the same	
			Guarantee supporting	rules and conditions of	
			sovereign and non-	any other investment	
			commercial sub-	window under the	
			sovereign operations	EFSD+, including the	
			may be non-	rules of governance, and	
			remunerated due to its	except for the exclusive	
			nature and policy	window, be established	
			objectives, and should be	in accordance with the	
			exclusive except for	procedure defined in	
			operations in countries	Article 27. For these	
			where the EIB decides	three EIB-dedicated	
			not to or cannot work.	windows, the overall	
			The amounts for each of	indicative amount	
			the dedicated windows	should be EUR 26 725	
			should be substantiated	000 000. The amounts	
			and confirmed as a	for each of the windows	
			result of the	should be substantiated	

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate	1 6 1	
			programming process at	and confirmed as a	
			the beginning of the	result of the	
			Multiannual Financial	programming process at	
			Framework and during	the beginning of the	
			the reviews of	Multiannual Financial	
			programming. The	Framework and during	
			objectives, priorities and	the reviews of	
			amounts for each of the	programming. The	
			dedicated windows and	objectives, priorities and	
			their implementation	amounts for each of the	
			should ensure full policy	windows and their	
			alignment with the EU's	implementation should	
			priorities and comply	ensure full policy	
			with the present	alignment with the EU's	
			Regulation and the	priorities and comply	
			relevant multi-annual	with the present	
			indicative programmes,	Regulation and the	
			including its geographic	relevant multi-annual	
			and thematic priorities.	indicative programmes,	
			The implementation of	including its geographic	
			the operations under	and thematic priorities.	
			these dedicated windows	The risk assessment and	
			should be in line with	remuneration	
			the EIB's rules, policies	methodology under	
			and procedures,	EFSD+ should be	
			including EIB internal	consistently applied to	
			governance rules. The	all investment windows,	
			risk assessment and	including those	
			remuneration	dedicated to the EIB, in	
			methodology under	order to ensure a level	
			EFSD+ should be	playing field. The	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			consistently applied to	windows implemented by	
			all investment windows,	the EIB may cover any	
			including those	of the countries eligible	
			dedicated to the EIB, in	for the External Action	
			order to ensure a level	Guarantee in particular	
			playing field.	where most needed and	
				in accordance with the	
				geographical priorities	
				of this Regulation and	
				where relevant	
				[IPA III]. EFSD+	
				guarantees for EIB	
				operations with	
				commercial sub-	
				sovereign counterparts	
				and private sector	
				operations should be	
				undertaken on terms	
				similar to guarantees	
				provided to other eligible	
				counterparts. EFSD+	
				guarantees for sovereign	
				and non-commercial	
				sub-sovereign	
				operations and	
				commercial sub-	
				sovereign operations	
				that do not generate	
				substantial revenues,	
				undertaken by the EIB	
				or other eligible	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				counterpart, may be	
				non-remunerated in	
				order to help reduce the	
				cost of financing for	
				public sector	
				investments undertaken	
				by partner countries. In	
				compliance with the	
				objectives and principles of this Regulation, the	
				relevant programming	
				documents as well as,	
				where relevant,	
				Regulation [IPA III],	
				the Commission and the	
				EIB should conclude	
				dedicated guarantee	
				agreements for the EIB	
				dedicated investment	
				windows.	
44.	(34) The EFSD+ should	(34) The EFSD+ should	(34) The EFSD+ should	(34) The EFSD+ should	Provisionally closed on
	aim at supporting	aim at supporting	aim at supporting	aim at supporting	20 November 2020
	investments as a means	investments as a means	investments as a means	investments as a means	
	of contributing to the	of contributing to the	of contributing to the	of contributing to the	
	achievement of the	achievement of the	achievement of the	achievement of the	
	Sustainable Development	Sustainable Development	Sustainable Development	Sustainable Development	
	Goals by fostering	Goals by fostering	Goals by fostering	Goals by fostering	
	sustainable and inclusive	sustainable and inclusive	sustainable and inclusive	sustainable and inclusive	
	economic and social	economic, <i>cultural</i> and	economic and social	economic,	
	development and	social development and	development and	environmental and social	
	promoting the socio-	promoting the socio-	promoting the socio-	development, transition	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	economic resilience in	economic resilience in	economic resilience in	into sustainable value-	
	partner countries with a	partner countries with a	partner countries with a	added economy and	
	particular focus on the	particular focus on the	particular focus on the	a stable investment	
	eradication of poverty,	eradication of poverty,	eradication of poverty,	environment, and	
	sustainable and inclusive	preventing conflict and	sustainable and inclusive	promoting the socio-	
	growth, the creation of	the promotion of	growth, the creation of	economic and	
	decent jobs, economic	peaceful, just and	decent jobs, economic	environmental resilience	
	opportunities, skills and	inclusive societies,	opportunities, skills and	in partner countries with	
	entrepreneurship,	sustainable and inclusive	entrepreneurship,	a particular focus on the	
	socioeconomic sectors,	growth economic	socioeconomic sectors,	eradication of poverty,	
	micro, small and	progress, tackling	micro, small and	contributing to the	
	medium-sized enterprises	climate change through	medium-sized	reduction of socio-	
	as well as addressing	mitigation and	enterprises, sustainable	economic inequalities,	
	specific socioeconomic	adaptation,	connectivity, the fight	sustainable and inclusive	
	root causes of irregular	environmental	against climate change	growth, <i>climate change</i>	
	migration, in accordance	<i>degradation</i> , the creation	in line with the Paris	adaptation and	
	with the relevant	of decent jobs <i>in</i>	Agreement and the	mitigation,	
	indicative programming	compliance with	management and	environmental	
	documents. Special	relevant ILO standards	protection of the	protection and	
	attention should be given	and economic	environment, gender	<i>management</i> , the	
	to countries identified as	opportunities, <i>in</i>	equality and the	creation of decent jobs	
	experiencing fragility or	particular for women,	empowerment of women	on the basis of the core	
	conflict, Least Developed	young and vulnerable	and young people, as	ILO labour standards,	
	Countries and heavily	people. Emphasis should	well as addressing	economic opportunities,	
	indebted poor countries.	be placed on providing	specific socioeconomic	skills and	
		inclusive and equitable	root causes of irregular	entrepreneurship,	
		quality education, and	migration and root	socioeconomic sectors,	
		the development of skills	causes of forced	including social	
		and entrepreneurship by	displacement, in	enterprises and	
		strengthening	accordance with the	cooperatives, micro,	
		educational and cultural	relevant indicative	small and medium-sized	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		structures, including for	programming documents.	enterprises, sustainable	
		children in	The implementation of	connectivity, the fight	
		humanitarian	the EFSD+ should	against climate change	
		emergencies and	comply with the	in line with the Paris	
		situations of forced	objectives, principles	Agreement and the	
		displacement. It should	and policy framework of	management and	
		also aim at supporting a	this Regulation and,	protection of the	
		stable investment	where relevant,	environment, support to	
		environment,	Regulation [IPA III] in	vulnerable groups,	
		industrialisation,	particular the applicable	respect of Human	
		socioeconomic sectors,	internationally agreed	Rights, gender equality	
		cooperatives, social	guidelines, principles	and the empowerment of	
		enterprises, micro, small	and conventions on	women and young	
		and medium-sized	investment, including	<i>people</i> , as well as	
		enterprises as well as	the Principles for	addressing specific	
		addressing strengthening	Responsible Investment,	socioeconomic root	
		democracy the rule of	UN Guiding Principles	causes of irregular	
		law and human rights,	on Business and Human	migration and root	
		the lack of which often	Rights, OECD	causes of forced	
		constitute the specific	Guidelines for	displacement	
		socioeconomic root	Multinational	, in accordance with the	
		causes of irregular	Enterprises, the UN	relevant indicative	
		migration and forced	Food and Agriculture	programming documents.	
		displacement, in	Organization's	The implementation of	
		accordance with the	Principles for	the EFSD+ should	
		relevant indicative	Responsible Investment	comply with the	
		programming documents.	in Agriculture and Food	objectives, principles	
		Special attention should	Systems, International	and policy framework of	
		be given to countries	Labour Organization	this Regulation and,	
		identified as	conventions,	where relevant,	
		experiencing fragility or	international human	Regulation [IPA III] in	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
Line	Commission proposal	conflict, Least Developed Countries and heavily indebted poor countries. A special focus should be placed also to improve the delivery of essential public basic services, food security, and to improve the quality of life of rapidly growing urban populations, including through adequate, safe and affordable housing. The EFSD+ should encourage for- profit/non-profit partnerships as a means of guiding private sector investments towards sustainable development and poverty eradication. The strategic involvement of civil society organisations		particular the applicable internationally agreed guidelines, principles and conventions on investment, including the Principles for Responsible Investment, UN Guiding Principles on Business and Human Rights, OECD Guidelines for Multinational Enterprises, the UN Food and Agriculture Organization's Principles for Responsible Investment in Agriculture and Food Systems, International Labour Organization conventions, international human rights law and the development effectiveness principles	Comments
		society organisations and of Union Delegations in partner countries should also be promoted at all stages of the project cycle, to help finding tailor-made	countries.	effectiveness principles as set out in the Busan Partnership for Effective Development Cooperation and reaffirmed in Nairobi in 2016, including	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		solutions for promoting	типише	ownership, alignment,	
		the socioeconomic		focus on results,	
		development of		transparency and	
		communities, job		mutual accountability,	
		creation, and new		as well as the objective	
		business opportunities.		of untying aid. Special	
		Investments should be		attention should be given	
		based on conflict		to countries identified as	
		analysis, focus on the		experiencing fragility or	
		root causes of conflict,		conflict, Least	
		fragility and instability,		Developed Countries,	
		maximising the potential		small island developing	
		for fostering peace and		states, landlocked	
		minimising the risks of		developing countries and	
		exacerbating conflicts.		heavily indebted poor	
				countries.	
45.	(35) The EFSD+ should	(35) The EFSD+ should	(35) The EFSD+ should	(35) The EFSD+ should	Provisionally closed on 2
	maximise additionality of	maximise additionality of	maximise additionality of	maximise additionality of	October 2020
	funding, address market	funding, address market	funding, address market	funding, address market	
	failures and sub-optimal	failures and sub-optimal	failures and sub-optimal	failures and sub-optimal	
	investment situations,	investment situations,	investment situations,	investment situations,	
	deliver innovative	deliver innovative	support local public	support local public	
	products and 'crowd-in'	products and 'crowd-in'	entities in scaling up	entities in scaling up	
	private sector funds.	private sector funds <i>to</i>	and financing	and financing	
	Involvement of the	optimise the	autonomously their	autonomously their	
	private sector in the	contribution of private	<i>investment</i> , deliver	investment, deliver	
	Union's cooperation with	finance to local	innovative products and	innovative products and	
	partner countries through	sustainable	'crowd-in' private sector	'crowd-in' private sector	
	the EFSD+ should yield	development.	funds. Involvement of	funds. Additionality	
	measurable and	Involvement of the	the private sector	should be applied in	
	additional development	private sector in the	including micro, small	accordance with the	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	impact without distorting	Union's cooperation with	and medium-sized	objectives and principles	
	the market and should be	partner countries through	enterprises, in the	of this Regulation and	
	cost-effective based on	the EFSD+ should yield	Union's cooperation with	with other relevant EU	
	mutual accountability	measurable and	partner countries through	policies. Involvement of	
	and risk and cost sharing.	additional development	the EFSD+ should yield	the private sector	
	The EFSD+ should	impact in full respect of	measurable and	including micro, small	
	operate as a 'one-stop-	the environment and	additional development	and medium-sized	
	shop', receiving	local communities'	impact without distorting	enterprises, in the	
	financing proposals from	rights and livelihoods	the market and should be	Union's cooperation with	
	financial institutions and	and without distorting	cost-effective based on	partner countries through	
	public or private	the <i>local</i> market and	mutual accountability	the EFSD+ should yield	
	investors and delivering a	unfairly competing with	and risk and cost sharing.	measurable and	
	wide range of financial	local economic actors. It	The EFSD+ should	additional development	
	support to eligible	should be cost-effective	operate as a 'one-stop-	impact without distorting	
	investments.	based on mutual	shop', receiving	the <i>local</i> market and	
		accountability and risk	financing proposals from	unfairly competing with	
		and cost sharing. The	financial institutions and	local economic actors. It	
		EFSD+, while based on	public or private	should be cost-effective,	
		adequate accountability	investors and delivering	transparent, based on	
		and transparency	a wide range of financial	mutual accountability	
		criteria, should operate	support to eligible	and risk and cost sharing.	
		as a 'one-stop-shop',	investments. <i>The</i>	The EFSD+ should	
		receiving financing	leveraging effect of	operate as a 'one-stop-	
		proposals from financial	EFSD+ should be	shop', receiving	
		institutions and public or	evaluated measuring the	financing proposals from	
		private investors and	mobilisation of	financial institutions and	
		delivering a wide range	additional funding for	public or private	
		of financial support to	sustainable development	investors and delivering	
		eligible investments.	by using EFSD+	a wide range of financial	
			financial support. The	support to eligible	
			leverage effect should be	investments. <i>The</i>	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
Line	Commission proposal	EP position		leveraging effect of EFSD+ should be evaluated measuring the mobilisation of additional funding for sustainable development by using EFSD+ financial support. The leverage effect should be measured according to the definition laid down in Article 2(38) of the Financial Regulation and international rules and practices for measuring the amounts mobilised from the private sector by official development finance interventions, such as the OECD-DAC methodologies. The European Parliament or the Council may invite eligible counterparts and civil society to an exchange of views	Comments
				concerning the financing and investment operations	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				covered by this	
				Regulation.	
45. bis		(35a) An EU guarantee			Provisionally closed on
		for the sovereign			20 November 2020
		investments operations			
		in the public sector shall			
		form part of the EFSD+.			
		That EU guarantee shall			
		not be extended to			
		sovereign investment			
		operations that involve			
		on-lending to the private			
		sector or lending to, or			
		for the benefit of, sub- sovereign entities that			
		can access sub-			
		sovereign financing			
		without sovereign			
		guarantees. In order to			
		assist capacity planning			
		by the EIB, a minimum			
		guaranteed volume of			
		such sovereign			
		investments operations			
		shall be allocated to the			
		EIB.			
46.	(36) An External Action	(36) An External Action	(36) An External Action	(36) An External Action	Provisionally closed on
	Guarantee should be	Guarantee should be	Guarantee should be	Guarantee should be	2 October 2020
	established building on	established building on	established building on	established building on	
	the existing EFSD	the existing EFSD	the existing EFSD	the existing EFSD	
	Guarantee and the	Guarantee and the	Guarantee and the	Guarantee and the	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Guarantee Fund for	Guarantee Fund for	Guarantee Fund for	guarantees supported by	
	external actions. The	external actions. The	external actions. The	the Guarantee Fund for	
	External Action	External Action	External Action	external action. The	
	Guarantee should support	Guarantee should support	Guarantee should support	External Action	
	the EFSD+ operations	the EFSD+ operations	the EFSD+ operations	Guarantee should support	
	covered by budgetary	covered by budgetary	covered by budgetary	the EFSD+ operations	
	guarantees, macro-	guarantees, macro-	guarantees, macro-	covered by budgetary	
	financial assistance and	financial assistance and	financial assistance and	guarantees, macro-	
	loans to third countries	loans to third countries	loans to third countries	financial assistance and	
	on the basis of Council	on the basis of Council	on the basis of Council	loans to third countries	
	Decision	Decision	Decision	on the basis of Council	
	77/270/Euratom ⁴⁵ . These	77/270/Euratom ⁴⁵ . These	77/270/Euratom ⁴⁵ . These	Decision	
	operations should be	operations should be	operations should be	77/270/Euratom ⁴⁵ . These	
	supported by	supported by	supported by	operations should be	
	appropriations under this	appropriations under this	appropriations under this	supported by	
	Regulation, together with	Regulation, together with	Regulation, together with	appropriations under this	
	those under Regulation	those under Regulation	those under Regulation	Regulation, together with	
	(EU) No/ (IPA III)	(EU) No/ of the	(EU) No/ (IPA III)	those under Regulation	
	and Regulation (EU) No	European Parliament and	and Regulation (EU) No	(EU) No/ (IPA III)	
	/ (EINS), which	of the Council ⁴⁶ ('IPA III	/ (EINS), which	and Regulation (EU) No	
	should also cover the	Regulation') and	should also cover the	/ (EINS), which	
	provisioning and	Regulation EINS, which	provisioning and	should also cover the	
	liabilities arising from	should also cover the	liabilities arising from	provisioning and	
	macro-financial	provisioning and	macro-financial	liabilities arising from	
	assistance loans and	liabilities arising from	assistance loans and	macro-financial	
	loans to third countries	macro-financial	loans to third countries	assistance loans and	

Council decision 77/270/EURATOM of 29 March 1977 empowering the Commission to issue Euratom loans for the purpose of contributing to the financing of nuclear power stations (OJ L 88, 6.4.1977, p. 9).

Regulation (EU) .../... of the European Parliament and of the Council of ... on ... (OJ...).

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	referred to in Article	assistance loans and	referred to in Article	loans to third countries	
	10(2) of Regulation	loans to third countries	10(2) of Regulation	referred to in Article	
	EINS, respectively.	referred to in Article	EINS, respectively.	10(2) of Regulation	
	When funding EFSD+	10(2) of Regulation	When funding EFSD+	EINS, respectively.	
	operations, priority	EINS, respectively.	operations, priority	When funding EFSD+	
	should be given to those	When funding EFSD+	should be given to those	operations, priority	
	which have a high impact	operations, priority	which <i>ensure</i>	should be given to those	
	on job creation and	should be given to those	additionality and	which <i>maximise</i>	
	whose cost-benefit ratio	which have a high impact	achieve the highest	additionality and	
	enhances the	on <i>decent</i> job creation	development impact,	development impact,	
	sustainability of	and livelihoods and	including those which	including those which	
	investment. The	whose cost-benefit ratio	have a high impact on	have a high impact on	
	operations supported	enhances the	job creation and whose	decent job creation and	
	with the External Action	sustainability of	cost-benefit ratio	whose cost-benefit ratio	
	Guarantee should be	investment and which	enhances the	enhances the	
	accompanied by an in-	provide the highest	sustainability of	sustainability of	
	depth ex ante assessment	guarantees of	investment. The	investment and which	
	of environmental,	sustainability and long-	operations supported	provide for sustainability	
	financial and social	term development	with the External Action	and long-term	
	aspects, as appropriate	impact throughout local	Guarantee should be	<i>development impact</i> . The	
	and in line with the better	ownership. The	accompanied by an in-	operations supported	
	regulation requirements.	operations supported	depth ex ante assessment	with the External Action	
	The External Action	with the External Action	of environmental,	Guarantee should be	
	Guarantee should not be	Guarantee should be	financial and social	accompanied by an in-	
	used to provide essential	accompanied by an in-	aspects, as appropriate	depth ex ante assessment	
	public services, which	depth ex ante assessment	and in line with the better	of environmental,	
	remains a government	of environmental,	regulation requirements.	financial and social	
	responsibility.	financial and social	The External Action	aspects, as appropriate	
		aspects, as appropriate	Guarantee should not be	and in line with the better	
		and including the impact	used to provide essential	regulation requirements.	
		on human rights and	public services, which	Budgetary guarantees	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		livelihoods of affected communities and the impact on inequalities and the impact on inequalities and the identification of ways to address those inequalities in line with the better regulation requirements and taking due account of the principle of free and prior informed consent (FPIC) of affected communities in landrelated investments. The External Action Guarantee should not be used to provide essential public services, which remains a government responsibility. Ex-post impact assessments should also happen to measure the development impact of the EFSD+ operations.	remains a government responsibility.	and financial instruments should adhere to the Union policy on non- cooperative jurisdictions for tax purposes, and updates thereto, as laid down in relevant legal acts of the Union and Council conclusions, in particular the Council Conclusions of 8 November 2016 and the Annex thereto as well as principles laid down in Directive (EU) 2015/849 on the prevention of the use of the financial system for the purposes of money laundering or terrorist financing. All relevant Financial Regulation provisions apply, in particular those on indirect management laid down in Title VI of the Financial Regulation. The External Action Guarantee should not be	
				used to <i>replace public</i>	

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate		
				The provision of provide	
				essential public services	
				should remain a	
				government	
				responsibility, which	
				remains a government	
				responsibility.	
47.	(37) In order to provide	(37) In order to provide	(37) In order to provide	(37) In order to provide	Provisionally closed on 2
	for flexibility, increase	for flexibility, increase	for flexibility, increase	for flexibility, increase	October 2020
	the attractiveness for the	the attractiveness for the	the attractiveness for the	the attractiveness for the	
	private sector and	private sector, <i>promote</i>	private sector and	private sector and	
	maximise the impact of	fair competition and	maximise the impact of	maximise the impact of	
	the investments a	maximise the impact of	the investments a	the investments a	
	derogation from the rules	the investments a	derogation from the rules	derogation from the rules	
	related to the methods of	derogation from the rules	related to the methods of	related to the methods of	
	implementation of the	related to the methods of	implementation of the	implementation of the	
	Union budget, as laid	implementation of the	Union budget, as laid	Union budget, as laid	
	down in the Financial	Union budget, as laid	down in the Financial	down in the Financial	
	Regulation, should be	down in the Financial	Regulation, should be	Regulation, should be	
	provided as regards the	Regulation, should be	provided as regards the	provided as regards the	
	eligible counterparts.	provided as regards the	eligible counterparts.	eligible counterparts.	
	Those eligible	eligible counterparts.	Those eligible	Those eligible	
	counterparts could also	Those eligible	counterparts could also	counterparts could also	
	be bodies which are not	counterparts could also	be bodies which are not	be bodies which are not	
	entrusted with the	be bodies which are not	entrusted with the	entrusted with the	
	implementation of a	entrusted with the	implementation of a	implementation of a	
	public-private	implementation of a	public-private	public-private	
	partnership and could	public-private	partnership and could	partnership and could	
	also be bodies governed	partnership and could	also be bodies governed	also be bodies governed	
	by the private law of a	also be bodies governed	by the private law of a	by the private law of a	
	partner country.		partner country.	partner country.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		by the private law of a	manaaie		
		by the private law of a			
48.	(38) In order to increase	partner country. (38) In order to increase	(38) In order to increase	(38) In order to increase	Provisionally closed on 2
40.	the impact of the	the impact of the	the impact of the	the impact of the	October 2020
	External Action	External Action	External Action	External Action	October 2020
		Guarantee, Member			
	Guarantee, Member	/	Guarantee, Member	Guarantee, Member	
	States and contracting	States and contracting	States and contracting	States and contracting	
	parties to the Agreement	parties to the Agreement	parties to the Agreement	parties to the Agreement	
	on the European	on the European	on the European	on the European	
	Economic Area should	Economic Area should	Economic Area should	Economic Area should	
	have the possibility of	have the possibility of	have the possibility of	have the possibility of	
	providing contributions	providing contributions	providing contributions	providing contributions	
	in the form of cash or a	in the form of cash or a	in the form of cash or a	in the form of cash or a	
	guarantee. Contribution	guarantee. Contribution	guarantee. Contribution	guarantee. Contribution	
	in the form of a	in the form of a	in the form of a	in the form of a	
	guarantee should not	guarantee should not	guarantee should not	guarantee should not	
	exceed 50% of the	exceed 50 % of the	exceed 50% of the	exceed 50% of the	
	amount of operations	amount of operations	amount of operations	amount of operations	
	guaranteed by the Union.	guaranteed by the Union.	guaranteed by the Union.	guaranteed by the Union.	
	The financial liabilities	The financial liabilities	The financial liabilities	The financial liabilities	
	arising from this	arising from this	arising from this	arising from this	
	guarantee should not be	guarantee should not be	guarantee should not be	guarantee should not be	
	provisioned and the	provisioned and the	provisioned and the	provisioned and the	
	liquidity cushion should	liquidity cushion should	liquidity cushion should	liquidity cushion should	
	be provided by the	be provided by the	be provided by the	be provided by the	
	common provisioning	common provisioning	common provisioning	common provisioning	
	fund.	fund.	fund.	fund.	
49.	(39) External actions are	(39) External actions are	(39) External actions are	(39) External actions are	Provisionally closed
	often implemented in a	often implemented	often implemented in a	often implemented in a	
	highly volatile	applied in a highly	highly volatile	highly volatile	
	environment requiring	volatile environment	environment requiring	environment requiring	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	continuous and rapid	requiring continuous and	continuous and rapid	continuous and rapid	
	adaptation to the	rapid adaptation to the	adaptation to the	adaptation to the	
	evolving needs of Union	evolving needs of Union	evolving needs of Union	evolving needs of Union	
	partners and to global	partners and to global	partners and to global	partners, to global	
	challenges to human	challenges to human	challenges to human	challenges to human	
	rights, democracy and	rights and fundamental	rights, democracy and	rights, democracy and	
	good governance,	freedoms, democracy	good governance,	good governance,	
	security and stability,	and good governance,	security and stability,	security and stability,	
	climate change and	security and stability,	climate change and	climate change and	
	environment, oceans, and	climate change and	environment, oceans, and	environment, oceans,	
	the migration crisis and	environment, oceans, and	the migration erisiscrises	and to challenges	
	its root causes.	the migration, erisis and	and its their root causes.	related to migration and	
	Reconciling the principle	<i>including</i> its root causes	Reconciling the principle	forced displacement and	
	of predictability with the	such as poverty and	of predictability with the	their root causes.	
	need to react rapidly to	inequality, and the	need to react rapidly to	Reconciling the principle	
	new needs consequently	impact of the increasing	new needs consequently	of predictability with the	
	means adapting the	number of displaced	means adapting the	need to react rapidly to	
	financial implementation	persons, especially on	financial implementation	new needs consequently	
	of the programmes. To	developing countries.	of the programmes. To	means adapting the	
	increase the ability of the	Reconciling the principle	increase the ability of the	financial implementation	
	EU to respond to	of predictability with the	EU to respond to	of the programmes. To	
	unforeseen needs,	need to react rapidly to	unforeseen needs,	increase the ability of the	
	building on the	new needs consequently	building on the	EU to respond to	
	successful experience of	means adapting the	successful experience of	unforeseen needs,	
	the European	financial implementation	the European	building on the	
	Development Fund	<i>application</i> of the	Development Fund	successful experience of	
	(EDF), an amount should	programmes. To increase	(EDF), ana significant	the European	
	be left unallocated as an	the ability of the EU to	amount should be left	Development Fund	
	emerging challenges and	respond to unforeseen	unallocated as an	(EDF), an amount should	
	priorities cushion. It	needs <i>not covered by</i>	emerging challenges and	be left unallocated as an	
	should be mobilised in	programmes and	priorities cushion. It	emerging challenges and	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	accordance with the procedures established in this Regulation.	programming documents, building on the successful experience of the European Development Fund (EDF), an a pre-defined amount should be left unallocated as an emerging challenges and priorities cushion. It should be mobilised in duly justified cases in accordance with the procedures established in this Regulation.	should be mobilised in accordance with the procedures established in this Regulation.	priorities cushion. It should be mobilised in accordance with the procedures established in this Regulation. (39 bis) The emerging challenges and priorities cushion should guarantee the following additional resources: EUR 200 000 000 for the Human Rights and Democracy programme, EUR 200 000 000 for the Civil Society Organisations thematic programme and EUR	
				600 000 000 for the Global Challenges thematic programme.	
49. bis				(39 ter) The Commission should inform in detail the European Parliament before the	Provisionally closed
				mobilisation of the funds of the emerging challenges and priorities cushion and should fully take into consideration	
				its remarks on the	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				nature, objectives and	
				financial amounts envisaged.	
50.	(40) Therefore, while	(40) Therefore, while	(40) Therefore, while	(40) Therefore, while	Provisionally closed on
	respecting the principle	respecting the principle	respecting the principle	respecting the principle	20 November 2020
	that the Union budget is				
	set annually, this	set annually, this	set annually, this	set annually, this	
	Regulation should	Regulation should	Regulation should	Regulation should	
	preserve the possibility to apply the flexibilities				
	already allowed by the				
	Financial Regulation for	Financial Regulation for	Financial Regulation for	Financial Regulation for	
	other policies, namely	other policies, namely	other policies, namely	other policies, namely	
	carryovers and re-	carryovers and re-	carryovers and re-	carryovers and re-	
	commitments of funds, to				
	ensure efficient use of the	ensure efficient use of	ensure efficient use of	ensure efficient use of	
	Union funds both for	the Union funds both for	the Union funds both for	the Union funds both for	
	Union citizens and the				
	partner countries, thus	partner countries, thus	partner countries, thus	partner countries, thus	
	maximising the Union	maximising the Union	maximising the Union	maximising the Union	
	funds available for the				
	Union's external action	Union's external action	Union's external action	Union's external action	
	interventions.	interventions.	interventions.	interventions.	
50. bis			(40 bis) Capacity	(40 bis) Capacity	Provisionally closed on
			building of military	building of military	11 June 2020
			actors in third countries	actors in third countries	
			should be undertaken as	should be undertaken as	
			part of the Union's	part of the Union's	
			development	development	
			cooperation policy when	cooperation policy when	
			it mainly pursues	it mainly pursues	

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate objectives in the field of development and as part of the Union's CFSP when it mainly pursues objectives in the field of peace and security, in compliance with Article 40 of the Treaty on	objectives in the field of development and as part of the Union's CFSP when it mainly pursues objectives in the field of peace and security, in compliance with Article 40 of the Treaty on	
			European Union. This Regulation respects the application of the procedures and the extent of the powers of the institutions under the Union's development cooperation policy and the Union's CFSP.	European Union. This Regulation respects the application of the procedures and the extent of the powers of the institutions under the Union's development cooperation policy and the Union's CFSP.	
				(40 bis bis) Actions under this Regulation involving the provision or financing of equipment, services or technology should be in line with relevant Union, national and international provisions and in particular the rules set out in the Common Position 944/2008/CFSP defining common rules governing	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				control of exports of	
				military technology and	
				equipment with Union	
				restrictive measures as	
				well as with Regulation	
				(EC) No 428/2009 on	
				dual-use.	
				Risk assessments by the	
				Commission under this	
				Regulation are without	
				prejudice to the	
				assessment of export	
				license applications by	
				Member States. Each	
				Member State should	
				assess the export license	
				applications made to it,	
				including those relating	
				to government-to-	
				government transfers,	
				for items on the EU	
				Common Military List,	
				on a case-by-case basis	
				against the criteria	
				established in the afore-	
				mentioned Common	
				Position.	
				In accordance with	
				Regulation (EU)	
				2019/125 such actions	
				should not finance the	

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate		
				provision of any type of	
				equipment that may be	
				used for torture or other	
				cruel, inhuman or	
				degrading treatment or	
				punishment.	
51.	(41) Pursuant to Article	(41) Pursuant to Article	(41) The [Council	(41) The [Council	Provisionally closed on
	83 of Council Decision	83 of Council Decision	Decision on the	Decision on the	11 June 2020
	/ (OCTs), persons	/ (OCTs), persons	Overseas Association,	Overseas Association,	
	and entities established in	and entities established in	including Greenland	including Greenland	
	overseas countries and	overseas countries and	/ (EU) lays down	/ (EU)] lays down	
	territories should be	territories should be	the financial envelope	the financial envelope	
	eligible for funding under	eligible for funding under	for the Association of	for the Association of	
	this Regulation, subject	this Regulation, subject	the OCTs with the	the OCTs with the	
	to its rules and objectives	to its rules and objectives	Union]. This financial	Union. This financial	
	and possible	and possible	envelope is the main	envelope is the main	
	arrangements applicable	arrangements applicable	source of funding for	source of funding for	
	to the Member State to	to the Member State to	OCTs. [Pursuant to	OCTs. [Pursuant to	
	which the relevant	which the relevant	Article 83 of Council	Article 83 of Council	
	overseas country or	overseas country or	Decision/ (OCTs)J,	Decision/ (OCTs)],	
	territory is linked.	territory is linked.	persons and entities	persons and entities	
	Moreover, cooperation	Moreover, cooperation	established in overseas	established in overseas	
	between the partner	between the partner	countries and territories	countries and territories	
	countries and the	countries and the	should be eligible for	should be eligible for	
	overseas countries and	overseas countries and	funding under this	funding under this	
	territories as well as the	territories as well as the	Regulation, subject to its	Regulation, subject to its	
	Union outermost regions	Union outermost regions	rules and objectives and	rules and objectives and	
	under Article 349 of the	under Article 349 of the	possible arrangements	possible arrangements	
	Treaty on the	Treaty on the	applicable to the Member	applicable to the Member	
	Functioning of the	Functioning of the	State to which the	State to which the	
	European Union should	European Union TFEU	relevant overseas country	relevant overseas country	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	be encouraged in areas of	should be encouraged in	or territory is linked.	or territory is linked.	
	common interest.	areas of common	Moreover, cooperation	Moreover, cooperation	
		interest.	between the partner	between the partner	
			countries and the	countries and the	
			overseas countries and	overseas countries and	
			territories as well as the	territories as well as the	
			Union outermost regions	Union outermost regions	
			under Article 349 of the	under Article 349 of the	
			Treaty on the	Treaty on the	
			Functioning of the	Functioning of the	
			European Union should	European Union should	
			be encouraged in areas of	be encouraged in areas of	
			common interest.	common interest.	
52.	(42) In order to enhance	(42) In order to enhance	(42) In order to enhance	(42) In order to enhance	Provisionally closed on
	partner countries'	partner countries'	partner countries'	partner countries'	11 June 2020
	ownership of their	democratic ownership of	ownership of their	ownership of their	
	development processes	their development	development processes	development processes	
	and the sustainability of	processes and the	and the sustainability of	and the sustainability of	
	external aid, the Union	sustainability of external	external aid, the Union	external aid, the Union	
	should, where relevant,	aid, the Union should,	should, where relevant,	should, where relevant,	
	favour the use of partner	where relevant, favour	favour the use of partner	favour the use of partner	
	countries' own	the use of partner	countries' own	countries' own	
	institutions and of partner	countries' own	institutions and of	institutions, capacities,	
	countries' systems and	institutions, resources,	partner countries'	expertise and of partner	
	procedures for all aspects	expertise and of partner	systems and procedures	countries' systems and	
	of the project cycle for	countries' systems and	for all aspects of the	procedures for all aspects	
	cooperation.	procedures for all aspects	project cycle for	of the project cycle for	
		of the project cycle for	cooperation.	cooperation while	
		cooperation while		ensuring the full	
		ensuring local resources		involvement of local	
		and expertise and the		governments and civil	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		full involvement of local governments and civil society. The Union should also provide training programmes on how to apply for Union funding to local authorities' civil servants and civil society organisations with the aim of helping them to enhance the eligibility and efficiency of their projects. These programmes should be carried out in the countries concerned, be available in the language of the country and complement any distance learning programmes also established, in order to ensure a targeted training responding to the needs of that country.		society. The Union should make available information and training on how to apply for Union funding to potential beneficiaries of Union funding.	
				(42 bis) Communication fosters democratic debate, reinforces institutional control and	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				scrutiny over Union funding, and contributes to boosting the credibility of the Union. The Union and the beneficiaries of Union funding should enhance the visibility of the Union's action, and communicate adequately on the added value of Union's support. In this regard, in accordance with the Financial Regulation, agreements concluded with recipients of Union funding should contain obligations ensuring appropriate visibility and the Commission should act in an appropriate and timely manner when these obligations are not met.	
53.	(43) Annual or multi- annual action plans and measures referred to in Article 19 constitute work programmes under the Financial Regulation.	(43) Annual or multi- annual action plans and measures referred to in Article 19 constitute work programmes under the Financial Regulation.	(43) Annual or multi- annual action plans and measures referred to in Article 19 constitute work programmes under the Financial Regulation.	(43) Annual or multi- annual action plans and measures referred to in Article 19 constitute work programmes under the Financial Regulation.	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Annual or multi-annual	Annual or multi-annual	Annual or multi-annual	Annual or multi-annual	
	action plans consist of a	action plans consist of a	action plans consist of a	action plans consist of a	
	set of measures grouped	set of measures grouped	set of measures grouped	set of measures grouped	
	into one document.	into one document.	into one document.	into one document.	
54.	(44) In accordance with	(44) In accordance with	(44) In accordance with	(44) In accordance with	Provisionally closed
	the Financial Regulation,	the Financial Regulation,	the Financial Regulation,	the Financial Regulation,	
	Regulation (EU,	Regulation (EU,	Regulation (EU,	Regulation (EU,	
	Euratom) No 883/2013	Euratom) No 883/2013	Euratom) No 883/2013	Euratom) No 883/2013	
	of the European	of the European	of the European	of the European	
	Parliament and of the	Parliament and of the	Parliament and of the	Parliament and of the	
	Council ⁴⁷ , Council	Council ⁴⁷ Council	Council ⁴⁷ , and Council	Council ⁴⁷ , and Council	
	Regulation (EC,	Regulation (EC,	Regulations (EC,	Regulations (EC,	
	Euratom) No 2988/95 ⁴⁸ ,	Euratom) No 2988/95 ⁴⁸ ,	Euratom) No 2988/95 ⁴⁸ ,	Euratom) No 2988/95 ⁴⁸ ,	
	Council Regulation	Council Regulation	Council Regulation	Council Regulation	
	(Euratom, EC) No	(Euratom, EC) No	(Euratom, EC) No	(Euratom, EC) No	
	2185/96 ⁴⁹ and Council	2185/96 ⁴⁹ and Council	2185/96 ⁴⁹ and Council	2185/96 ⁴⁹ and Council	
	Regulation (EU)	Regulation (EU)	Regulation (EU)	Regulation (EU)	
	2017/1939 ⁵⁰ , the	2017/1939 ⁵⁰ , the	2017/1939 ⁵⁰ , the	2017/1939 ⁵⁰ , the	
	financial interests of the	financial interests of the	financial interests of the	financial interests of the	
	Union are to be protected	Union are to be protected	Union are to be protected	Union are to be protected	
	through effective and	through effective and	through effective and by	through effective and by	

Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council of 11 September 2013 concerning investigations conducted by the European Anti-Fraud Office (OLAF) and repealing Regulation (EC) No 1073/1999 of the European Parliament and of the Council and Council Regulation (Euratom) No 1074/1999 (OJ L 248, 18.9.2013, p.1)

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

Council Regulation (Euratom, EC) No 2185/96 of 11 November 1996 concerning on-the-spot checks and inspections carried out by the
 Commission in order to protect the European Communities' financial interests against fraud and other irregularities (OJ L 292, 15.11.1996, p.2)
 OJ L 283, 31.10.2017, p.1.

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	proportionate measures,	proportionate measures,	<i>means of</i> -proportionate	<i>means of</i> -proportionate	
	including the prevention,	including the prevention,	measures, including	measures, including	
	detection, correction and	detection, correction and	measures relating to the	measures relating to the	
	investigation of	investigation of	prevention, detection,	prevention, detection,	
	irregularities, including	irregularities, including	correction and	correction and	
	fraud, the recovery of	fraud, the recovery of	investigation of	investigation of	
	funds lost, wrongly paid	funds lost, wrongly paid	irregularities, including	irregularities, including	
	or incorrectly used and,	or incorrectly used and,	fraud, to the recovery of	fraud, to the recovery of	
	where appropriate, the	where appropriate, the	funds lost, wrongly paid	funds lost, wrongly paid	
	imposition of	imposition of	or incorrectly used, and,	or incorrectly used, and,	
	administrative sanctions.	administrative sanctions.	where appropriate, to the	where appropriate, to the	
	In particular, in	In particular, in	imposition of	imposition of	
	accordance with	accordance with	administrative <i>penalties</i>	administrative <i>penalties</i>	
	Regulation (EU,	Regulation (EU,	sanctions. In particular,	sanctions. In particular,	
	Euratom) No 883/2013	Euratom) No 883/2013	in accordance with	in accordance with	
	and Regulation	and Regulation	Regulations (EU,	Regulations (EU,	
	(Euratom, EC) No	(Euratom, EC) No	Euratom) No 883/2013	Euratom) No 883/2013	
	2185/96 the European	2185/96 the European	and Regulation	and Regulation	
	Anti-Fraud Office	Anti-Fraud Office	(Euratom, EC)	(Euratom, EC)	
	(OLAF) may carry out	(OLAF) may carry out	No 2185/96 (Euratom,	No 2185/96 (Euratom,	
	administrative	administrative	EC) No 2185/96 and	EC) No 2185/96 and	
	investigations, including	investigations, including	(EU, Euratom) No	(EU, Euratom) No	
	on-the-spot checks and	on-the-spot checks and	883/2013, the European	883/2013, the European	
	inspections, with a view	inspections, with a view	Anti-Fraud Office	Anti-Fraud Office	
	to establishing whether	to establishing whether	(OLAF) may has the	(OLAF) may has the	
	there has been fraud,	there has been fraud,	power to carry out	power to carry out	
	corruption or any other	corruption or any other	administrative	administrative	
	illegal activity affecting	illegal activity affecting	investigations, including	investigations, including	
	the financial interests of	the financial interests of	on-the-spot checks and	on-the-spot checks and	
	the Union. In accordance	the Union. In accordance	inspections, with a view	inspections, with a view	
	with Regulation (EU)	with Regulation (EU)	to establishing whether	to establishing whether	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	2017/1939, the European	2017/1939, the European	there has been fraud,	there has been fraud,	
	Public Prosecutor's	Public Prosecutor's	corruption or any other	corruption or any other	
	Office may investigate	Office may investigate	illegal activity affecting	illegal activity affecting	
	and prosecute fraud and	and prosecute fraud and	the financial interests of	the financial interests of	
	other criminal offences	other criminal offences	the Union. In accordance	the Union. In accordance	
	affecting the financial	affecting the financial	with Regulation (EU)	with Regulation (EU)	
	interests of the Union, as	interests of the Union, as	2017/1939, the European	2017/1939, the European	
	provided for in Directive	provided for in Directive	Public Prosecutor's	Public Prosecutor's	
	(EU) 2017/1371 ⁵¹ of the	(EU) 2017/1371 ⁵¹ of the	Office may investigate	Office may investigate	
	European Parliament and	European Parliament and	and prosecute fraud and	and prosecute fraud and	
	of the Council. In	of the Council. In	other criminal offences	other criminal offences	
	accordance with the	accordance with the	affecting the financial	affecting the financial	
	Financial Regulation, any	Financial Regulation, any	interests of the Union, as	interests of the Union, as	
	person or entity receiving	person or entity receiving	provided for in Directive	provided for in Directive	
	Union funds is to fully	Union funds is to fully	(EU) 2017/1371 of the	(EU) 2017/1371 of the	
	cooperate in the	cooperate in the	European Parliament and	European Parliament and	
	protection of the Union's	protection of the Union's	of the Council. The	of the Council. The	
	financial interests and	financial interests and	European Public	European Public	
	grant the necessary rights	grant the necessary rights	Prosecutor's Office	Prosecutor's Office	
	and access to the	and access to the	(EPPO) is empowered, in	(EPPO) is empowered, in	
	Commission, OLAF and	Commission, OLAF and	accordance with	accordance with	
	the European Court of	the European Court of	Regulation (EU)	Regulation (EU)	
	Auditors, and to ensure	Auditors, and to ensure	2017/1939, to investigate	2017/1939, to investigate	
	that any third parties	that any third parties	and prosecute criminal	and prosecute criminal	
	involved in the	involved in the	offences affecting the	offences affecting the	
	implementation of Union	implementation of Union	financial interests of the Union as provided for in	financial interests of the Union as provided for in	
	funds grant equivalent	funds grant equivalent	Directive (EU) 2017/1371	Directive (EU) 2017/1371	

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 198, 28.7.2017, p.29)

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Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	rights; for this reason, agreements with third countries and territories and with international organisations, and any contract or agreement resulting from the implementation of this Regulation should contain provisions expressly empowering the Commission, the Court of Auditors and OLAF to conduct such audits, on-the-spot checks and inspections, according to their respective competences and ensuring that any third parties involved in the implementation of Union funding grant equivalent rights.	rights; for this reason, agreements with third countries and territories and with international organisations, and any contract or agreement resulting from the implementation of this Regulation should contain provisions expressly empowering the Commission, the Court of Auditors and OLAF to conduct such audits, on-the-spot checks and inspections, according to their respective competences and ensuring that any third parties involved in the implementation of Union funding grant equivalent rights.	of the European Parliament and of the Council. In accordance with the Financial Regulation, any person or entity receiving Union funds is to fully cooperate in the protection of the Union's financial interests of the Union and, grant the necessary rights and access to the Commission, OLAF, and the European Court of Auditors, and to ensure that any third parties involved in the implementation of Union funds grant equivalent rights the Court of Auditors and, in respect of those Member States participating in enhanced cooperation pursuant to Regulation (EU) 2017/1939, the EPPO, and ensure that any third parties involved in the implementation of Union	of the European Parliament and of the Council. ⁵¹ . In accordance with the Financial Regulation, any person or entity receiving Union funds is to fully cooperate in the protection of the Union's financial interests-of the Union-and, grant the necessary rights and access to the Commission, OLAF, and the European Court of Auditors, and to ensure that any third parties involved in the implementation of Union funds grant equivalent rights the Court of Auditors and, in respect of those Member States participating in enhanced cooperation pursuant to Regulation (EU) 2017/1939, the EPPO, and ensure that any third parties involved in the implementation of Union	
	the implementation of Union funding grant	the implementation of Union funding grant	rights the Court of Auditors and, in respect of those Member States participating in enhanced cooperation pursuant to Regulation (EU) 2017/1939, the EPPO, and ensure that any third parties involved in the	rights the Court of Auditors and, in respect of those Member States participating in enhanced cooperation pursuant to Regulation (EU) 2017/1939, the EPPO, and ensure that any third parties involved in the	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			rights; fFor this reason, agreements with third countries and territories and with international organisations, and any contract or agreement resulting from the implementation of this Regulation, should contain provisions expressly empowering the Commission, the Court of Auditors and OLAF to conduct such audits, on-the-spot checks and inspections, according to their respective competences and ensuring that any third parties involved in the implementation of Union funding grant	rights; fFor this reason, agreements with third countries and territories and with international organisations, and any contract or agreement resulting from the implementation of this Regulation, should contain provisions expressly empowering the Commission, the Court of Auditors and OLAF to conduct such audits, on-the-spot checks and inspections, according to their respective competences and ensuring that any third parties involved in the implementation of Union funding grant	
54. bis		(44a) In order to contribute to the international fight against tax fraud, tax evasion, fraud, corruption and money laundering all financing through this Regulation	equivalent rights.	equivalent rights. This Regulation should contribute to the international fight against tax fraud, tax evasion, fraud, corruption and money laundering.	Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
		should be provided in a completely transparent manner. Furthermore, the eligible counterparts should not support any activities carried out for illegal purposes nor participate in any financing or investment operation through a vehicle located in a non-cooperative jurisdiction	mandate		
55.	(45) In order to engure	or in a tax haven. Counterparts should also refrain from making any use of tax avoidance or aggressive tax planning schemes.	(45) In order to ensure	(45) In order to ensure	Provisionally alogad
33.	(45) In order to ensure uniform conditions for the implementation of the relevant provisions of this Regulation, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No	(45) In order to ensure uniform conditions for the implementation of the relevant provisions of this Regulation, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 ⁵² of the	(45) In order to ensure uniform conditions for the implementation of the relevant provisions of this Regulation, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 ⁵² of the	(45) In order to ensure uniform conditions for the implementation of the relevant provisions of this Regulation, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No	Provisionally closed

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
		•	mandate	•	
	182/2011 ⁵² of the	European Parliament and	European Parliament and	182/2011 ⁵³ of the	
	European Parliament and	of the Council.	of the Council.	European Parliament and	
	of the Council.			of the Council.	
56.	(46) In order to	(46) In order to	(46) In order to	(46) In order to	Provisionally closed
	supplement or amend	supplement or non-	supplement or amend	supplement or amend	
	non-essential elements of	essential elements of this	non-essential elements of	non-essential elements of	
	this Regulation, the	Regulation, the power to	this Regulation, the	this Regulation, the	
	power to adopt acts in	adopt acts in accordance	power to adopt acts in	power to adopt acts in	
	accordance with Article	with Article 290 TFEU	accordance with Article	accordance with Article	
	290 of the Treaty on the	should be delegated to	290 of the Treaty on the	290 of the Treaty on the	
	Functioning of the	the Commission in	Functioning of the	Functioning of the	
	European Union should	respect of setting out the	European Union should	European Union should	
	be delegated to the	Union's strategy, the	be delegated to the	be delegated to the	
	Commission in respect of	priority areas, detailed	Commission in respect of	Commission in respect of	
	the provisioning rates	objectives, the expected	the provisioning rates	amending the amount	
	laid down in Article	results, specific	laid down in Article	laid down in Article 6(4	
	26(3), the areas of	performance indicators	26(3), the areas of	<i>a</i>), the maximum amount	
	cooperation and	and the specific	cooperation and	for the External Action	
	intervention listed in	financial allocation and	intervention listed in	Guarantee laid down in	

Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p.13).

EP position: Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p.13).

Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p.13).

EP position: Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p.13).

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Annexes II, III and IV,	cooperation modalities	Annexes II, III and IV,	Article 26(3), <i>the</i>	
	the priority areas of the	for each geographic and	the priority areas of the	provisioning rates and	
	EFSD+ operations listed	thematic programme, as	EFSD+ operations listed	maximum provisioning	
	in Annex V, the	well as for action plans	in Annex V, the	amount laid down in	
	governance of the	and measures not based	governance of the	Article 26(4), the areas	
	EFSD+ in Annex VI, to	on programming	EFSD+ in Annex VI, to	of cooperation and	
	review or complement	documents establishing	review or complement	intervention listed in	
	the indicators in Annex	a human rights	the indicators in Annex	Annexes II, III and IV,	
	VII where considered	operational framework,	VII where considered	the priority areas of the	
	necessary and to	establishing a risk	necessary and to	EFSD+ operations listed	
	supplement this	management	supplement this	in Annex V, the	
	Regulation with	framework, deciding on	Regulation with	governance of the	
	provisions on the	the needs not covered by	provisions on the	EFSD+ in Annex VI, to	
	establishment of a	programmes or	establishment of a	review or complement	
	monitoring and	programming	monitoring and	the indicators in Annex	
	evaluation framework.	documents, deciding on	evaluation framework.	VII where considered	
		the suspension of		necessary, as well as in	
		assistance, establishing		respect of to	
		the performance-based		supplementing this	
		approach framework,		Regulation with specific	
		establishing the		objectives, priority areas	
		provisioning rates,		of cooperation drawn	
		establishing a		from common areas of	
		monitoring and		cooperation in Annex II,	
		evaluation framework		including a	
		and extending the scope		prioritisation, thematic	
		of actions to countries		targets and indicative	
		and territories not		financial allocations, for	
		covered by this		the sub-regions laid	
		Regulation. In order to		down in Article 4 (6)a,	
		amend non-essential		and of to supplementing	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		elements of this		this Regulation with	
		Regulation, the power to		provisions on the	
		adopt acts in accordance		establishment of a	
		with Article 290 of the		monitoring and	
		Treaty on the		evaluation framework.	
		Functioning of the			
		European Union TFEU			
		should be delegated to			
		the Commission in			
		respect of the			
		provisioning rates laid			
		down in Article 26(3), to			
		the areas of cooperation			
		and intervention listed in			
		Annexes II, III and IV,			
		the priority areas of the			
		EFSD+ operations <i>and</i>			
		the investment windows			
		listed in Annex V, the			
		governance of the			
		EFSD+ in Annex VI, to			
		review or complement as			
		well as the indicators			
		<i>listed</i> in Annex VII			
		where considered			
		necessary and to			
		supplement this			
		Regulation with			
		provisions on the			
		establishment of a			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		monitoring and evaluation framework.	munute		
57.	(47) Pursuant to paragraph 22 and 23 of the Inter-institutional agreement for Better Law-Making of 13 April 2016 ⁵⁴ , there is a need to evaluate this Programme on the basis of information collected through specific monitoring requirements, while avoiding overregulation and administrative burdens, in particular on Member States. These requirements, where appropriate, can include measurable indicators, as a basis for evaluating the effects of the Programme on the ground. It is of particular importance that	(47) Pursuant to paragraph 22 and 23 of the Inter-institutional agreement for Better Law-Making of 13 April 2016 ⁵⁴ , there is a need to evaluate this Programme on the basis of information collected through specific monitoring requirements, while avoiding overregulation and administrative burdens, in particular on Member States. These requirements, where appropriate, can should include measurable indicators, as a basis for evaluating the effects of the Programme on the ground. It is of particular	(47) Pursuant to paragraph 22 and 23 of the Inter-institutional agreement for Better Law-Making of 13 April 2016 ⁵⁴ , there is a need to evaluate this Programme on the basis of information collected through specific monitoring requirements, while avoiding overregulation and administrative burdens, in particular on Member States. These requirements, where appropriate, can should include measurable indicators, as a basis for evaluating the effects of the Programme on the ground. It is of particular	(47) Pursuant to paragraph 22 and 23 of the Inter-institutional agreement for Better Law-Making of 13 April 2016 ⁵⁵ , there is a need to evaluate this Programme on the basis of information collected through specific monitoring requirements, while avoiding overregulation and administrative burdens, in particular on Member States. These requirements, where appropriate, can should include measurable indicators, as a basis for evaluating the effects of the Programme on the ground. It is of particular	Provisionally closed

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Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making of 13 April 2016; OJ L 123, 12.5.2016, p. 1–14.

Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making of 13 April 2016; OJ L 123, 12.5.2016, p. 1–14.

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	the Commission carry	importance that the	importance that the	importance that the	
	out appropriate	Commission carry out	Commission carry out	Commission carry out	
	consultations during its	appropriate consultations	appropriate consultations	appropriate consultations	
	preparatory work,	during its preparatory	during its preparatory	during its preparatory	
	including at expert level,	work, including at expert	work, including at expert	work, including at expert	
	and that those	level with relevant	level, and that those	level with relevant	
	consultations be	stakeholders such as	consultations be	stakeholders such as	
	conducted in accordance	civil society and experts,	conducted in accordance	civil society and experts,	
	with the principles laid	and that those	with the principles laid	and that those	
	down in the	consultations be	down in the	consultations be	
	Interinstitutional	conducted in accordance	Interinstitutional	conducted in accordance	
	Agreement on Better	with the principles laid	Agreement on Better	with the principles laid	
	Law-Making of 13 April	down in the	Law-Making of 13 April	down in the	
	2016. In particular, to	Interinstitutional	2016. In particular, to	Interinstitutional	
	ensure equal participation	Agreement on Better	ensure equal	Agreement on Better	
	in the preparation of	Law-Making of 13 April	participation in the	Law-Making of 13 April	
	delegated acts, the	2016. In particular, to	preparation of delegated	2016. In particular, to	
	European Parliament and	ensure equal	acts, the European	ensure equal	
	the Council receive all	participation in the	Parliament and the	participation in the	
	documents at the same	preparation of delegated	Council receive all	preparation of delegated	
	time as Member States'	acts, the European	documents at the same	acts, the European	
	experts, and their experts	Parliament and the	time as Member States'	Parliament and the	
	systematically have	Council receive all	experts, and their experts	Council receive all	
	access to meetings of	documents at the same	systematically have	documents at the same	
	Commission expert	time as Member States'	access to meetings of	time as Member States'	
	groups dealing with the	experts, and their experts	Commission expert	experts, and their experts	
	preparation of delegated	systematically have	groups dealing with the	systematically have	
	acts.	access to meetings of	preparation of delegated	access to meetings of	
		Commission expert	acts.	Commission expert	
		groups dealing with the		groups dealing with the	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		preparation of delegated		preparation of delegated	
		acts.		acts.	
58.	(48) The references to	Provisionally closed			
	Union instruments in	Union instruments in	Union instruments in	Union external	
	Article 9 of Council	Article 9 of Council	Article 9 of Council	assistance instruments in	
	Decision 2010/427/EU ⁵⁶ ,	Decision 2010/427/EU ⁵⁶ ,	Decision 2010/427/EU ⁵⁶ ,	Article 9 of Council	
	which are replaced by	which are replaced by	which are replaced by	Decision 2010/427/EU ^[1] ,	
	this Regulation, should	Due to the broad nature	this Regulation, should	which are replaced by	
	be read as references to	and scope of this	be read as references to	this Regulation, should	
	this Regulation and the	Regulation, should be	this Regulation and the	be read as references to	
	Commission should	read as references to and	Commission should	this Regulation. and the	
	ensure that this	to ensure coherence	ensure that this	<i>The</i> Commission should	
	Regulation is	between the principles,	Regulation is	ensure that this	
	implemented in	objectives and spending	implemented in	Regulation is	
	accordance with the role	under both this	accordance with the role	implemented in	
	of the EEAS as provided	Regulation and the <i>other</i>	of the EEAS as provided	accordance with the role	
	in that Decision.	external financing	in that Decision.	of the EEAS as provided	
		instruments, such as		in that Decision.	
		Regulation EINS, or			
		Instruments which are			
		intrinsically linked to			

Council Decision 2010/427/EU of 26 July 2010 establishing the organisation and functioning of the European External Action Service (OJ L 201, 3.8.2010, p. 30).

EP position: Council Decision 2010/427/EU of 26 July 2010 establishing the organisation and functioning of the European External Action Service (OJ L 201, 3.8.2010, p. 30).

Council Decision 2010/427/EU of 26 July 2010 establishing the organisation and functioning of the European External Action Service (OJ L 201, 3.8.2010, p. 30).

EP position: Council Decision 2010/427/EU of 26 July 2010 establishing the organisation and functioning of the European External Action Service (OJ L 201, 3.8.2010, p. 30).

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		external policies, such			
		as the IPA III			
		Regulation, a horizontal			
		steering group composed			
		of all relevant			
		Commission and EEAS			
		services and chaired by			
		the Vice-President of the			
		Commission/High			
		Representative of the			
		Union for Foreign			
		Affairs and Security			
		Policy (VP/HR) or a			
		representative of that			
		office should ensure that			
		be responsible for the			
		steering, coordinating			
		and managing of the			
		policies, programmes,			
		objectives and actions			
		<i>under</i> this Regulation is			
		implemented in			
		accordance with the role			
		of in order to ensure			
		consistency, efficiency,			
		transparency and			
		accountability of Union			
		external financing. The			
		VP/HR should ensure			
		overall political			
		coordination of the			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		Union's external action.			
		For all actions,			
		including rapid response			
		actions and exceptional			
		assistance measures,			
		and throughout the			
		whole cycle of			
		programming, planning			
		and application of the			
		instrument, the High			
		Representative and the			
		EEAS as provided in that			
		Decision should work			
		with the relevant			
		members and services of			
		the Commission,			
		identified on the basis of			
		the nature and			
		objectives of the action			
		foreseen, building upon			
		their expertise. All			
		proposals for decisions			
		should be prepared by			
		following the Commission's			
		procedures and should			
		be submitted to the			
		Commission for			
		adoption.			
58. bis		(48a) The application of		(48a) Actions and	Provisionally closed on
00.015		this Regulation should,		measures as provided	20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		where relevant, be complementary to, and should be consistent with, measures adopted by the Union in pursuit of the Common Foreign and Security Policy objectives within the framework of Chapter Two of Title V TEU and measures adopted within the framework of Part Five TFEU.		for in this Regulation should, where relevant, be complementary to, consistent with and respect the measures adopted by the Union in pursuit of the Common Foreign and Security Policy objectives within the framework of Chapter Two of Title V TEU and the measures adopted within the framework of Title IV of Part Five TFEU.	
59.	(49) The envisaged actions as provided for hereunder should strictly follow the conditions and procedures set out by the restrictive measures of the Union,	(49) The envisaged actions as provided for hereunder should strictly follow the conditions and procedures set out by the restrictive measures of the Union,	(49) The envisaged actions as provided for hereunder should strictly follow the conditions and procedures set out by the restrictive measures of the Union,		Provisionally closed on 20 November 2020
59 bis				(49 bis) In order to ensure continuity in providing support in the relevant policy area and to allow implementation as of the beginning of the multi-annual financial framework 2021-2027, it is	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			Hullance	necessary to provide for	
				the application of this	
				Regulation from the 1st	
				of January 2021.	
59. bis		(49a) The European			Provisionally closed
		Parliament should be			
		fully involved in the			
		design, programming,			
		monitoring and			
		evaluation phases of the			
		instruments in order to			
		guarantee political			
		control and democratic			
		scrutiny and			
		accountability of Union			
		funding in the field of			
		external action. An			
		enhanced dialogue			
		between the institutions			
		should be established in			
		order to ensure that the			
		European Parliament is			
		in a position to exercise			
		political control during			
		the application of this			
		Regulation in a			
		systematic and smooth			
		manner thereby			
		enhancing both			
		efficiency and			
		legitimacy,			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
60.	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	Provisionally closed
61.	TITLE I GENERAL PROVISIONS	TITLE I GENERAL PROVISIONS	TITLE I GENERAL PROVISIONS	TITLE I GENERAL PROVISIONS	Provisionally closed on 5 December 2019
62.	Article 1 Subject matter	Article 1 Subject matter	Article 1 Subject matter	Article 1 Subject matter	Provisionally closed on 5 December 2019
63.	This Regulation establishes the Programme "Neighbourhood, Development and International Cooperation Instrument" (the 'Instrument').	This Regulation establishes the Programme "Neighbourhood, Development and International Cooperation Instrument" (the 'Instrument').	This Regulation establishes the Programme "Neighbourhood, Development and International Cooperation Instrument" (the 'Instrument') for the period from 1 January 2021 to 31 December 2027.	This Regulation establishes the Programme "Neighbourhood, Development and International Cooperation Instrument" (the 'Instrument') for the period of the multiannual financial framework 2021-2027.	Provisionally closed To be aligned with final name in line 1 EP proposal: This Regulation establishes Global Europe – "the Neighbourhood, Development and International Cooperation instrument" ('the Instrument') for the period of the multiannual financial framework 2021-2027.
64.	It lays down the objectives of the Instrument, the budget for the period 2021 – 2027, the forms of Union funding and the rules for providing such funding.	It lays down the objectives of the Instrument, the budget for the period 2021 – 2027, the forms of Union funding and the rules for providing such funding.	It lays down the objectives of the Instrument, the budget for the period 2021 – 2027, the forms of Union funding and the rules for providing such funding.	It lays down the objectives of the Instrument, the budget for the period 2021 – 2027, the forms of Union funding and the rules for providing such funding.	Provisionally closed on 5 December 2019

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
65.	It also establishes the	It also establishes the	It also establishes the	It also establishes the	Provisionally closed on
	European Fund for	European Fund for	European Fund for	European Fund for	5 December 2019
	Sustainable Development	Sustainable Development	Sustainable Development	Sustainable Development	
	Plus (the 'EFSD+') and	Plus (the 'EFSD+') and	Plus (the 'EFSD+') and	Plus (the 'EFSD+') and	
	an External Action	an External Action	an External Action	an External Action	
	Guarantee.	Guarantee.	Guarantee.	Guarantee.	
66.	Article 2	Article 2	Article 2	Article 2	Provisionally closed on
	Definitions	Definitions	Definitions	Definitions	20 November 2020
67.	For the purposes of this	For the purposes of this	For the purposes of this	For the purposes of this	Provisionally closed on
	Regulation, the following	Regulation, the following	Regulation, the following	Regulation, the following	20 November 2020
	definitions apply:	definitions apply:	definitions apply:	definitions apply:	
68.	(1) "country programme"	(1) "country programme"	(1) "country programme"	(1) "country programme"	Provisionally closed on
	shall mean an indicative	shall mean an indicative	shall mean an indicative	shall mean an indicative	20 November 2020
	programme covering one	programme covering one	programme covering one	programme covering one	
	country;	country;	country;	country;	
69.	(2) "multi-country	(2) "multi-country	(2) "multi-country	(2) "multi-country	Provisionally closed on
	programme" shall mean	programme" shall mean	programme" shall mean	programme" shall mean	20 November 2020
	an indicative programme	an indicative programme	an indicative programme	an indicative programme	
	covering more than one	covering more than one	covering more than one	covering more than one	
	country;	country;	country;	country;	
70.	(3) "cross-border	(3) "cross-border	(3) "cross-border	(3) "cross-border	Provisionally closed
	cooperation" shall mean	cooperation" shall mean	cooperation" shall mean	cooperation" shall mean	
	cooperation between one	cooperation between one	cooperation between one	cooperation between one	
	or more Member States,	or more Member States,	or more Member States,	or more Member States,	
	and one or more third	and one or more third	and one or more third	and one or more third	
	countries and territories	countries and territories	countries and territories	countries and territories	
	along the external	along the external	along the external <i>land</i>	along the external	
	borders of the Union.	borders of the Union.	and maritime borders of	adjacent land and	
			the Union. <i>Cross-border</i>	maritime borders of the	
			cooperation in this	Union and shall be	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			Regulation shall be understood to cover external cross-border cooperation, transnational cooperation over larger transnational territories or around sea basins and interregional cooperation as laid down in the [ETC Regulation].	understood to cover also transnational cooperation over larger transnational territories or around sea basins and interregional cooperation as laid down in the [ETC Regulation].	
71.	(4) "regional programme" shall mean an indicative multicountry programme covering more than one third country within the same geographic area as established in Article 4 (2);	(4) "regional programme" shall mean an indicative multicountry programme covering more than one third country within the same geographic area as established in Article 4 (2);	(4) "regional programme" shall mean an indicative multicountry programme covering more than one third country within the same geographic area as established in Article 4(2);	(4) "regional programme" shall mean an indicative multicountry programme covering more than one third country within the same geographic area as established in Article 4(2);	Provisionally closed on 20 November 2020
72.	(5) "trans-regional programme" shall mean an indicative multicountry programme covering more than one third country from different areas as established in Article 4 (2) of this Regulation;	(5) "trans-regional programme" shall mean an indicative multicountry programme covering more than one third country from different areas as established in Article 4 (2) of this Regulation;	(5) "trans-regional programme" shall mean an indicative multicountry programme covering more than one third country from different areas as established in Article 4(2) of this Regulation;	(5) "trans-regional programme" shall mean an indicative multicountry programme covering more than one third country from different areas as established in Article 4(2) of this Regulation;	Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
73.	(6) "legal entity" shall mean any natural or legal person created and recognised as such under national law, Union law or international law, which has legal personality and which may, acting in its own name, exercise rights and be subject to obligations, or an entity without a legal personality in accordance with Article 197(2)(c) of the Financial	(6) "legal entity" shall mean any natural or legal person created and recognised as such under national law, Union law or international law, which has legal personality and which may, acting in its own name, exercise rights and be subject to obligations, or an entity without a legal personality in accordance with Article 197(2)(c) of the Financial	(6) "legal entity" shall mean any natural or legal person created and recognised as such under national law, Union law or international law, which has legal personality and which may, acting in its own name, exercise rights and be subject to obligations, or an entity without a legal personality in accordance with Article 197(2)(c) of the	(6) "legal entity" shall mean any natural or legal person created and recognised as such under national law, Union law or international law, which has legal personality and which may, acting in its own name, exercise rights and be subject to obligations, or an entity without a legal personality in accordance with Article 197(2)(c) of the	Provisionally closed on 20 November 2020
73. bis	Regulation;	Regulation; (6a) "civil society organisations" means all non-State, not-for- profit, and non-violent structures through which people organise to pursue shared objectives and ideals, whether political, cultural, social, economic, religious, environmental, or holding authorities to account, which operate at local, national, regional or international	Financial Regulation;	Financial Regulation; (6a) "civil society organisations" embrace a wide range of actors with multiple roles and mandates, which may vary over time and across institutions and countries, and includes all non-State, not-for- profit independent and non-violent structures, through which people organise to pursue shared objectives and ideals, including	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		level, and which may include urban and rural as well as formal and informal organisations; in the context of the thematic programme on human rights and democracy, "civil society" includes individuals or groups that are independent from the State and whose activities help to promote human rights and democracy, including human rights defenders as defined by the UN Declaration on the Right and Responsibility of Individuals;		political, cultural, religious, environmental, social or economic, operating at local, national, regional or international levels, and comprising urban and rural, formal and informal organisations.	
73. ter		(6b) "local authorities" means branches of government or public authorities, which operate at sub-national level (e.g. municipal, community, district, county, provincial or regional level);		6b) "local authorities" encompass public institutions with legal personality, component of the State structure, below the level of central government, such as villages, municipalities, districts, counties, provinces or regions,	Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				and accountable to citizens, usually composed of a deliberative or policymaking body such as a council or assembly and an executive body such as a mayor or other executive officer, directly or indirectly elected or selected at local level.	
74.	(7) "investment window" shall mean a targeted area for support by the EFSD+ Guarantee to portfolios of investments in specific regions, countries or sectors;	(7) "investment window" shall mean a targeted area for support by the EFSD+ Guarantee to portfolios of investments in specific regions, countries or sectors;	(7) "investment window" shall mean a targeted area for support by the EFSD+ Guarantee to portfolios of investments in specific regions, countries or sectors;	(7) "investment window" shall mean a targeted area for support by the EFSD+ Guarantee to portfolios of investments in specific regions, countries or sectors;	Provisionally closed on 2 October 2020
74. bis			(7 bis) "additionality" shall have the meaning prescribed to it in Article 209(2) of the Financial Regulation and shall ensure that the External Action Guarantee support under the EFSD+ contributes to sustainable development by operations which could not have been	(7 bis) "additionality" as refered to in Article 209(2) of the Financial Regulation, shall mean the principle according to which, in the context of this regulation and the IPA regulation, the External Action Guarantee support under the EFSD+contributes to	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			carried out without that	sustainable development	
			Guarantee, or which	by operations which	
			achieve positive results	could not have been	
			above and beyond what	carried out without that	
			could have been	Guarantee, or which	
			achieved without it.	achieve positive results	
			Additionality also means	above and beyond what	
			crowding in private	could have been	
			sector funding and	achieved without it. The	
			addressing market	principle of additionality	
			failures or sub-optimal	also means that the	
			investment situations as	operations supported by	
			well as improving the	the External Action	
			quality, sustainability,	Guarantee shall crowd	
			impact or scale of an	in private sector funding	
			investment. The	and address market	
			principle also ensures	failures or sub-optimal	
			that External Action	investment situations as	
			Guarantee operations do	well as improving the	
			not replace the support	quality, sustainability,	
			of a Member State,	impact or scale of an	
			private funding or	investment. The	
			another Union or	principle also ensures	
			international financial	that External Action	
			intervention, and avoid	Guarantee operations do	
			crowding out other	not replace the support	
			public or private	of a Member State,	
			investments unless duly	private funding or	
			justified in accordance	another Union or	
			with the strategic	international financial	
			objectives of this	intervention, and avoid	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			Regulation. Projects supported by the External Action Guarantee typically have a higher risk profile than the portfolio of investments supported by the eligible counterparts under their normal investment policies without the External Action Guarantee;	crowding out other public or private investments unless duly justified in accordance with the objectives and principles of this Regulation. Projects supported by the External Action Guarantee typically have a higher risk profile than the portfolio of investments supported by the eligible counterparts under their normal investment policies without the External Action Guarantee;	
74. ter			(7 ter) "operations with sovereign counterparts and non-commercial sub-sovereign counterparts" shall mean any operation where the counterpart is either directly a State or a public entity fully backed by an explicit guarantee of the State because it does not have	(7 ter) "operations with sovereign counterparts and non-commercial sub-sovereign counterparts" shall mean any operation where the counterpart is either directly a State or a public entity fully backed by an explicit guarantee of the State because it does not have	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			the legal capacity and/or	the legal capacity and/or	
			the financial	the financial	
			autonomy/ability to	autonomy/ability to	
			benefit from necessary	benefit from necessary	
			direct financing;	direct financing;	
74.			(7 quater) "operations	(7 quater) "operations	Provisionally closed on
quater			with commercial sub-	with commercial sub-	20 November 2020
			sovereign counterparts"	sovereign counterparts"	
			shall mean any	shall mean any	Trilogue agreement:
			operation where the	operation where the	Definitions of the type of
			counterpart is a public	counterpart is a public	operations (exclusive
			entity not backed by an	entity not backed by an	window or commercial
			explicit guarantee of a	explicit guarantee of a	sub-sovereign window).
			State and that is	State and that is	Operations considered
			financially able to	financially able to	commercial unless
			borrow at its own risk	borrow at its own risk	justified by the EIB, with
			and has the legal	and has the legal	confirmation by the
			capacity to do so;	capacity to do so;	Commission.
75.	(8) "contributor" shall	(8) "contributor" shall	(8) "contributor" shall	(8) "contributor" shall	Provisionally closed on 2
	mean a Member State, an	mean means a Member	mean a Member State, an	mean a Member State, an	October 2020
	international finance	State, an international	international finance	international finance	
	institution, or a public	finance institution, or a	institution, or a public	institution, or a public	
	institution of a Member	public institution of a	institution of a Member	institution of a Member	
	State, a public agency or	Member State, a public	State, a public agency, or	State, a public agency or	
	other entities	agency or other <i>public or</i>	other entities	other <i>public or private</i>	
	contributing in cash or in	<i>private</i> entities	contributing in cash or in	entities contributing in	
	guarantees to the	contributing in cash or in	guarantees to the	cash or in guarantees to	
	common provisioning	guarantees to the	common provisioning	the common provisioning	
	fund.	common provisioning	fund .;	fund.	
		fund;			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
75.bis		(8a) 'additionality' means the principle which ensures that the External Action Guarantee contributes to sustainable development by operations which could not have been carried out without it, or which achieve positive results above and beyond what could have been achieved without it, as well as crowding in private sector funding and addressing market failures or sub-optimal investment situations as well as improving the quality, sustainability, impact or scale of an investment. The principle also ensures that investment and financing operations covered by the External Action Guarantee do not replace the support of a Member State, private funding or another	mandate		Provisionally closed on 2 October 2020
		Union or international			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		financial intervention,			
		and avoid crowding out			
		other public or private			
		investments. Projects			
		supported by the			
		External Action			
		Guarantee typically have			
		a higher risk profile			
		than the portfolio of			
		investments supported			
		by the eligible			
		counterparts under their			
		normal investment			
		policies without the			
		External Action			
		Guarantee;			
75. ter		(8b) "industrialised			Provisionally closed
		countries" means third			
		countries other than			
		developing countries			
		included in the OECD-			
		Development Assistance			
		Committee's ('OECD-			
		DAC') list of Official			
		Development Assistance			
		('ODA') recipients;			
75.		(8c) "poverty" means all			Provisionally closed on
quater		the conditions in which			20 November 2020
		people are deprived and			
		perceived as			
		incapacitated in			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		different societies and local contexts; the core dimensions of poverty include economic, human, political, sociocultural and protective capabilities;			
75. quin- quies		(8d) "gender sensitivity" means acting with the aim of understanding and taking account of the societal and cultural factors involved in gender-based exclusion and discrimination in all spheres of public and private life;			Provisionally closed on 20 November 2020
75. sexies		(8e) "conflict sensitivity" means acting with the aim of understanding that any initiative conducted in a conflict- affected environment will interact with that conflict and that such interaction will have consequences that may have positive or negative effects; conflict sensitivity also means ensuring that, to the best			Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		of its abilities, Union actions (political, policy, external assistance) avoid having a negative impact and maximise the positive impact on conflict dynamics, thereby contributing to conflict prevention,			
75. septies		peace building. Where reference is made to human rights, it shall be understood as to include fundamental freedoms;		Where reference is made to human rights, it shall be understood as to include fundamental freedoms;	Provisionally closed on 20 November 2020
75. octies			(9) "partner countries" shall mean countries and territories that may benefit from EU support under this Instrument pursuant to Article 4.	(9) "partner countries" shall mean countries and territories that may benefit from EU support under this Instrument pursuant to Article 4.	Provisionally closed on 20 November 2020
75. nonies		In the context of Article 15, "countries most in need" may also include the countries listed in Annex I.			Provisionally closed on 20 November 2020
76.	Article 3 Objectives	Article 3 Objectives	Article 3 Objectives	Article 3 Objectives	Provisionally closed on 5 December 2019

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
77.	1. The general objective of this Regulation is to uphold and promote the Union's values and interests worldwide in order to pursue the objectives and principles of the Union's external action, as laid down in Article 3(5), Articles 8 and 21 of the Treaty on European Union.	1. The general objective of this Regulation is to lay down the financial framework enabling the Union to uphold and promote the Union's its values, and principles and fundamental interests worldwide, in order to pursue in accordance with the objectives and principles of the Union's external action, as laid down in Article 3(5), Articles 8 and 21 of the Treaty on European Union TEU, as well as Articles 11 and 208 TFEU.	1. The general objective of this Regulation is to uphold and promote the Union's values and interests worldwide in order to pursue the objectives and principles of the Union's external action, as laid down in Article 3(5), Articles 8 and 21 of the Treaty on European Union-, thus contributing to the eradication of poverty, consolidating, supporting and promoting democracy, rule of law and respect for human rights, sustainable development and the fight against climate change and addressing irregular migration and forced displacement, including their root causes, towards the achievement of the Sustainable Development Goals. This Regulation shall promote stronger	1. The general objective of this Regulation is to uphold and promote the Union's values, principles and fundamental interests worldwide, in order to pursue the objectives and principles of the Union's external action, as laid down in Article 3(5), Articles 8 and 21 of the Treaty on European Union-, thus contributing to the reduction and, in the long term, the eradication of poverty, consolidating, supporting and promoting democracy, rule of law and respect for human rights, sustainable development and the fight against climate change and addressing irregular migration and forced displacement, including their root causes.	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			partnerships with third countries, including with the European Neighbourhood based on mutual interests and ownership with a view to fostering stabilisation, good governance and building resilience.	This Regulation shall contribute to the promotion of multilateralism, the achievement of the international commitments and objectives that the Union has agreed to, in particular the Sustainable Development Goals, the 2030 Agenda and the Paris Agreement. This Regulation shall promote stronger partnerships with third countries, including with the European Neighbourhood based on mutual interests and ownership with a view to fostering stabilisation, good governance and building resilience.	
78.	2. In accordance with paragraph 1, the specific objectives of this Regulation are the following:	2. In accordance with paragraph 1, the specific objectives of this Regulation are the following:	2. In accordance with paragraph 1, the specific objectives of this Regulation are the following:	2. In accordance with paragraph 1, the specific objectives of this Regulation are the following:	Provisionally closed on 5 December 2019

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
79.	(a) to support and foster dialogue and cooperation with third countries and regions in the Neighbourhood, in Sub-Saharan Africa, in Asia and the Pacific, and in the Americas and the Caribbean;	(a) to support and foster dialogue and cooperation with third countries and regions in the Neighbourhood, in Sub-Saharan Africa, in Asia and the Pacific, and in the Americas and the Caribbean;	(a) to support and foster dialogue and cooperation with third countries and regions <i>in the</i> Neighbourhood, in Sub-Saharan Africa, in Asia and the Pacific, and in the Americas and the Caribbean;	(a) to support and foster dialogue and cooperation with third countries and regions in the Neighbourhood, in Sub-Saharan Africa, in Asia and the Pacific, and in the Americas and the Caribbean;	Provisionally closed on 5 December 2019
79. bis		(aa) to contribute to the achievement of the international commitments and objectives that the Union has agreed to, in particular the 2030 Agenda, the SDGs and the Paris Agreement;			Provisionally closed on 5 December 2019
79. ter		(ab) to develop a special strengthened relationship with the countries in the eastern and southern neighbourhood of the Union, founded on cooperation, peace and security, mutual accountability and shared commitment to the universal values of democracy, rule of law	(a bis) Union support under this Regulation shall focus on promoting enhanced political cooperation, deep and sustainable democracy, progressive economic integration and a strengthened partnership between the Union and the neighbouring partner countries and, in	(ab) to develop special strengthened partnerships and enhanced political cooperation with the European Neighbourhood, founded on cooperation, peace and stability and a shared commitment to the universal values of democracy, rule of law and respect for human	Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		and respect for human rights, socio-economic integration and environmental protection and climate action;	particular, the implementation of partnership and cooperation agreements, association agreements or other existing and future agreements, as well as people-to-people contacts.	rights, and aiming at deep and sustainable democracy and progressive socioeconomic integration as well as people-to-people contacts;	
79. quater		(ac) to pursue the reduction and, in the long term, the eradication of poverty, particularly in least developed countries (LDCs); to enable sustainable social and economic development;			Provisionally closed on 5 December 2019
80.	(b) at global level, to consolidate and support democracy, rule of law and human rights, support civil society organisations, further stability and peace and address other global challenges including migration and mobility;	(b) at global level, to consolidate and support democracy, rule of law and human rights, support civil society organisations and local authorities, further stability and peace, prevent conflict and promote just and inclusive societies, advance multilateralism, international justice and	(b) at global level, to consolidate and support advance democracy, good governance, rule of law and human rights, including gender equality and women's and girls' empowerment, support civil society organisations, including human rights defenders, protection of civilians, further stability, conflict	(b) at global level: - to protect, promote and advance human rights, including gender equality and the protection of human rights defenders, including in the most difficult circumstances and urgent situations, democracy, and the rule of law, including	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		accountability, and address other global and regional challenges including migration and mobility climate change and environmental degradation as well as foreign policy needs and priorities, as set out in Annex III, including the promotion of confidence building and good neighbourly relations;	prevention and peace and address other global challenges including such as climate change, protection of biodiversity and the environment, engagement with local authorities, as well as migration and mobility;	accountability mechanisms, - to consolidate and support democracy, rule of law and human rights, support civil society organisations, - to further stability and peace, prevent conflict, thereby contributing to the protection of civilians, - to address other global challenges including such as climate change, protection of biodiversity and the environment, as well as migration and mobility.	
80. bis		(ba) to protect, promote and advance human rights, democracy, the rule of law as well as gender and social equality, including in the most difficult circumstances and urgent situations, in			Provisionally closed on 5 December 2019

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		partnership with civil society including human rights defenders worldwide;			
81.	(c) to respond rapidly to: situations of crisis, instability and conflict; resilience challenges and linking of humanitarian aid and development action; and foreign policy needs and priorities.	(c) to respond rapidly to: situations of crisis, instability and conflict; resilience challenges and linking of humanitarian aid and development action; and foreign policy needs and priorities.	(c) to respond rapidly to: situations of crisis, instability and conflict, including irregular migratory pressure and forced displacement and hybrid threats; resilience challenges, including natural and man-made disasters, and linking of humanitarian aid and development action; and Union foreign policy needs and priorities.	(c) to respond rapidly to: situations of crisis, instability and conflict, including those which may result from migratory flows and forced displacement and hybrid threats; resilience challenges, including natural and man-made disasters, and linking of humanitarian aid and development action; and Union foreign policy needs and priorities.	Provisionally closed
82.	The achievement of these objectives shall be measured using relevant indicators as referred to in Article 31.	The achievement of these objectives shall be measured using relevant indicators as referred to in Article 31.	The achievement of these objectives shall be measured using relevant indicators as referred to in Article 31.	The achievement of these objectives shall be measured using relevant indicators as referred to in Article 31.	Provisionally closed on 5 December 2019
83.	3. At least 92% of the expenditure under this Regulation shall fulfil the criteria for Official Development Assistance, established by the Development Assistance	3. At least 92 % 95 % of the expenditure under this Regulation shall fulfil the criteria for Official Development Assistance, established by the Development	3. At least 92% of the expenditure under this Regulation shall fulfil the criteria for Official Development Assistance, established by the Development Assistance	3. At least 93% of the expenditure under this Regulation shall fulfil the criteria for Official Development Assistance, established by the Development Assistance	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Committee of the Organisation for Economic Cooperation and Development.	Assistance Committee of the Organisation for Economic Cooperation and Development. This Regulation shall contribute to reaching the collective target of achieving 0,2 % of the Union's Gross National Income to Least Developed Countries and 0,7 % of the Union Gross National Income as Official Development Assistance within the timeframe of the 2030 Agenda.	Committee of the Organisation for Economic Cooperation and Development. The specificity of the expenditure related to the partner countries listed in Annex I shall be taken into account.	Committee of the Organisation for Economic Cooperation and Development, thus contributing to Official Development Assistance collective commitments, including on Least Developed Countries. The specificity of the expenditure related to the partner countries listed in Annex I shall be taken into account.	
83. bis		3a. At least 20 % of the Official Development Assistance funded under this Regulation, across all programmes, geographic and thematic, annually and over the duration of its actions, shall be ringfenced for social inclusion and human development, in order to support and strengthen the provision of basic			Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		social services, such as health, education, nutrition and social protection, particularly to the most marginalised, and with			
		an emphasis on women and children.			
83. ter		3b. At least 85% of the Official Development Assistance funded programmes, geographic and thematic, under this Regulation shall have gender equality and women's and girls' rights and empowerment as a principal or a significant objective, as defined by the OECD DAC. A significant part of these programmes shall have gender equality and women's and girls' rights and empowerment as a			Provisionally closed
		principal objective.			
84.	Article 4	Article 4	Article 4	Article 4	Provisionally closed on
	Scope and structure	Scope and structure	Scope and structure	Scope and structure	5 December 2019

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
85.	1. Union funding under	1. Union funding under	1. Union funding under	1. Union funding under	Provisionally closed
	this Regulation shall be	this Regulation shall be	this Regulation shall be	this Regulation shall be	
	implemented through:	implemented applied	implemented through:	implemented through:	
		through:			
86.	(a) geographic	(a) geographic	(a) geographic	(a) geographic	Provisionally closed on
	programmes;	programmes;	programmes;	programmes;	5 December 2019
87.	(b) thematic	(b) thematic	(b) thematic	(b) thematic	Provisionally closed on
	programmes;	programmes;	programmes;	programmes;	5 December 2019
88.	(c) rapid response	(c) rapid response	(c) rapid response	(c) rapid response	Provisionally closed on
	actions.	actions.	actions.	actions.	5 December 2019
89.	2. The geographic	2. The geographic	2. The geographic	2. The geographic	Provisionally closed on
	programmes shall	programmes shall	programmes shall	programmes shall	5 December 2019
	encompass country and	encompass country and	encompass country and	encompass country and	
	multi-country	multi-country	multi-country	multi-country	
	cooperation in the	cooperation in the	cooperation in the	cooperation in the	
	following areas:	following areas:	following areas:	following areas:	
90.	(a) Neighbourhood;	(a) Neighbourhood;	(a) Neighbourhood;	(a) Neighbourhood;	Provisionally closed on
					20 November 2020
91.	(b) Sub-Saharan Africa;	(b) Sub-Saharan Africa;	(b) Sub-Saharan Africa;	(b) Sub-Saharan Africa;	Provisionally closed on
					5 December 2019
92.	(c) Asia and the Pacific;	(c) Asia and the Pacific;	(c) Asia and the Pacific;	(c) Asia and the Pacific;	Provisionally closed on
					5 December 2019
93.	(d) Americas and the	(d) Americas and the	(d) Americas and the	(d) Americas and the	Provisionally closed on
	Caribbean.	Caribbean.	Caribbean.	Caribbean.	5 December 2019
94.	Geographic programmes	Geographic programmes	Geographic programmes	Geographic programmes	Provisionally closed
	may cover all third	may cover all third	may cover all third	may cover all third	
	countries, except for	countries, except for	countries, except for	countries, except for	
	candidates and potential	candidates and potential	candidates and potential	candidates and potential	
	candidates as defined in	candidates as defined in	candidates as defined in	candidates as defined in	
	Regulation (EU) No	Regulation (EU) No	Regulation (EU) No	Regulation (EU) No	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	/ ⁵⁷ (IPA) and	/ ⁵⁷ (IPA) and	/ ⁵⁷ (IPA). and	/ ⁵⁷ (IPA) and	
	overseas countries and	overseas countries and	Θ verseas countries and	overseas countries and	
	territories as defined in	territories as defined in	territories as defined in	territories as defined in	
	Council Decision/	Council Decision/	Council Decision/	Council Decision/	
	(EU).	(EU). Geographic	(EU): shall equally not	(EU). Geographic	
	(E0).	programmes of a	be covered by	programmes of a	
		continental or trans-	geographic programmes,	continental or trans-	
		regional scope may also	geographic programmes,	regional scope may also	
		be established, in		be established, in	
		particular a pan-African		particular a pan-African	
		programme covering		programme covering	
		African countries under		African countries under	
		points (a) and (b) and a		points (a) and (b) and a	
		programme covering		programme covering	
		African, Caribbean and		African, Caribbean and	
		Pacific countries under		Pacific countries under	
0.5		<i>points</i> (b), (c) and (d).		points (b), (c) and (d).	D
95.	Geographic programmes	Geographic programmes	Geographic programmes	Geographic programmes	Provisionally closed on
	in the Neighbourhood	in the Neighbourhood	in the Neighbourhood	in the Neighbourhood	20 November 2020
	area may cover any	area may cover any	area may cover any	area may cover any	
	country referred to in	country referred to in	partner country referred	country referred to in	
	Annex I.	Annex I.	to in Annex I.	Annex I.	
96.	In order to attain the	In order to attain the	In order to attain the	In order to attain the	Provisionally closed on
	objectives laid down in	objectives laid down in	objectives laid down in	objectives laid down in	5 December 2019
	Article 3, geographic	Article 3, geographic	Article 3, geographic	Article 3, geographic	
	programmes shall be	programmes shall be	programmes shall be	programmes shall be	
	based on the areas of	based on the areas of	based on the areas of	based on the areas of	

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Regulation of the European Parliament and of the Council establishing the Instrument for Pre-accession Assistance (OJ L...).

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	cooperation listed in	cooperation listed in	cooperation listed in	cooperation listed in	
	Annex II.	Annex II.	Annex II.	Annex II.	
97.	3. The thematic	3. The thematic	3. The thematic	3. The thematic	Provisionally closed on
	programmes shall	programmes shall	programmes shall	programmes shall	5 December 2019
	encompass actions linked	encompass actions linked	encompass actions linked	encompass actions linked	
	to the pursuit of the	to the pursuit of the	to the pursuit of the	to the pursuit of the	
	Sustainable Development	Sustainable Development	Sustainable Development	Sustainable Development	
	Goals at global level, in	Goals at global level, in	Goals at global level, in	Goals at global level, in	
	the following areas:	the following areas:	the following areas:	the following areas:	
98.	(a) Human Rights and	(a) Human Rights and	(a) Human Rights and	(a) Human Rights and	Provisionally closed on
	Democracy;	Democracy;	Democracy;	Democracy;	5 December 2019
99.	(b) Civil Society	(b) Civil Society	(b) Civil Society	(b) Civil Society	Provisionally closed
	Organisations;	Organisations <i>and Local</i>	Organisations;	Organisations;	
		Authorities;			
100.	(c) Stability and Peace;	(c) Stability and Peace;	(c) Peace , Stability and	(c) <i>Peace</i> , Stability and	Provisionally closed on
			Peace Conflict	Conflict Prevention;	5 December 2019
			Prevention;		
101.	(d) Global Challenges.	(d) Global Challenges;	(d) Global Challenges.	(d) Global Challenges.	Provisionally closed on
					5 December 2019
101.		(da) Foreign Policy			Provisionally closed
bis		Needs and Priorities.			
102.	Thematic programmes	Thematic programmes	Thematic programmes	Thematic programmes	Provisionally closed on
	may cover all third	may cover all third	may cover all third	may cover all third	5 December 2019
	countries as well as	countries. as well as	countries as well as	countries as well as	
	overseas countries and	Overseas countries and	overseas countries and	overseas countries and	
	territories as defined in	territories as defined	territories as defined in	territories as defined in	
	Council Decision/	shall have full access to	Council Decision/	Council Decision/	
	(EU).	thematic programmes,	(EU).	(EU).	
		as laid down in Council			
		Decision/ (EU).			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		Their effective participation shall be ensured, with account taken of their specific characteristics and the particular challenges they must address.			
103.	In order to attain the objectives laid down in Article 3, thematic programmes shall be based on the areas of intervention listed in Annex III.	In order to attain the objectives laid down in Article 3, thematic programmes shall be based on the areas of intervention listed in Annex III.	In order to attain the objectives laid down in Article 3, thematic programmes shall be based on the areas of intervention listed in Annex III.	In order to attain the objectives laid down in Article 3, thematic programmes shall be based on the areas of intervention listed in Annex III.	Provisionally closed on 5 December 2019
104.	4. The rapid response actions shall enable early action to:	4. The rapid response actions shall enable early action to:	4. The rapid response actions shall enable early action to:	4. The rapid response actions shall enable early action to:	Provisionally closed on 5 December 2019
105.	(a) contribute to stability and conflict prevention in situations of urgency, emerging crisis, crisis and post-crisis;	(a) contribute to <i>peace</i> , stability and conflict prevention in situations of urgency, emerging crisis, crisis and post-crisis;	(a) contribute to stability and conflict prevention in situations of urgency, emerging crisis, crisis and post-crisis, including those which may result from migratory pressure and forced displacement;	(a) contribute to <i>peace</i> , stability and conflict prevention in situations of urgency, emerging crisis, crisis and post-crisis, <i>including those which may result from migratory flows and forced displacement</i> ;	Provisionally closed
106.	(b) contribute to strengthening resilience of states, societies, communities and individuals and to linking	(b) contribute to strengthening <i>the</i> resilience of states, <i>including local authorities</i> , societies,	(b) contribute to strengthening resilience of states, societies, communities and individuals and to linking	(b) contribute to strengthening <i>the</i> resilience of states, societies, communities and individuals and to	Provisionally closed on 5 December 2019

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	humanitarian aid and	communities and	humanitarian aid-and,	linking humanitarian aid	
	development action;	individuals and to linking	development actions	and development action	
	_	humanitarian aid and	and, where relevant,	and, where relevant,	
		development action.	peacebuilding;	peacebuilding;	
107.	(c) address foreign policy	(c) address foreign policy	(c) address <i>Union</i>	(c) address <i>Union</i>	Provisionally closed
	needs and priorities.	needs and priorities.	foreign policy needs and	foreign policy needs and	
			priorities.	priorities.	
108.	Rapid response actions	Rapid response actions	Rapid response actions	Rapid response actions	Provisionally closed on
	may cover all third	may cover all third	may cover all third	may cover all third	5 December 2019
	countries as well as	countries as well as	countries as well as	countries as well as	
	overseas countries and	overseas countries and	overseas countries and	overseas countries and	
	territories as defined in	territories as defined in	territories as defined in	territories as defined in	
	Council Decision/	Council Decision/	Council Decision/	Council Decision/	
<u> </u>	(EU).	(EU).	(EU).	(EU).	
109.	In order to attain the	In order to attain the	In order to attain the	In order to attain the	Provisionally closed on
	objectives laid down in	objectives laid down in	objectives laid down in	objectives laid down in	5 December 2019
	Article 3, rapid response	Article 3, rapid response	Article 3, rapid response	Article 3, rapid response	
	actions shall be based on	actions shall be based on	actions shall be based on	actions shall be based on	
	the areas of intervention	the areas of intervention	the areas of intervention	the areas of intervention	
	listed in Annex IV.	listed in Annex IV.	listed in Annex IV.	listed in Annex IV.	
110.	5. Actions under this	5. Actions under this	5. Actions under this	5. Actions under this	Provisionally closed
	Regulation shall be	Regulation shall be	Regulation shall be	Regulation shall be	
	primarily implemented	primarily implemented	primarily implemented	primarily implemented	
	through geographic	applied through	through geographic	through geographic	
	programmes.	geographic programmes.	programmes.	programmes.	
111.	Actions implemented	Actions-implemented	Actions implemented	Actions implemented	Provisionally closed
	through thematic	applied through thematic	through thematic	through thematic	
	programmes shall be	programmes shall be	programmes shall be	programmes shall be	
	complementary to	complementary to	complementary to	complementary to	
	actions funded under	actions funded under	actions funded under	actions funded under	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	geographic programmes and shall support global and trans-regional initiatives for achieving internationally agreed goals, in particular the Sustainable Development Goals, protecting global public goods or addressing global challenges. Actions through thematic programmes may also be undertaken where there is no geographic programme, or where it has been suspended, or where there is no agreement on the action with the partner country concerned, or where the action cannot be adequately addressed by geographic programmes.	geographic programmes and shall support global and trans-regional initiatives for aimed at achieving internationally agreed goals, in particular the Sustainable Development Goals, protecting as referred in point (aa) of Article 3(2), as well as global public goods or addressing global challenges. Actions through thematic programmes may also be undertaken independently, including where there is no geographic programme, or where it has been suspended, or where there is no agreement on the action with the partner country concerned, or where the action cannot be adequately addressed by	geographic programmes and shall support global and trans-regional initiatives for achieving internationally agreed goals, in particular the Sustainable Development Goals, protecting global public goods or addressing global challenges:, as referred to in Annex III. Actions through thematic programmes may also be undertaken where there is no geographic programme, or where it has been suspended, or where there is no agreement on the action with the partner country concerned, or where the action cannot be adequately addressed by geographic programmes.	geographic programmes and shall support global and trans-regional initiatives for aimed at achieving internationally agreed goals, in particular the Sustainable Development Goals and the Paris Agreement, protecting as well as protecting global public goods or addressing global challenges. Actions through thematic programmes may also be undertaken where there is no geographic programme, or where it has been suspended, or where there is no agreement on the action with the partner country concerned, or where the action cannot be adequately addressed by geographic programmes.	
112.	Rapid response actions shall be complementary	geographic programmes. Rapid response actions shall be complementary	Rapid response actions shall be complementary	Rapid response actions shall be complementary	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	to geographic and thematic programmes. These actions shall be designed and implemented to enable, where relevant, their continuity under geographic or thematic programmes.	to geographic and thematic programmes: These as well as to actions funded through the Council Regulation (EC) No 1257/96 of 20 June 1996 (the 'Humanitarian Aid Regulation'). Those actions shall be designed and implemented applied to enable, where relevant, their continuity under geographic or thematic programmes.	to geographic and thematic programmes. These actions shall be designed and implemented to enable, where relevant, their continuity under geographic or thematic programmes.	to geographic and thematic programmes. These actions shall be designed and implemented to enable, where relevant, their continuity under geographic or thematic programmes.	
113.	6. The Commission shall be empowered to adopt delegated acts in accordance with Article 34 to supplement or amend Annexes II, III and IV.	6. The Commission shall be empowered to adopt delegated acts in accordance with Article 34 to supplement or amend Annexes II, III and IV.	6. The Commission shall be empowered to adopt delegated acts in accordance with Article 34 to supplement or amend Annexes II, III and IV.	6. The Commission shall be empowered to adopt delegated acts in accordance with Article 34 to amend Annexes II, III and IV.	Provisionally closed
113. bis				The Commission shall be empowered to adopt a delegated act in accordance with Article 34 by 31 December 2021, to supplement this Regulation with the provisions determining: specific objectives and	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				priority areas of	
				cooperation drawn from	
				the common areas of	
				cooperation in Annex II,	
				including a	
				prioritisation, for the	
				following sub-regions:	
				Neighbourhood South,	
				Neighbourhood East,	
				West Africa, East and	
				Central Africa,	
				Southern Africa and	
				Indian Ocean, Middle	
				East, Central Asia,	
				South Asia, North and	
				South East Asia, the	
				Pacific, the Americas,	
				the Caribbean;	
				indicative thematic	
				targets for the	
				geographic pillar; and	
				indicative financial	
				allocations for West	
				Africa, East and Central	
				Africa, Southern Africa	
				and Indian Ocean. This	
				delegated act shall be	
				reviewed at the mid-term	
				evaluation referred to in	
				Article 32 1 bis.	
				11.0000 02 1 0000	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
114.	Article 5	Article 5	Article 5	Article 5	Provisionally closed on
	Coherence, consistency	Coherence, consistency	Coherence, consistency	Coherence, consistency	5 December 2019
	and complementarity	and complementarity	and complementarity	and complementarity	
115.	1. In implementing this	1. In implementing	1. In implementing this	1. In implementing this	Provisionally closed
	Regulation, consistency,	applying this Regulation,	Regulation, consistency,	Regulation, consistency,	
	synergies and	consistency, coherence	synergies and	coherence, synergies and	
	complementarity with	synergies and	complementarity with	complementarity with all	
	other areas of Union	complementarity with	other areas of Union	areas of Union external	
	external action, with	other all areas of Union	external action, with	action, including other	
	other relevant Union	external action,	other relevant Union	external financing	
	policies and	including other external	policies and	instruments, and with	
	Programmes, as well as	financing instruments,	Programmes, as well as	other relevant Union	
	policy coherence for	the IPA III Regulation	policy coherence for	policies and	
	development shall be	in particular, as well as	development shall be	Programmes, as well as	
	ensured.	measures adopted under	ensured, thus	policy coherence for	
		Chapter Two of Title V	contributing to the	development shall be	
		TEU and Part Five	implementation of the	ensured.	
		TFEU , with other	2030 Agenda.		
		relevant Union policies			
		and Programmes, as well			
		as policy coherence for			
		development shall be			
		ensured. The Union			
		shall take account of the			
		objectives of			
		development cooperation			
		in the policies that it			
		applies which are likely			
		to affect developing			
		countries.			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
115. bis			I bis In this regard, the Union shall seek to promote increased synergies and complementarities in particular with trade policy, economic cooperation and other sectorial cooperation, taking into account the impact of all internal and external policies on sustainable development.	In this regard, the Union shall take into account the impact of all internal and external policies on sustainable development and shall seek to promote increased synergies and complementarities in particular with trade policy, economic cooperation and other sectorial cooperation.	Provisionally closed on 5 December 2019
		Ia. The Union and Member States shall coordinate their respective support programmes with the aim of increasing effectiveness and efficiency of their delivery and preventing overlapping of funding.	шенени.		Provisionally closed on 5 December 2019
115. ter		Ib. In applying this Regulation, the Commission and the EEAS shall duly take into consideration the positions of the European Parliament.			Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
Line 116.	2. Actions falling within the scope of Council Regulation (EC) No 1257/96 shall not be funded under this Regulation. 3. Where appropriate, other Union Programmes may contribute to actions established under this Regulation, provided that the contributions do not cover the same costs. This Regulation may also contribute to measures established under other Union Programmes, provided that the contributions do not cover the same costs. In such cases, the work programme covering those actions shall	2. Actions falling within the scope of Council Regulation (EC) No 1257/96 shall not be funded under this Regulation. 3. Where appropriate, other Union Programmes may contribute to actions established under this Regulation, provided that the contributions do not cover the same costs. This Regulation may also contribute to measures established under other Union Programmes, provided that the contributions do not cover the same costs. In such cases, the work programme covering those actions shall	mandate 2. Actions falling within the scope of Council Regulation (EC) No 1257/96 shall not be funded under this Regulation. 3. Where appropriate, other Union Programmes may contribute to actions established under this Regulation, provided that the contributions do not cover the same costs. This Regulation may also contribute to mea sures established under other Union Programmes, provided that the contributions do not cover the same costs. In such cases, the work programme covering those actions shall	2. Actions falling within the scope of Council Regulation (EC) No 1257/96 shall not be funded under this Regulation. 3. Where appropriate, other Union Programmes may contribute to actions established under this Regulation, provided that the contributions do not cover the same costs. This Regulation may also contribute to measures established under other Union Programmes, provided that the contributions do not cover the same costs. In such cases, the work programme covering those actions shall	Provisionally closed on 5 December 2019 Provisionally closed
	establish which set of rules shall be applicable.	establish which set of rules shall be applicable.	establish which set of rules shall be applicable.	establish which set of rules shall be applicable the rules of each	
				contributing Union programme shall apply to its respective contribution to the	
				action. The cumulative	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				funding shall not exceed the total eligible costs of the action and the support from the different Union programmes may be calculated on a pro-rata basis in accordance with the documents setting out the conditions for support.	
118.	Article 6	Article 6	Article 6	Article 6	Provisionally closed on
	Budget	Budget	Budget	Budget	20 November 2020
119.	1. The financial envelope for the implementation of this Regulation for the period 2021 – 2027 shall be EUR 89 200 million in current prices.	1. The financial envelope for the implementation application of this Regulation for the period 2021 – 2027 shall be EUR 89 20082 451 milli on in 2018 prices (EUR 93 154 million in current prices) [100 %].	1. The financial envelope for the implementation of this Regulation for the period 2021 – 2027 shall be EUR 89 200 79 462 million in current prices.	1. The financial envelope for the implementation of this Regulation for the period 2021 – 2027 shall be EUR 89 200 79 462 million in current prices.	Provisionally closed
120.	2. The financial envelope referred to in paragraph 1 shall be composed of:	2. The financial envelope referred to in paragraph 1 shall be composed of:	2. The financial envelope referred to in paragraph 1 shall be composed of:	2. The financial envelope referred to in paragraph 1 shall be composed of:	Provisionally closed on 20 November 2020
121.	(a) EUR 68 000 million for geographic programmes:	(a) EUR 68 00063 687 milli on in 2018 prices (EUR 71 954 million in current prices)	(a) EUR 68 000 60 388 million for geographic programmes:	(a) EUR 68 000 60 388 million for geographic programmes:	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		[77,24 %] for geographic programmes:			
122.	– Neighbourhood at least EUR 22 000 million,	- Neighbourhood at least EUR 22 00020 572 milli on in 2018 prices (EUR 23 243 million in current prices) [24,95 %],	– Neighbourhood at least EUR 22 000-19 323 million,	– Neighbourhood at least EUR 22 000-19 323 million,	Provisionally closed
123.	– Sub-Saharan Africa at least EUR 32 000 million,	- Sub-Saharan Africa at least EUR 32 00030 723 milli on in 2018 prices (EUR 34 711 million in current prices) [37,26 %],	– Sub-Saharan Africa at least EUR 32 000-29 181 million,	– Sub-Saharan Africa at least EUR 32 000-29 181 million,	Provisionally closed
124.	– Asia and the Pacific EUR 10 000 million,	- Asia and the Pacific EUR 8 851 million in 2018 prices (EUR 10 000 million in current prices) [10,73 %], including at least EUR 620 million in 2018 prices (EUR 700 million in current prices) for the Pacific,	– Asia and the Pacific EUR 10 000 8 489 million,	– Asia and the Pacific EUR 10 000-8 489 million,	Provisionally closed
125.	– Americas and the Caribbean EUR 4 000 million,	- Americas and the Caribbean EUR 3 540 million in 2018 prices (EUR 4 000 million in	– Americas and the Caribbean EUR 4 000 3 395 million,	– Americas and the Caribbean EUR 4 000 3 395 million,	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		current prices) [4,29 %], including EUR 1 062 million in 2018 prices (EUR 1 200 million in current prices) for the Caribbean,			
126.	(b) EUR 7 000 million for thematic programmes:	(b) EUR 7-0009 471 million in 2018 prices (EUR 10 700 million in current prices) [11,49 %] for thematic programmes:	(b) EUR 7-000-6 358 million for thematic programmes:	(b) EUR 7 000 6 358 million for thematic programmes:	Provisionally closed
127.	– Human Rights and Democracy EUR 1 500 million,	- Human Rights and Democracy EUR 1 500 at least EUR 1 770 million in 2018 prices (EUR 2 000 million in current prices) [2,15 %], with up to 25 % of the programme to be devoted to the funding of EU Election Observation Missions,	– Human Rights and Democracy EUR 1 500 <i>1 362</i> million,	– Human Rights and Democracy EUR 1 500 <i>1 362</i> million,	Provisionally closed
128.	– Civil Society Organisations EUR 1 500 million,	- Civil Society Organisations EUR 1 500(CSOs) and Local Authorities (LAs) EUR 2 390 million in	– Civil Society Organisations EUR 4 500-1 362 million,	– Civil Society Organisations EUR 4 500-1 362 million,	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		2018 prices (EUR 2 700 million in current prices) [2,90 %], of which EUR 1 947 million in 2018 prices (EUR 2 200 million in current prices) [2,36 %] for CSOs and EUR 443 million in 2018 prices (EUR 500 million in current prices) [0,54 %] for LAs,			
129.	– Stability and Peace EUR 1 000 million	- Stability and Peace EUR 885 million in 2018 prices (EUR 1 000 million in current prices) [1,07 %],	- Peace, Stability and Peace-Conflict Prevention EUR 1 000 908 million,	- Peace, Stability and Peace-Conflict Prevention EUR 1 000 908 million,	Provisionally closed
130.	– Global Challenges EUR 3 000 million,	- Global Challenges EUR 3 000 3 983 million in 2018 prices (EUR 4 500 million in current prices) [4,83 %],	– Global Challenges EUR 3 000 2 726 million,	– Global Challenges EUR 3 000 2 726 million,	Provisionally closed
130. bis		- Foreign Policy Needs and Priorities EUR 443 million in 2018 prices (EUR 500 million in current prices) [0,54 %],			Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
131.	(c) EUR 4 000 million for rapid response actions.	(c) EUR 4 0003 098 million in 2018 prices	(c) EUR 4 000 3 182 million for rapid response actions.	(c) EUR 4 000 3 182 million for rapid response actions.	Provisionally closed
		(EUR 3 500 million in current prices) [3,76 %] for rapid response actions:			
131. bis		- Stability and conflict prevention in situations of urgency, emerging crisis, crisis and post- crisis EUR 1 770 million in 2018 prices (EUR 2 000 million in current prices) [2,15 %],			Provisionally closed
131. ter		- Strengthening resilience of states, societies, communities and individuals and linking humanitarian aid and development action EUR 1 328 million in 2018 prices (EUR 1 500 million in current prices) [1,61 %],			Provisionally closed
132.	3. The emerging challenges and priorities cushion of an amount of EUR 10 200 million shall increase the amounts referred to in paragraph 2	3. The emerging challenges and priorities cushion of an amount of EUR 10 2006 196 million in 2018 prices (EUR 7 000 million in	3. The emerging challenges and priorities cushion of an-amount of EUR 10 200 9 534 million shall increase the amounts referred to in	3. The emerging challenges and priorities cushion of an-amount of EUR 10 200 9 534 million shall increase the amounts referred to in	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	in accordance with Article 15.	current prices) [7,51 %], shall increase the amounts referred to in paragraph 2 in accordance with Article 15.	paragraph 2 (a), (b) and (c) in accordance with Article 15.	paragraph 2 (a), (b) and (c) in accordance with Article 15.	
133.	4. The financial envelope referred to in paragraph 2 (a) shall correspond to at least 75 % of the financial envelope referred to in paragraph 1.	4. The financial envelope referred to in paragraph 2 (a) shall correspond to at least 75 % of the financial envelope referred to in paragraph 1.	4. The financial envelope referred to in paragraph 2 (a) shall correspond to at least 75 % of the financial envelope referred to in paragraph 1.	4. The financial envelope referred to in paragraph 2 (a) shall correspond to at least 75 % of the financial envelope referred to in paragraph 1.	Provisionally closed on 20 November 2020
133. bis		4a. The actions under Article 9 shall be financed to up to the amount of EUR 270 million.		4a. Actions under Article 9 shall be financed up to the amount of EUR 270 000 000. The Commission shall be empowered to amend this amount by delegated act in accordance with Article 34.	Provisionally closed
133. ter		4b. The annual appropriations shall be authorised by the European Parliament and by the Council within the limits of the multiannual financial framework during the			Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		budgetary procedure,			
		after the priorities have			
		been agreed by the			
		Institutions.			
134.	Article 7	Article 7	Article 7	Article 7	Provisionally closed on
	Policy framework	Policy framework	Policy framework	Policy framework	5 December 2019
135.	The association	The association	The association	The association	Provisionally closed
	agreements, partnership	agreements, partnership	agreements, partnership	agreements, partnership	
	and cooperation	and cooperation	and cooperation	and cooperation	
	agreements, multilateral	agreements, multilateral	agreements, multilateral	agreements, multilateral	
	agreements, and other	trade agreements, and	agreements to which the	agreements to which the	
	agreements that establish	other agreements that	Union is a party, and	Union is a party, and	
	a legally binding	establish a legally	other agreements that	other agreements that	
	relationship with partner	binding relationship with	establish a legally	establish a legally	
	countries, as well as,	partner countries,	binding relationship with	binding relationship with	
	European Council	recommendations and	between the Union and	between the Union and	
	conclusions and Council	acts adopted in the	partner countries, as well	partner countries, as well	
	conclusions, summit	bodies set up by those	as, European Council	as, European Council	
	declarations or	agreements, as well as	conclusions and Council	conclusions, and Council	
	conclusions of high-level	relevant multilateral	conclusions, summit	conclusions, summit	
	meetings with partner	agreements, Union	declarations or	declarations or	
	countries, relevant	legislative acts, European	conclusions of high level	conclusions of high level	
	European Parliament	Council conclusions, and	meetings with partner	meetings with partner	
	resolutions,	Council conclusions,	countries, relevant at the	countries , relevant at the	
	communications of the	summit declarations or	level of heads of state s	level of heads of states	
	Commission or Joint	and other international	or government s or	or governments or	
	communications of the	declarations and	ministers. Joint	ministers, relevant	
	Commission and the	conclusions of high-level	statements by the	European Parliament	
	High Representative of	meetings with partner	Council and the	resolutions,	
	the Union for Foreign	countries, relevant	representatives of the	communications of the	
	Affairs and Security	European Parliament	governments of the	Commission or Joint	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Policy, shall constitute the overall policy framework for the implementation of this Regulation.	resolutions; eommunications of the Commission or Joint and positions, communications of the Commission and the High Representative of the Union for Foreign Affairs and Security Policy and United Nations Conventions and resolutions, shall constitute the overall policy framework for the implementation application of this Regulation.	Member States, the European Parliament resolutions, communications of and the Commission as well as Council deliberations, or Joint communications of the Commission and the High Representative of the Union for Foreign Affairs and Security Policy, shall constitute the overall policy framework for the implementation of this Regulation.	communications of the Commission and the High Representative of the Union for Foreign Affairs and Security Policy shall constitute the overall policy framework for the implementation of this Regulation.	
136.	Article 8 General principles	Article 8 General principles	Article 8 General principles	Article 8 General principles	Provisionally closed on 5 December 2019
137.	1. The Union shall seek to promote, develop and consolidate the principles of democracy, the rule of law and respect for human rights and fundamental freedoms on which it is founded, through dialogue and cooperation with partner countries and regions.	1. The Union shall seek to promote, develop and consolidate the principles of democracy, the rule of law and respect for human rights and fundamental freedoms on which it is founded, through dialogue and cooperation with partner countries and regions, through action in the	1. The Union shall seek to promote, develop and consolidate the principles of democracy, good governance, the rule of law and respect for human rights and fundamental freedoms on which it is founded, through dialogue and cooperation with partner	1. The Union shall seek to promote, develop and consolidate the principles of democracy, good governance, the rule of law, respect for human rights, including their universality and indivisibility, and fundamental freedoms and respect for human dignity, the principles of	Provisionally closed on 5 December 2019

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		United Nations and other international fora and through its cooperation with civil society organisations, local authorities and private actors, the principles on which it is founded, namely democracy, the rule of law, good governance, the universality and indivisibility of human rights and fundamental freedoms, respect for human dignity, the principles of equality and solidarity, and respect for the principles of the United Nations Charter and international law. Funding under this Regulation shall comply with these principles, as well as with the Union's commitments under international law.	countries and, regions and civil society.	equality and solidarity on which it is founded, through dialogue and cooperation with partner countries, and regions and civil society, including through action in multilateral fora.	
137. bis			1 bis The Union shall		Provisionally closed on 5 December 2019
013			pursue the eradication		3 December 2019
			of poverty and, in		

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			compatibility with the 2030 Agenda and the		
			Paris Agreement, the fight against climate change.		
		Ia. Consistent with Articles 2 and 21 TEU, the Union's contribution to democracy and the rule of law and to the promotion and protection of human rights and fundamental freedoms shall be rooted in the Universal Declaration Human Rights, international human rights law and			
		international humanitarian law.			
138.	2. A rights-based	2. A rights-based	2. A rights-based	2. A rights-based	Provisionally closed on
	approach encompassing	approach encompassing	approach encompassing	approach encompassing	5 December 2019 and 20
	all human rights, whether	all human rights, whether	all human rights, whether	all human rights, whether	November 2020
	civil and political or	civil and political or	civil and political or	civil and political or	
	economic, social and	economic, social and	economic, social and	economic, social and	
	cultural shall be applied in order to integrate	cultural shall be applied in order to integrate	cultural shall be applied in order to integrate	cultural shall be applied in order to integrate	
	human rights principles,	human rights principles,	human rights principles,	human rights principles,	
	to support the right	to support the right	to support the right	to support the right	
	holders in claiming their	holders in claiming their	holders in claiming their	holders in claiming their	
	rights with a focus on	rights with a focus on	rights with a focus on	rights with a focus on	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	poorer and more vulnerable groups and to assist partner countries in implementing their international human rights obligations. This Regulation shall promote gender equality and women's empowerment.	poorer and more marginalised and vulnerable groups, including minorities, women, children and youth, older people, indigenous people, IGBTI persons, and persons with disabilities, on essential labour rights and social inclusion, and to assist partner countries in implementing their international human rights obligations. This Regulation shall promote gender equality and women's the empowerment of women, youth and children, including with regard to sexual and reproductive health and rights.	poorer, marginalised and more-vulnerable people and groups and to assist partner countries in implementing their international human rights obligations. This Regulation shall promote gender equality and women's empowerment This approach shall be guided by the principle of leaving no-one behind, wherever people live and regardless of ethnicity, gender, age, disability, religion or beliefs, sexual orientation and gender identity, migration status or other factors, including addressing the multiple discriminations faced by vulnerable people and marginalised groups.	poorer, marginalised and more-vulnerable people and groups, including persons with disabilities, and to assist partner countries in implementing their international human rights obligations. This Regulation shall promote gender equality and women's empowerment This approach shall be guided by the principle of leaving no-one behind, equality and non-discrimination on any grounds.	
138. bis			2 bis This Regulation shall promote gender equality, women's and girls' rights and empowerment and non-	2 bis This Regulation shall promote gender equality, women's and girls' rights and empowerment and non-	Provisionally closed on 5 December 2019

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			discrimination on any grounds including gender identity or sexual orientation, through targeted and mainstreamed actions.	discrimination on any grounds, through targeted and mainstreamed actions; and shall also give particular attention to the rights of the child and empowerment of youth.	
138. ter			2 ter This Regulation shall be implemented in full accordance with the EU's commitment to the promotion, protection and fulfilment of all human rights and to the full and effective implementation of the Beijing Platform for Action and the Programme of Action of the International Conference on Population and Development (ICPD) and the outcomes of their review conferences and remains committed to sexual and reproductive health and rights (SRHR), in this	2 ter This Regulation shall be implemented in full accordance with the EU's commitment to the promotion, protection and fulfilment of all human rights and to the full and effective implementation of the Beijing Platform for Action and the Programme of Action of the International Conference on Population and Development (ICPD) and the outcomes of their review conferences and remains committed to sexual and reproductive health and rights (SRHR), in this	Provisionally closed on 5 December 2019

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			context. Having that in	context. Having that in	
			mind, the Regulation	mind, the Regulation	
			shall support the EU	shall support the EU	
			commitment to the	commitment to the	
			promotion, protection	promotion, protection	
			and fulfilment of the	and fulfilment of the	
			right of every individual	right of every individual	
			to have full control over,	to have full control over,	
			and decide freely and	and decide freely and	
			responsibly on matters	responsibly on matters	
			related to their sexuality	related to their sexuality	
			and sexual and	and sexual and	
			reproductive health, free	reproductive health, free	
			from discrimination, coercion and violence. It	from discrimination, coercion and violence. It	
			shall also support the	shall also support the	
			need for universal	need for universal	
			access to quality and	access to quality and	
			affordable	affordable	
			comprehensive sexual	comprehensive sexual	
			and reproductive health	and reproductive health	
			information, education,	information, education,	
			including	including	
			comprehensive sexuality	comprehensive sexuality	
			education, and health-	education, and health-	
			care services.	care services.	
138.			2 quater This		Provisionally closed on
quater			Regulation shall give		5 December 2019
			particular attention to		
			the rights of the child		

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			and empowerment of youth.		
139.	3. The Union shall support, as appropriate, the implementation of bilateral, regional and multilateral cooperation and dialogue, partnership agreements and triangular cooperation.	3. The Union shall support, as appropriate, the implementation of bilateral, regional and multilateral cooperation and dialogue, partnership agreements and triangular cooperation.	3. The Union shall support, as appropriate, the implementation of bilateral, regional and multilateral cooperation and dialogue, association and free trade agreements, partnership agreements and triangular cooperation.	3. The Union shall support, as appropriate, the implementation of bilateral, regional and multilateral cooperation and dialogue, association and trade agreements, partnership agreements and triangular cooperation.	Provisionally closed on 11 June 2020
140.	The Union shall promote a multilateral and rules-based approach to global goods and challenges and shall cooperate with Member States, partner countries, international organisations and other donors in that respect.	The Union shall promote a multilateral and rules-based rules- and values-based approach to global public goods and challenges and shall cooperate with Member States, partner countries, international organisations, including international financial institutions and UN agencies, funds and programmes, and other donors in that respect.	The Union shall promote a multilateral and rules-based approach to global goods and challenges and shall cooperate with Member States, partner countries, international organisations and other donors in that respect.	The Union shall promote a multilateral and rules-based and values-based approach to global goods and challenges and shall cooperate with Member States, partner countries, international organisations and other donors in that respect.	Provisionally closed on 5 December 2019
140. bis		donois in that respect.	The Union shall foster inclusiveness in the implementation of this Regulation and		Provisionally closed on 5 December 2019

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			collaboration with		
			Member States seeking		
			to maximise added value		
			and taking into account		
			experience and		
			capacities, thus		
			reinforcing shared		
			interests, values and		
			common goals. The		
			Union shall encourage		
			the exchange of best		
			practices and knowledge		
			sharing among Member		
			States' bodies and		
			experts.		
141.	The Union shall foster	The Union shall foster	The Union shall <i>promote</i>	The Union shall <i>promote</i>	Provisionally closed on
	cooperation with	cooperation with	effective multilateralism	effective multilateralism	5 December 2019
	international	international and	in fostering cooperation	in fostering cooperation	
	organisations and other	regional organisations	with international	with international	
	donors.	and other donors.	organisations and other	organisations and other	
			donors.	donors.	
142.	In relations with partner	In relations with partner	In relations with partner	In relations with partner	Provisionally closed
	countries, their track	countries, their track	countries, their track	countries, their track	
	record in implementing	record in implementing	record in implementing	record in implementing	
	commitments,	commitments,	obligations and	obligations and	
	international agreements,	international agreements,	commitments,	commitments, including	
	and contractual relations	in particular the Paris	international <i>human</i>	the 2030 Agenda,	
	with the Union shall be	Agreement, and	rights conventions,	international human	
	taken into account.	contractual relations with	international	rights conventions, and	
		the Union, in particular	agreements, and	other conventions,	
		association agreements,	contractual relations with	including those on	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		partnership and cooperation agreements and trade agreements, shall be taken into account.	the Union shall be taken into account and shall be taken up in the regular political dialogue with these countries.	nuclear safety standards, international agreements, in particular the Paris Agreement, and contractual relations with the Union, in particular association agreements, partnership and cooperation agreements and trade agreements, shall be taken into account and shall be taken up in the regular political dialogue with these countries.	
143.	4. Cooperation between the Union and the Member States, on the one hand, and partner countries, on the other hand, shall be based on and shall promote the development effectiveness principles, where applicable, namely: ownership of development priorities by partner countries, a focus on results, inclusive development	4. Cooperation between the Union and the Member States, on the one hand, and partner countries, on the other hand, shall be based on and shall promote the development effectiveness principles, where applicable, across all modalities namely: ownership of development priorities by partner countries, a focus on results, inclusive	4. Cooperation between the Union and the Member States, on the one hand, and partner countries, on the other hand, shall be based on and shall promote the development effectiveness principles, where applicable, namely: ownership of development priorities by partner countries, a focus on results, inclusive development	4. Cooperation between the Union and the Member States, on the one hand, and partner countries, on the other hand, shall be based on and shall promote the development effectiveness principles, where applicable, <i>across all modalities</i> , namely: ownership of development priorities by partner countries, a focus on results, inclusive	Provisionally closed on 5 December 2019

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	partnerships,	development	partnerships,	development	
	transparency and mutual	partnerships,	transparency and mutual	partnerships,	
	accountability. The	transparency and mutual	accountability. The	transparency and mutual	
	Union shall promote	accountability, and	Union shall promote	accountability. The	
	effective and efficient	alignment to the	effective and efficient	Union shall promote	
	resource mobilisation	priorities of partner	resource mobilisation	effective and efficient	
	and use.	countries. The Union	and use.	resource mobilisation	
		shall promote effective		and use.	
		and efficient resource			
		mobilisation and use.			
144.	In line with the principle	In line with the principle	In line with the principles	In line with the principle	Provisionally closed
	of inclusive partnership,	of inclusive partnership,	of inclusive partnership	of inclusive partnership	
	where appropriate, the	where appropriate, the	and transparency, where	and transparency, where	
	Commission shall ensure	Commission shall ensure	appropriate and possible,	appropriate, the	
	that relevant stakeholders	that relevant stakeholders	the Commission shall	Commission shall ensure	
	of partner countries,	of partner countries,	ensure that relevant	that relevant stakeholders	
	including civil society	including civil society	stakeholders of partner	of partner countries,	
	organisations and local	organisations and local	countries, including civil	including civil society	
	authorities, are duly	authorities, are duly	society organisations, the	organisations, and local	
	consulted and have	consulted and have	private sector and local	authorities, are duly	
	timely access to relevant	timely access to relevant	authorities, are duly	consulted and have	
	information allowing	information allowing	consulted and have	timely access to relevant	
	them to play a	them to play a	timely access to relevant	information allowing	
	meaningful role during	meaningful role during	information allowing	them to be adequately	
	the design,	the design,	them to be adequately	involved and play a	
	implementation and	implementation	involved and play a	meaningful role during	
	associated monitoring	application and	meaningful role during	the design,	
	processes of	associated monitoring	the design,	implementation and	
	programmes.	processes of	implementation and	associated monitoring	
		programmes.	associated monitoring	processes of	
				programmes. Where	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			processes of	appropriate, the	
			programmes.	Commission shall also	
				ensure that an enhanced	
				dialogue is pursued with	
				the private sector.	
145.	In line with the principle	Provisionally closed			
	of ownership the	of ownership the	of ownership the	of ownership the	
	Commission, where	Commission, where	Commission, where	Commission, where	
	appropriate, shall favour	appropriate, shall favour	appropriate, shall favour	appropriate, shall favour	
	the use of partner				
	countries' systems for the	countries' systems for the	countries' institutions	countries' institutions	
	implementation of	implementation	and systems for the	and systems for the	
	programmes.	application of	implementation of	implementation of	
		programmes.	programmes.	programmes.	
146.	5. In order to promote the	Provisionally closed on			
	complementarity and	complementarity and	complementarity and	complementarity and	5 December 2019
	efficiency of their action,	efficiency of their action,	efficiency of their action	efficiency of their action	
	the Union and the	the Union and the	and initiatives, the Union	and initiatives, the Union	
	Member States shall	Member States shall	and the Member States	and the Member States	
	coordinate their policies	coordinate their policies	shall coordinate	shall coordinate ensure	
	and shall consult each	and shall consult each	strengthen the	the coordination of their	
	other on their assistance	other on their assistance	coordination of their	policies and shall	
	programmes, including in	programmes, including in	policies and shall	regularly consult each	
	international	international	regularly consult each	other on their assistance	
	organisations and during	organisations and during	other on their assistance	programmes, including	
	international conferences.	international	programmes, including	in international	
		conferences.	in international	organisations and during	
			organisations and during	international	
			international	conferences.	
			conferences.		

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
146. bis (new line)				The Union and the Member States shall coordinate their respective support programmes with the aim of increasing effectiveness and	Provisionally closed on 5 December 2019
146. ter (new line)				efficiency. The Union shall foster inclusiveness in the implementation of this Regulation and collaboration with Member States seeking to maximise added value and taking into account experience and capacities, thus reinforcing shared	Provisionally closed on 5 December 2019
147.	6. Programmes and actions under this Regulation shall mainstream climate	6. Programmes and actions under this Regulation shall mainstream climate	6. Programmes and actions under this Regulation shall mainstream elimate	interests, values and common goals. The Union shall encourage the exchange of best practices and knowledge sharing among Member States' bodies and experts. 6. Programmes and actions under this Regulation shall mainstream the fight	Provisionally closed on 5 December 2019

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	change, environmental	change, environmental	change human rights,	against climate change,	
	protection and gender	protection and in	democracy, gender	environmental	
	equality and shall address	accordance with Art. 11	equality, environmental	protection, human	
	interlinkages between	TFEU, disaster risk	protection and gender	rights, democracy,	
	Sustainable Development	reduction and	equality the fight against	gender equality <i>and</i> ,	
	Goals, to promote	preparedness, human	<i>climate change</i> and shall	where relevant, disaster	
	integrated actions that	development, conflict	address interlinkages	risk reduction and shall	
	can create co-benefits	prevention and peace	between Sustainable	address interlinkages	
	and meet multiple	<i>building</i> , gender equality	Development Goals, to	between Sustainable	
	objectives in a coherent	and the empowerment of	promote integrated	Development Goals, to	
	way. These programmes	women, children and	actions that can create	promote integrated	
	and actions shall be	youth, non-	co-benefits and meet	actions that can create	
	based on an analysis of	discrimination,	multiple objectives in a	co-benefits and meet	
	risks and vulnerabilities,	education and culture,	coherent way. These	multiple objectives in a	
	integrate a resilience	and digitalisation and	programmes and actions	coherent way. These	
	approach and be conflict	shall address	shall be based on ana	programmes and actions	
	sensitive. They shall be	interlinkages between	comprehensive multi-	shall be based on ana	
	guided by the principle	Sustainable Development	disciplinary analysis of	comprehensive multi-	
	of leaving no one behind.	Goals, to promote	context, risks and	disciplinary analysis of	
		integrated actions that	vulnerabilities, integrate	context, capacities, risks	
		can create co-benefits	a resilience approach and	and vulnerabilities,	
		and meet multiple	be conflict sensitive.	integrate a resilience	
		objectives in a coherent	They shall be guided by	approach and be conflict	
		way. These programmes	the principles of "do no	sensitive <i>taking into</i>	
		and actions shall be	harm" and of "leaving	account conflict	
		based on an analysis of	no one behind".	prevention and	
		capacities, risks and		<i>peacebuilding</i> . They	
		vulnerabilities, integrate		shall be guided by the	
		a <i>people and community</i>		principles of "do no	
		centred resilience		harm" and of "leaving	
		approach and be conflict		no one behind".	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		sensitive. They shall be guided by the principle principles of leaving no one behind and "do no harm".	munuuc		
147. bis			6 bis This Regulation shall promote the use of digitalisation as a powerful enabler for sustainable development and inclusive growth.	6 bis This Regulation shall promote the use of digitalisation as a powerful enabler for sustainable development and inclusive growth.	Provisionally closed on 5 December 2019
148.	7. A more coordinated, holistic and structured approach to migration shall be pursued with partners and its effectiveness be regularly assessed.	7. Without prejudice to the other objectives of Union external action, a more coordinated, holistic and structured approach to migration shall be pursued, with partners and its effectiveness be regularly assessed, without conditioning the allocation of development aid to third countries to cooperation on migration management and in full respect of human rights, including the right of every individual to leave	7. A more coordinated, holistic and structured approach to migration shall be pursued with partners, taking into account the importance of addressing the root causes of irregular migration and its forced displacement. It shall maximise synergies and build comprehensive partnerships, while paying specific attention to countries of origin and transit. This approach shall combine all appropriate tools and the necessary leverage through a flexible	7. A more coordinated, holistic and structured approach to migration shall be pursued with partners, taking into account the importance of addressing the root causes of irregular migration and forced displacement. It shall maximise synergies and build comprehensive partnerships, while paying specific attention to countries of origin and transit. This approach shall combine all appropriate tools and the necessary leverage through a flexible	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		his or her country of	incitative approach with,	incitative approach with,	
		origin.	as appropriate within	as appropriate within this	
			this context, possible	context, possible changes	
			changes in allocation of	in allocation of funding	
			funding. It shall take	related to migration in	
			into account effective	accordance with the	
			cooperation and	programming principles	
			implementation of EU	of this Regulation. It	
			agreements, including in	shall take into account	
			the field of readmission,	effective cooperation and	
			return and	implementation of EU	
			reintegration, and	agreements and	
			dialogues on migration.	dialogues on migration.	
			These actions shall be	These actions shall be	
			implemented in full	implemented in full	
			respect of international	respect of international	
			law, including	law, including	
			international human	international human	
			rights and refugee law,	rights and refugee law,	
			EU and national	EU and national	
			competences. Hs The	competences. The	
			effectiveness of this	effectiveness of this	
			approach shall be	approach shall be	
			regularly assessed	assessed annually or as	
			annually or as	necessary. Migration-	
			necessary. Migration-	related actions of this	
			related actions of this	Regulation shall be	
			Regulation shall be	implemented in support	
			implemented in support	of EU migration policy	
			of EU migration policy	objectives through a	
			objectives through a		

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			coordinated mechanism	flexible funding	
			based on the use of its	mechanism.	
			appropriate components		
			through flexible		
			funding.		
148.		7a. The Commission		7a. The Commission	Provisionally closed on
bis		shall ensure that actions		shall ensure that actions	20 November 2020
		adopted under this		adopted under this	
		Regulation in relation to		Regulation in relation to	
		security, stability and		the fight against	
		peace, in particular with		terrorism and organised	
		regard to capacity		crime, cyber security	
		building of military		and the fight against	
		actors in support of		cybercrime, and capacity	
		development and		building of military	
		security for		actors in support of	
		development, fight		development and	
		against terrorism and		security for development	
		organised crime, and		are carried out in	
		cyber-security, are		accordance with	
		carried out in		international law,	
		accordance with		including international	
		international law,		human rights and	
		including international		humanitarian law. To	
		human rights and		this end the Commission	
		humanitarian law.		shall establish an	
				appropriate risk	
		The Commission may		assessment and	
		develop roadmaps jointly		monitoring framework.	
		with the beneficiary		In this framework, the	
		partners to improve the		Commission shall	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		institutional and operational compliance of military actors with transparency and human rights standards. The Commission shall carefully monitor, evaluate and report on the application of such actions for each relevant objective pursuant to Article 31 in order to ensure compliance with human rights obligations. For such actions, the Commission shall pursue a conflict sensitive approach, including a rigorous and systematic ex ante conflict analysis which fully integrates gender analysis, in addition to the provisions on risk management under Article 8(8)b.		develop operational guidance to ensure that human rights are taken into consideration in the design and implementation of these actions.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		The Commission shall adopt a delegated act in accordance with Article 34 supplementing this Regulation by establishing an operational framework, based on the existing guidance to ensure that human rights are taken into consideration in the design and application of the measures referred to in this Article, in particular as regards the prevention of torture and other cruel, inhuman or degrading treatment and respect for due process, including the presumption of innocence, the right to a	manaate		
		fair trial and rights of defence.			
				7b. Security related actions in point 7a shall be based on regular and robust conflict analysis to ensure conflict sensitivity and	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				implement a security sector reform approach that contributes to democratic governance, accountability and human security including benefits for the local population. These measures shall be embedded, where relevant, in the context of a longer term assistance aimed at reforming the security sector.	
149.	8. The Commission shall inform and have regular exchanges of views with the European Parliament.	8. The Commission shall regularly inform and have regular exchanges of views meaningful policy dialogues with the European Parliament, at its own initiative and when requested by the European Parliament.	8. The Commission shall inform and have regular exchanges of views with the European Parliament and the Council.	8. The Commission shall regularly inform and have exchanges of views with the European Parliament and the Council and, at the initiative of any of these institutions, have exchanges of views with them, including on the incentive-based approach responding to performance in key areas, referred to in Article 17. The European Parliament	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				may hold regular exchanges of views with the Commission regarding its own assistance programmes, on matters such as capacity-building, including related mediation and dialogue, and election observation.	
149. bis		8a. The Commission shall have regular exchanges of information with civil society and local authorities.		8a. The Commission shall have regular exchanges of information with civil society.	Provisionally closed on 5 December 2019
ter		8b. The Commission shall adopt a delegated act in accordance with Article 34 supplementing this Regulation by establishing an appropriate risk management framework, including an assessment and mitigations measures for each relevant objective of the Regulation.		8b. Where appropriate, the Commission shall develop and follow risk management frameworks, including assessment and mitigations measures.	Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
149. quater		8c. Transparency and accountability, with a strong focus on reporting and scrutiny shall underpin the entire instrument. That shall comprise a transparent control system, including the reporting of information on the recipients of funds and whether payments have been made on time.			Provisionally closed on 20 November 2020
149. quin- quies		oven made on time.	Article 8 bis		Provisionally closed on 11 June 2020
149. sexies			Union funding under this Regulation shall not be used to finance the procurement of arms or ammunition, or operations having military or defence implications.	8c. Union funding under this Regulation shall not be used to finance the procurement of arms or ammunition, or operations having military or defence implications.	Provisionally closed on 11 June 2020
150.	Article 9 Capacity building of military actors in support of development and security for development	Article 9 Capacity building of military actors in support of development and security for development	Article 9 Capacity building of military actors in support of development and security for development	Article 9 Capacity building of military actors in support of development and security for development	Provisionally closed on 11 June 2020
151.	1. In accordance with Article 41(2) of the	1. In accordance with Article 41(2) of the	1. In accordance with Article 41(2) of the		Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Treaty on European Union, Union funding under this Regulation shall not be used to finance the procurement of arms or ammunition, or operations having military or defence implications.	Treaty on European Union, Union funding under this Regulation shall not be used to finance the procurement of arms or ammunition, or operations having military or defence implications. Any equipment, service or technology supplied under this Regulation shall be subject to strict transfer controls as set out in the Common Position 944/2008/CFSP, the Dual-Use Regulation and any other Union restrictive measures in force. In accordance with Regulation (EU)/ [EU Regulation on Products used for Capital Punishment and Torture], this Regulation shall not be used to finance the provision of any type of equipment that may be	Treaty on European Union, Union funding under this Regulation shall not be used to finance the procurement of arms or ammunition, or operations having military or defence implications.		
		used for torture,			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		mistreatment or other human rights violations.			
152.	2. In order to contribute to sustainable development, which requires the achievement of stable, peaceful and inclusive societies, Union assistance under this Regulation may be used in the context of a wider security sector reform or to build the capacity of military actors in partner countries, under the exceptional circumstances set out in paragraph 4, to deliver development activities and security for development activities.	2. In order to contribute to sustainable development, which requires the achievement of stable, peaceful and inclusive societies, Union assistance under this Regulation may be used in the context of a wider security sector reform or to build the capacity of military actors in partner countries, under the exceptional circumstances set out in paragraph 4, to deliver development activities and security for development activities, in line with the overarching objective of achieving sustainable development.	2. In order to contribute to sustainable development, which requires the achievement of stable, peaceful and inclusive societies, Union assistance under this Regulation may be used in the context of a wider security sector reform or to build the capacity of military actors in partner countries, under the exceptional circumstances set out in paragraph 4 to deliver development activities and security for development activities.	1. In order to contribute to sustainable development, which requires the achievement of stable, peaceful and inclusive societies, Union assistance under this Regulation may be used in the context of a wider security sector reform or to build the capacity of military actors in partner countries, under the exceptional circumstances set out in paragraph 4, to deliver development activities and security for development activities.	Provisionally closed on 11 June 2020
153.	3. Assistance pursuant to this Article may cover in particular the provision of capacity building programmes in support of development and	3. Assistance pursuant to this Article may cover in particular the provision of capacity building programmes in support of development and	3. Assistance pursuant to this Article may cover in particular the provision of capacity building programmes in support of development and	2. Assistance pursuant to this Article may cover in particular the provision of capacity building programmes in support of development and	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	security for development,	security for development,	security for development,	security for development,	
	including training,	including training,	including training,	including training,	
	mentoring and advice, as	mentoring and advice, as	mentoring and advice, as	mentoring and advice, as	
	well as the provision of	well as the provision of	well as the provision of	well as the provision of	
	equipment, infrastructure	equipment, infrastructure	equipment, infrastructure	equipment, infrastructure	
	improvements and	improvements and	improvements and	improvements and	
	services directly related	services directly related	services directly related	services directly related	
	to that assistance.	to that assistance.	to that assistance.	to that assistance.	
154.	4. Assistance pursuant to	4. Assistance pursuant to	4. Assistance pursuant to	3. Assistance pursuant to	Provisionally closed on
	this Article shall be	this Article shall be	this Article shall be	this Article shall be	11 June 2020
	provided only:	provided only:	provided only:	provided only:	
155.	(a) where requirements	(a) where requirements	(a) where requirements	(a) where requirements	Provisionally closed on
	cannot be met by	cannot be met by	cannot be met by	cannot be met by	11 June 2020
	recourse to non-military	recourse to non-military	recourse to non-military	recourse to non-military	
	actors to adequately	actors to adequately	actors to adequately	actors to adequately	
	reach Union objectives	reach Union objectives	reach Union objectives	reach Union objectives	
	under this Regulation and	under this Regulation and	under this Regulation	under this Regulation	
	there is a threat to the	there is a threat to the	and there is a threat to	and there is a threat to	
	existence of functioning	existence of functioning	the existence of	the existence of	
	State institutions or to the	State institutions or to the	functioning State	functioning State	
	protection of human	protection of human	institutions or to the	institutions or to the	
	rights and fundamental	rights and fundamental	protection of human	protection of human	
	freedoms and State	freedoms and State	rights and fundamental	rights and fundamental	
	institutions cannot cope	institutions cannot cope	freedoms and State	freedoms and State	
	with that threat; and	with that threat; and	institutions cannot cope	institutions cannot cope	
			with that threat; and	with that threat; and	
156.	(b) where a consensus	(b) where a consensus	(b) where a consensus	(b) where a consensus	Provisionally closed on
	exists between the	exists between the	exists between the	exists between the	11 June 2020
	partner country	partner country	partner country	partner country	
	concerned and the Union	concerned and the Union	concerned and the Union	concerned and the Union	
	that military actors are	that military actors are	that military actors are	that military actors are	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	key for preserving, establishing or re- establishing the conditions essential for sustainable development, including in crises and fragile or destabilised contexts and situations.	key for preserving, establishing or re- establishing the conditions essential for sustainable development and that those military actors are not implicated in human rights violations or pose a threat to the functioning of State institutions, including in crises and fragile or destabilised contexts and situations.	key for preserving, establishing or re- establishing the conditions essential for sustainable development, including in crises and fragile or destabilised contexts and situations.	key for preserving, establishing or re- establishing the conditions essential for sustainable development, including in crises and fragile or destabilised contexts and situations.	
157.	5. Union assistance pursuant to this Article shall not be used to finance capacity building of military actors for purposes other than the delivery of development activities and security for development activities. In particular, it shall not be used to finance:	5. Union assistance pursuant to this Article shall not be used to finance capacity building of military actors for purposes other than the delivery of development activities and security for development activities. In particular, it shall not be used to finance:	5. Union assistance pursuant to this Article shall not be used to finance capacity building of military actors for purposes other than the delivery of development activities and security for development activities. In particular, it shall not be used to finance:	4. Union assistance pursuant to this Article shall not be used to finance capacity building of military actors for purposes other than the delivery of development activities and security for development activities. In particular, it shall not be used to finance:	Provisionally closed on 11 June 2020
158.	(a) recurrent military expenditure;	(a) recurrent military expenditure;	(a) recurrent military expenditure;	(a) recurrent military expenditure;	Provisionally closed on 11 June 2020
159.	(b) the procurement of arms and ammunition, or any other equipment	(b) the procurement of arms and ammunition, or any other equipment	(b) the procurement of arms and ammunition, or any other equipment	(b) the procurement of arms and ammunition, or any other equipment	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	designed to deliver lethal force;	designed to deliver lethal force;	designed to deliver lethal force;	designed to deliver lethal force;	
160.	(c) training which is designed to contribute specifically to the fighting capacity of the armed forces.	(c) training which is designed to contribute specifically to the fighting capacity of the armed forces.	(c) training which is designed to contribute specifically to the fighting capacity of the armed forces.	(c) training which is designed to contribute specifically to the fighting capacity of the armed forces.	Provisionally closed on 11 June 2020
161.	6. When designing and implementing measures pursuant to this Article, the Commission shall promote ownership by the partner country. It shall also develop the necessary elements and the good practices required to ensure sustainability in the medium and long term and shall promote the rule of law and established international law principles.	6. When designing and implementing applying measures pursuant to this Article, the Commission shall promote ownership by the partner country. It shall also develop the necessary elements and the good practices required to ensure sustainability and accountability in the medium and long term and shall promote the rule of law and established international law principles. The Commission shall ensure that those measures generate direct human security benefits for the population, are integrated into a broader security sector reform	6. When designing and implementing measures pursuant to this Article, the Commission shall promote ownership by the partner country. It shall also develop the necessary elements and the good practices required to ensure sustainability in the medium and long term and shall promote the rule of law and established international law principles.	5. When designing and implementing measures pursuant to this Article, the Commission shall promote ownership by the partner country. It shall also develop the necessary elements and the good practices required to ensure sustainability and accountability in the medium and long term and shall promote the rule of law and established international law principles.	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		policy comprising strong			
		democratic and			
		parliamentary oversight			
		and accountability			
		elements, including in			
		terms of improved			
		security service			
		provision, and fit into			
		long-term peace and			
		development strategies			
		designed to address the			
		root causes of conflict.			
		The Commission shall			
		also ensure that actions			
		aimed at reforming			
		military forces			
		contribute to making			
		them more transparent,			
		accountable and			
		compliant with the			
		human rights of those			
		coming under their			
		jurisdiction. For			
		measures aimed at			
		providing partner			
		military forces with			
		equipment, the			
		Commission shall			
		specify the type of			
		equipment to be			
		provided in the context			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		of each measure. The Commission shall apply the provisions specified under Article 8 – paragraph 8 b (new) in order to ensure that this equipment will be used only by its intended	manaate		
162.	7. The Commission shall establish appropriate risk	beneficiaries. 7. The Commission shall establish appropriate risk	7. The Commission shall establish appropriate risk		Provisionally closed on 11 June 2020
	assessment, monitoring and evaluation procedures for measures	assessment, monitoring and undertake, within the evaluation	assessment, monitoring and evaluation procedures for measures		
	pursuant to this Article.	procedures for measures pursuant to this Article 32, and in particular	pursuant to this Article.		
		with regard to a mid- term evaluation, joint			
		evaluations with Member States. The results shall inform			
		programme design and resource allocation, and			
		further enhance the consistency and complementarity of the Union's external action.			
163.	TITLE II IMPLEMENTATION	TITLE II IMPLEMENTATION	TITLE II IMPLEMENTATION	TITLE II IMPLEMENTATION	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	OF THIS REGULATION	<i>APPLICATION</i> OF THIS REGULATION	OF THIS REGULATION	OF THIS REGULATION	
164.	Chapter I Programming	Chapter I Programming	Chapter I Programming		Provisionally closed on 20 February 2020
164. bis		Article 9a Scope of the Geographic programmes		Article 9 bis Scope of the geographic programmes	Provisionally closed
164. ter		1. Union cooperation activities under this Article shall be applied for activities of a local, national, regional, trans-regional and continental nature.		1. In order to attain the objectives laid down in Article 3, geographic programmes shall be drawn up from the following areas of cooperation:	Provisionally closed
164. quater		2. In order to attain the objectives laid down in Article 3, geographic programmes shall be drawn up from the following areas of cooperation:		a) Good governance, democracy, rule of law and human rights, including gender equality;	Provisionally closed
164. quin- quies		(a) good governance, democracy, rule of law, human rights, fundamental freedoms and civil society;		b) Eradicating poverty, fighting against inequalities and discrimination, and promoting human development;	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
164. sexies		(b) poverty eradication, fight against inequalities and human development;		c) Migration, forced displacement and mobility;	Provisionally closed
164. septies		(c) migration and mobility;		d) Environment and climate change;	Provisionally closed
164. octies		(d) environment and climate change;		e) Inclusive and sustainable economic growth and decent employment;	Provisionally closed
164. nonies		(e) inclusive and sustainable economic growth and decent employment;		f) Peace, stability and conflict prevention;	Provisionally closed
164. decies		(f) security, stability and peace;		g) Partnership.	Provisionally closed
164. un- decies		(g) partnership;		2. Further details of the areas of cooperation referred to in paragraph 1 are set out in Annex II.	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
164. duo- decies		3. Further details of the areas of cooperation referred to in paragraph 2 are set out in Annex II.			Provisionally closed
164. ter- decies		Article9b Scope of the thematic programmes		Article 9 ter Scope of the thematic programmes	Provisionally closed
164. quater - decies		1. Thematic programmes shall cover the following areas of intervention:		1. Thematic programmes shall cover the following areas of intervention:	Provisionally closed
164. quindecies		(a) Human Rights, Fundamental Freedoms and Democracy: - protecting and promoting human rights and human rights defenders in countries and urgency situations where human rights and fundamental freedoms are most at risk, including through addressing urgent protection needs of human		a) Human Rights and Democracy: advancing the fundamental values of democracy, the rule of law, the universality, indivisibility and interdependence of human rights, respect for human dignity, the principles of non- discrimination, equality and solidarity, and respect for the principles of the United Nations	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		rights defenders in a		Charter and	
		flexible and		international human	
		comprehensive		rights law.	
		manner.		rights tun.	
		 upholding human 			
		rights and			
		fundamental			
		freedoms for all,			
		contributing to			
		forging societies in			
		which participation,			
		non-discrimination,			
		equality, social			
		justice and			
		accountability			
		prevails.			
		 consolidating and 			
		supporting			
		democracy,			
		addressing all			
		aspects of democratic			
		governance, including			
		reinforcing			
		democratic			
		pluralism,			
		enhancing citizen			
		participation,			
		including through			
		supporting citizen			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		election observation			
		organisations and			
		their regional			
		networks worldwide,			
		creating an enabling			
		environment for civil			
		society and			
		supporting credible,			
		inclusive and			
		transparent electoral			
		processes			
		throughout the			
		entire electoral cycle, in particular by			
		means of EU			
		Election Observation			
		Missions (EU			
		EOMs).			
		- promoting effective			
		multilateralism and			
		strategic			
		partnerships			
		contributing to			
		reinforcing			
		capacities of			
		international,			
		regional and			
		national frameworks			
		and empowering			
		local actors in			
		promoting and			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		protecting human rights, democracy and the rule of law. - fostering new cross-regional synergies and networking among local civil societies and between civil society and other relevant human rights bodies and mechanisms so as to maximise the sharing of best practices on human rights and democracy, and create positive dynamics.	munuue		
164. sex-decies		 (b) Civil Society Organisations and Local Authorities: supporting inclusive, participatory, empowered and independent civil society in partner countries; promoting dialogue with and between 		b) Civil society organisations: - Inclusive, participatory, empowered and independent civil society and democratic space in partner countries;	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		civil society		- Inclusive and open	
		organisations;		dialogue with and	
		- supporting capacity		between civil society;	
		building of local			
		authorities and		- Awareness,	
		mobilising their		understanding,	
		expertise to promote		knowledge and	
		a territorial approach to		engagement of	
		development;		European citizens	
		- increasing		regarding development	
		awareness,		issues.	
		knowledge and		issues.	
		engagement of			
		Union citizens about			
		objectives specified			
		in Article 3 of this			
		Regulation;			
		supporting civil			
		society to participate			
		in public policy			
		advocacy and			
		dialogue with			
		governments and			
		international			
		institutions; - supporting civil			
		society to sensitise			
		consumers and			
		citizens and raise			
		their awareness			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		about environmental friendly and fair trade production and consumption, to encourage them to adopt more sustainable behaviour;			
164. sept-decies		(c) Stability and Peace - assistance for conflict prevention, peace-building and crisis preparedness; - assistance in addressing global and trans-regional threats and emerging threats;		c) Peace, stability and conflict prevention: - assistance for conflict prevention, peacebuilding and crisis preparedness; - assistance in addressing global and trans-regional threats and emerging threats.	Provisionally closed
164. octo- decies		 (d) Global challenges health, education, gender equality, children and youth, migration and forced displacement, 		d) Global challenges:- Health;- Education;	Provisionally closed

- decent work, social - Gender equality and
protection and inequality, - culture, - ensuring a healthy environment and tackling climate change, - sustainable energy, - sustainable and inclusive growth, decent jobs and private sector engagement, - food and nutrition, - promoting inclusive societies, good economic governance, and transparent public finance management, access to sefe water

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				- Food and nutrition	
				security;	
				- Strengthen the role of	
				Local Authorities as	
				actors of development;	
				- Promote inclusive	
				societies and multi-	
				stakeholder initiatives,	
				good economic	
				governance, including	
				fair and inclusive	
				domestic revenue	
				mobilisation;	
				- Support the assessment	
				and documentation of	
				progress in	
				implementing	
				partnership and effectiveness principles.	
164.		(e) Foreign Policy Needs		2. Further details of the	Provisionally closed
novo-		and Priorities		areas of cooperation	
decies		 providing support 		referred to in paragraph	
		for the Union's		1 are set out in Annex	
		bilateral, regional		III.	
		and inter-regional cooperation			
		strategies, promoting			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		policy dialogue and developing collective approaches and responses to challenges of global concern; - providing support for Union trade policy; - contributing to the implementation of the international dimension of internal Union policies and promoting the widespread understanding and visibility of the Union and of its role	manaate		
164. vicies		on the world scene; 2. Further details of the areas of cooperation referred to in paragraph 1 are set out in Annex			Provisionally closed
165.	Article 10 General programming approach	Article 10 General programming approach	Article 10 General programming approach	Article 10 General programming approach	Provisionally closed on 20 February 2020
166.	1. Cooperation and interventions under this	1. Cooperation and interventions under this	1. Cooperation and interventions under this	1. Cooperation and interventions under this	Provisionally closed on 20 February 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
167.	Regulation shall be programmed, except for rapid response actions referred to in Article 4 (4). 2. On the basis or Article 7, programming under this Regulation shall be based on the following:	Regulation shall be programmed, except for rapid response actions referred to in Article 4 (4). 2. On the basis or Article 7, programming under this Regulation shall be based on the following:	Regulation shall be programmed, except for rapid response actions referred to in Article 4 (4). 2. On the basis or of Article 7, programming under this Regulation shall be based on the following:	Regulation shall be programmed, except for rapid response actions referred to in Article 4 (4). 2. On the basis or of Article 7, programming under this Regulation shall be based on the following:	Provisionally closed on 20 February 2020
168.	(a) programming documents shall provide a coherent framework for cooperation between the Union and partner countries or regions, consistent with the overall purpose and scope, objectives and principles set out in this Regulation;	(a) programming documents shall provide a coherent framework for cooperation between the Union and partner countries or regions, consistent with the overall purpose and scope, objectives and principles set out in this Regulation, and based on Union strategy towards a partner country or region or based on Union thematic strategies;	(a) programming documents shall provide a coherent framework for cooperation between the Union and partner countries or regions, consistent with the overall purpose and scope, objectives and principles set out in this Regulation;	(a) programming documents shall provide a coherent framework for cooperation between the Union and partner countries or regions, consistent with the overall purpose and scope, objectives and principles set out in this Regulation;	Provisionally closed on 20 February 2020
168. bis			(a bis) when drawing up the programming documents for countries and regions in crisis, or post-crisis, and for	(a bis) when drawing up the programming documents for countries and regions in crisis, or post-crisis, and for	Provisionally closed on 20 February 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			fragile and vulnerable	fragile and vulnerable	
			situations, a conflict	situations, a conflict	
			analysis shall be	analysis shall be	
			conducted to ensure	conducted to ensure	
			conflict sensitivity, and	conflict sensitivity, and	
			due account shall be	due account shall be	
			taken of the special	taken of the special	
			needs and circumstances	needs and circumstances	
			of the countries or	of the countries or	
			regions concerned;	regions concerned and	
				their population.	
168.			Where partner	Where partner	Provisionally closed on
ter			countries, or regions are	countries, or regions are	20 February 2020
			directly involved in, or	directly involved in, or	
			affected by, a crisis,	affected by, a crisis,	
			post-crisis or situation of	post-crisis or situation of	
			fragility, special	fragility, special	
			emphasis shall be placed	emphasis shall be placed	
			on stepping up	on stepping up	
			coordination amongst	coordination amongst	
			all relevant actors to	all relevant actors to	
			help the prevention of	help with the transition	
			violence and the	from an emergency	
			transition from an	situation to sustainable	
			emergency situation to	development and stable	
			stable peace and	peace, including the	
			sustainable	prevention of violence;	
			development. Special		
			attention shall be given		
			to ensure that actions		
			financed under this		

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			Regulation do no harm		
			and do not		
			unintentionally		
			exacerbate conflicts;		
169.	(b) the Union and the	(b) the Union and the	(b) the Union and the	(b) the Union and the	Provisionally closed on
	Member States shall	Member States shall	Member States shall	Member States shall	20 February 2020
	consult each other at an	consult each other at an	consult ensure inclusive	consultensure inclusive	
	early stage of and	early stage of and	consultations with each	consultations with each	
	throughout the	throughout the	other at an early stage of	other at an early stage of	
	programming process in	programming process in	and throughout the	and throughout the	
	order to promote	order to promote	programming process in	programming process in	
	coherence,	coherence,	order to promote	order to promote	
	complementarity and	complementarity and	coherence,	coherence,	
	consistency among their	consistency among their	complementarity and	complementarity and	
	cooperation activities.	cooperation activities.	consistency among their	consistency among their	
	Joint programming shall	Joint programming shall	cooperation activities.	cooperation activities.	
	be the preferred approach	be the preferred approach	Joint programming shall	Joint programming shall	
	for country	for country	be the preferred approach	be the preferred approach	
	programming. Joint	programming. Joint	for country	for country	
	programming shall be	programming shall be	programming . Joint	programming . Joint	
	open to other donors	open to other donors	programming shall be	programming shall be	
	where relevant;	where relevant;	open to other donors	open to other donors	
			where relevant and its	where relevant and its	
			implementation shall be	implementation shall be	
			flexible, inclusive and	flexible, inclusive and	
			driven at country level.	driven at country level.	
			Joint programming shall	Joint programming shall	
			be open to other relevant	be open to other relevant	
			donors and actors when	donors and actors when	
			this is assessed to be	this is assessed to be	
			relevant by the Union	relevant by the Union	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			and the Member States.	and the Member States.	
			In addition, the Union	In addition, the Union	
			and the Member States	and the Member States	
			shall, whenever	shall, whenever	
			appropriate, seek to	appropriate, seek to	
			support partner	support partner	
			countries through joint	countries through joint	
			implementation;	implementation;	
170.	(c) the Union shall also	(c) the Union shall also	(c) the Union shall also	(c) the Union shall also	Provisionally closed on
	consult other donors and	consult at an early stage	consult other donors and	consult at an early stage	20 February 2020
	actors, including	and throughout the	actors, including <i>local</i>	and throughout the	
	representatives of civil	programming process	authorities,	programming process	
	society and local	encourage a regular	representatives of civil	encourage a regular	
	authorities, where	multi-stakeholder and	society and local	multi-stakeholder and	
	relevant;	inclusive dialogue with	authorities, where	inclusive dialogue with	
		other <i>Union and non-</i>	relevant ; the private	other donors and actors,	
		<i>Union</i> donors and actors,	sector, in order to	including <i>local</i>	
		including representatives	facilitate their respective	authorities,	
		of civil society and local	contributions, as	representatives of civil	
		authorities, where	appropriate, and to	society, foundations and	
		relevant; and private and	ensure they play a	local authorities the	
		political foundations.	meaningful role in	<i>private sector</i> , where	
		The European	programming;	relevant, in order to	
		Parliament shall be		facilitate their respective	
		informed about the		contributions, as	
		outcome of those		appropriate, and to	
		consultations.		ensure they play a	
				meaningful role in	
				programming;	
171.	(d) the Human Rights	(d) the Human Rights	(d) the Human Rights	(d) the Human Rights	Provisionally closed
	and Democracy and Civil	and Democracy, and	and Democracy and Civil	and Democracy and Civil	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Society thematic programmes referred to in Article 4(3)(a) and (b) shall provide assistance independently of the consent of governments and other public authorities of the third countries concerned. These thematic programmes shall mainly support civil society organisations.	Civil Society Organisations and Local Authorities, and Stability and Peace thematic programmes referred to in Article 4(3)(a) and (b) and (c) shall provide assistance independently of the consent of governments and other public authorities of the third countries concerned. These The Human Rights and Democracy, and the Civil Society Organisations and Local Authorities thematic programmes shall mainly support civil society, organisations including human rights defenders and journalists under pressure.	Society thematic programmes referred to in Article 4(3)(a) and (b) shall provide assistance independently of the consent of governments and other public authorities of the third countries concerned. These thematic programmes shall mainly support civil society organisations actors at global, regional, national and local levels, as well as where relevant, human rights defenders and victims of oppression and abuse, with a high degree of flexibility in terms of implementation modalities, including administrative procedures and funding mechanisms.	Society thematic programmes referred to in Article 4(3)(a) and (b)shall provide assistance independently of the consent of governments and other public authorities of the third countries concerned. These thematic programmes shall mainly support civil society organisations actors at all levels taking into account, forms and methods of implementation, as referred to in Article 23 (3).	
				The European Parliament and the Council shall be informed about the outcome of the	Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				consultations foreseen under points (b) and (c).	
				Programming documents for geographic programmes shall be results-based and shallinclude, wherever possible, clear targets and indicators. take into account Indicators shall be based, where appropriate, on internationally agreed targets and indicators, in particular those set out for the Sustainable Development Goals, as well as country-level result frameworks, to assess and communicate the Union contribution to results, at the level of outputs, outcomes and impact.	Provisionally closed on 20 February 2020
171. bis			3. Programming documents may be reviewed at their midterm or on an ad-hoc basis, as necessary.		Provisonally closed on 20 November 2020
172.	Article 11 Programming principles	Article 11 Programming principles	Article 11 Programming principles	Article 11 Programming principles	Provisonally closed on 20 February 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	for geographic	for geographic	for geographic	for geographic	
	programmes	programmes	programmes	programmes	
172.		-1. Programming under			Provisonally closed on
bis		this Regulation shall			20 February 2020
		have due regard to			
		human rights,			
		fundamental freedoms,			
		good governance and			
		democracy in partner			
		countries.			
172.		-1a. The preparation,			Provisonally closed on
ter		application and review			20 February 2020
		of all programming			
		documents under this			
		Article shall comply with			
		the principles of policy coherence for			
		development and those			
		of aid effectiveness.			
172.		-1b. Geographic and			Provisonally closed on
quater		thematic programmes			20 February 2020
		shall be complementary			
		and coherent with each			
		other, and create added			
		value.			
173.	1. Programming of	1. Programming of	1. Programming of	1. Programming of	Provisonally closed on
	geographic programmes	geographic programmes	geographic programmes	geographic programmes	20 February 2020
	shall be based on the	shall be based on the	shall be based on the	shall be based on the	
	following principles:	following principles:	following principles:	following principles:	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
174.	(a) without prejudice to paragraph 4, actions shall be based, to the extent possible, on a dialogue between the Union, the Member States and the partner countries concerned, including national and local authorities, involving civil society, national and local parliaments and other stakeholders, in order to enhance ownership of the process and to encourage support for national and regional strategies;	(a) without prejudice to paragraph 4, actions shall be based, to the extent possible, on a on an inclusive dialogue between the institutions of the Union, the Member States and the partner countries concerned, including national and local and regional authorities, involving civil society organisations, regional, national and local parliaments, communities and other stakeholders, in order to enhance democratic ownership of the process and to encourage support for national and regional strategies;	(a) without prejudice to paragraph 4, actions shall be based, to the extent possible, on an early and continuous a dialogue between the Union, the Member States and the partner countries concerned, including national and local authorities, involving civil society, national and local parliaments and other stakeholders, in order to enhance ownership of the process and to encourage support for national and regional strategies;	(a) without prejudice to paragraph 4, actions shall be based, to the extent possible, on an early, continuous and inclusive dialogue between the Union, the Member States and the partner countries concerned, including national, and local and regional authorities, involving civil society organisations, regional, national and local parliaments and other stakeholders, in order to enhance democratic ownership of the process and to encourage support for national and regional strategies;	Provisonally closed on 20 February 2020
175.	(b) where appropriate, the programming period shall be synchronised with the strategy cycles of partner countries;	(b) where appropriate whenever possible, the programming period shall be synchronised with the strategy cycles of partner countries;	(b) where appropriate, the programming period shall be synchronised with the strategy cycles of partner countries. The programming should be aligned as much as possible to the national	(b) where appropriate, the programming period shall be synchronised <i>and aligned</i> with the strategy cycles of partner countries;	Provisionally closed on 20 February 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			government's strategies,		
			plans and cycles;		
176.	(c) programming may	(c) programming may	(c) programming may	(c) programming may	Provisionally closed on
	envisage cooperation	envisage cooperation	envisage cooperation	envisage cooperation	20 February 2020
	activities funded from	activities funded from	activities funded from	activities funded from	
	different allocations	different allocations	different allocations	different allocations	
	listed in Article 6(2) and	listed in Article 6(2) and	listed in Article 6(2) and	listed in Article 6(2) and	
	from other Union	from other Union	from other Union	from other Union	
	Programmes according to	Programmes according to	Programmes according to	Programmes according to	
	their basic acts.	their basic acts.	their basic acts.	their basic acts.	
177.	2. Programming of	2. Without prejudice to	2. Programming of	2. Programming of	Provisionally closed on
	geographic programmes	paragraph 1,	geographic programmes	geographic programmes	20 February 2020
	shall provide a specific,	programming of	shall provide a specific,	shall provide a specific,	
	tailor-made framework	geographic programmes	tailor-made framework	tailor-made framework	
	for cooperation based on:	shall provide a specific,	for cooperation based on:	for cooperation based on:	
		tailor-made framework			
		for cooperation based on:			
178.	(a) the partners' needs,	(a) the partners' needs,	(a) the partners' needs,	(a) the partners' needs,	Provsionally agreed on
	established on the basis	established on the basis	established on the basis	established on the basis	20 February 2020
	of specific criteria, taking	of specific criteria and	of specific criteria, taking	of specific criteria, taking	
	into account the	in-depth analysis, taking	into account the	into account the	
	population, poverty,	into account the	population, poverty,	population, poverty,	
	inequality, human	population, poverty,	inequality inequalities,	inequality, human	
	development, economic	inequality, human	human development,	development, economic	
	and environmental	development, the state of	economic and	and environmental	
	vulnerability, and state	human rights,	environmental	vulnerability, and state	
	and societal resilience;	fundamental freedoms,	vulnerability, and state	and societal resilience	
		democracy and gender	and societal resilience	and the impact of	
		equality, civic space,	and the impact of	protracted and recurrent	
		economic and	protracted and recurrent	crises;	
		environmental	crises;		

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		vulnerability, and state and societal resilience;			
179.	(b) the partners' capacities to generate and access financial resources and on their absorption capacities;	(b) the partners' capacities to generate and access financial of mobilisation and effective use of domestic resources to support national development priorities and on their absorption capacities;	(b) the partners' capacities to generate and access financial resources, and on their absorption capacities the partners' capacity and commitment to promote shared interests and values, including rule of law and human rights, and to support common goals and multilateral alliances and cooperation, a rulesbased international system, as well as the advancement of Union priorities;	(b) the partners' capacities to generate and access financial resources and on their absorption capacities the partners' capacity and commitment to promote shared values, principles and interests, including human rights, fundamental freedoms, democracy, rule of law, good governance, fight against corruption, open civic space and gender equality and to support common goals and multilateral alliances and cooperation, a rules-based international system, as well as the advancement of Union priorities;	Provisionally closed on 20 February 2020
180.	(c) the partners' commitments and performance, established on the basis of criteria such as political reform	(c) the partners' commitments, and performance including those jointly agreed with the Union, and efforts, established on the basis	(c) the partners' commitments and performance including concrete reform progress, established on the basis of criteria such as	(c) the partners' commitments, including those jointly agreed with the Union, and performance established on the basis of criteria	Provisionally closed on 20 February 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	and economic and social development;	of criteria such as political reform, and progress in the rule of law, good governance, human rights and the fight against corruption, economic and social development, environmental sustainability, and the effective use of aid;	political reform, sustainable economic and social development, taking into account the specificities and development level of partner countries;	such as political reform; and economic and social development, environmental sustainability, and the effective use of aid, taking into account the specificities and development level of partner countries;	
181.	(d) the potential impact of Union funding in partner countries and regions;	(d) the potential impact of Union funding in partner countries and regions;	(d) the potential impact of Union funding in partner countries and regions;	(d) the potential impact of Union funding in partner countries and regions;	Provisionally closed on 20 February 2020
182.	(e) the partner's capacity and commitment to promote shared interests and values, and to support common goals and multilateral alliances, as well as the advancement of Union priorities.	(e) the partner's capacity and commitment to promote shared <i>values</i> , <i>principles and fundamental</i> interests and values, and to support common goals and multilateral alliances, as well as the advancement of Union priorities.	(e) the partners' capacity and commitment to promote shared interests and values, including rule of law and human rights, and to support common goals and multilateral alliances, as well as the advancement of Union priorities. the partners' capacities to generate and access financial resources, their absorption capacities and their	(e) the partners' capacity and commitment to promote shared interests and values, and to support common goals and multilateral alliances, as well as the advancement of Union priorities. the partners' capacities to mobilise and make effective use of domestic resources as well as to access financial resources, to manage resources transparently in support	Provisionally closed on 20 February 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			ability to manage resources transparently.	of national development priorities and-their absorption capacities;	
183.	3. The countries most in need, in particular the Least Developed Countries, low income countries, countries in crisis, post-crisis, fragile and vulnerable situations, including small islands developing states, shall be given priority in the resource allocation process.	3. The countries most in need, in particular the Least Developed Countries, low income countries, countries in crisis, post-crisis, fragile and vulnerable situations, including small islands developing states, shall be given priority in the resource allocation process.	3. The countries most in need, in particular the Least Developed Countries, lowincome countries, countries in crisis, post-crisis, fragile and vulnerable situations, including small islands developing states and landlocked developing countries, shall be given priority in the resource allocation process ⁵⁸ .	3. The countries most in need, in particular the Least Developed Countries, low income countries, countries in crisis, post-crisis, fragile and vulnerable situations, including small islands developing states and landlocked developing countries, shall be given priority in the resource allocation process.	Provisionally closed on 20 February 2020
183. bis			3bis In addition, the Union shall address the specific challenges of Middle Income Countries and in particular countries that graduate from lower income status.	3 bis In addition, the Union shall address the specific challenges of Middle Income Countries and in particular countries that graduate from lower income status.	Provisionally closed on 20 February 2020
184.	4. Cooperation with industrialised countries shall focus on the	4. Cooperation with industrialised countries shall focus on the	4. Cooperation with industrialised countries shall focus on the	4. Cooperation with industrialised countries shall focus on the	Provisionally closed on 20 February 2020

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Rules for allocation to countries in the Neighbourhood are covered in article 16 and a derogation from this article 11 has been inserted in article 16.2.

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	promotion of Union and mutual interests.	promotion of Union and mutual interests, as well as shared fundamental interests and values, commonly agreed objectives and multilateralism. Such cooperation shall be, where relevant, based on a dialogue between the Union, including the European Parliament, and the Member States, involving civil society.	promotion of Union and mutual interests.	promotion of Union and mutual interests and values, as well as commonly agreed objectives and multilateralism.	
185.	5. Programming documents for geographic programmes shall be results-based and shall take into account, where appropriate, internationally agreed targets and indicators, in particular those set out for the Sustainable Development Goals, as well as country-level result frameworks, to assess and communicate the Union contribution to results, at the level of	5. Programming documents for geographic programmes shall be results based and shall take into account results oriented and include, wherever possible, clear targets and indicators to measure progress and impact of Union assistance. Indicators may be based, where appropriate, on internationally agreed targets and indicators, standards in particular	5. Programming documents for geographic programmes shall be results-based and shall take into account, where appropriate, internationally agreed targets and indicators, in particular those set out for the Sustainable Development Goals, as well as country-level result frameworks, to assess and communicate the Union contribution to results, at the level of		Provisionally closed on 20 February 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	outputs, outcomes and impact.	those set out for the Sustainable Development Goals, as well as country-level result frameworks, to assess and communicate the Union contribution to results, at the level of outputs, outcomes and impact.	outputs, outcomes and impact.		
186.	6. When drawing up the programming documents for countries and regions in crisis, or post-crisis, fragile and vulnerable situations, due account shall be taken of the special needs and circumstances of the countries or regions concerned.	6. When drawing up the programming documents for countries and regions in crisis, or post-crisis, fragile and vulnerable situations, due account shall be taken of the special needs and circumstances of the countries or regions concerned, as well as vulnerabilities, risks and capacities in order to increase resilience. Attention shall also be paid to conflict prevention, State and peace-building, post-conflict reconciliation and reconstruction, disaster preparedness as	6. When drawing up the programming documents for countries and regions in crisis, or post-crisis, fragile and vulnerable situations, due account shall be taken of the special needs and circumstances of the countries or regions concerned.		Provisionally closed on 20 February 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		well as to the role of women and the rights of children in those processes. A human- rights based and people- centred approach shall be applied.			
187.	Where partner countries or regions are directly involved in, or affected by, a crisis, post-crisis or situation of fragility, special emphasis shall be placed on stepping up coordination amongst all relevant actors to help the transition from an emergency situation to the development phase.	Where partner countries or regions are directly involved in, or affected by, a crisis, post-crisis or situation of fragility, special emphasis shall be placed on stepping up coordination amongst all relevant actors to help the prevention of violence and the transition from an emergency situation to the development phase.	Where partner countries or regions are directly involved in, or affected by, a crisis, post-crisis or situation of fragility, special emphasis shall be placed on stepping up coordination amongst all relevant actors to help the transition from an emergency situation to the development phase.		Provisionally closed on 20 February 2020
188.	7. This Regulation shall contribute to actions established under Regulation (EU) No/ (Erasmus). A single programming document shall be drawn up from this Regulation for seven years, including funds from	7. This Regulation shall contribute from the programmes established under Article 4(2) of this Regulation to actions established under the Erasmus Regulation. An indicative amount of EUR 2 000 000 000 from the geographical	7. This Regulation shall contribute to actions established under Regulation (EU) No/ (Erasmus). A single programming document shall be drawn up from this Regulation for seven years, including funds from	7. This Regulation shall contribute to actions established under Regulation (EU) No/ (Erasmus). A single programming document shall be drawn up from this Regulation for seven years, including funds from	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Regulation (EU) No/ (IPA III). Regulation (EU) No/ (Erasmus) shall apply to the use of these funds.	programmes should be allocated to actions dedicated to mobility, cooperation and political dialogue with the authorities, institutions and organisations of the partner countries. A single programming document shall be drawn up from this Regulation for seven years, including funds from the IPA III Regulation. The Erasmus Regulation shall apply to the use of these funds, while ensuring conformity with the IPA III Regulation.	Regulation (EU) No/ (IPA III). Regulation (EU) No/ (Erasmus) shall apply to the use of these funds.	Regulation (EU) No/ (IPA III). Regulation (EU) No/ (Erasmus) shall apply to the use of these funds.	
188. bis		7a. This Regulation shall contribute to actions established under the Creative Europe Regulation. A single programming document shall be drawn up from this Regulation for seven years, including funds from the IPA III Regulation. The			Provisionally closed on 20 February 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		Creative Europe Regulation shall apply to the use of these funds.			
189.	Article 12 Programming documents for geographic programmes	Article 12 Programming documents for geographic programmes	Article 12 Programming documents for geographic programmes	Article 12 Programming documents for geographic programmes	Provisionally closed on 20 November 2020
189. bis	programmes	-1. The Commission is empowered to adopt delegated acts in accordance with Article 34 in order to supplement nonessential elements of this Regulation by establishing frameworks for each specific country and multi-country multiannual programme. Those framework provisions shall:	programmes	programmes	Provisionally closed
189. ter		(a) specify the priority areas among the ones defined in Articles 9a and 15b;			Provisionally closed
189. quater		(b) lay down the specific detailed and measurable objectives of each programme;			Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
189.		(a) sat amagatad vasults	manaate		Provisionally alosed
quin-		(c) set expected results			Provisionally closed
quies		with measurable targets,			
		and clear and specific			
		performance indicators			
189.		linked to the objectives;			Di-i
sexies		(d) set out the indicative			Provisionally closed
Bernes		financial allocation both			
		overall and per priority			
189.		area;			D · · · 11 1 1
septies		(e) establish cooperation			Provisionally closed
septies		modalities, including			
		contributions to the			
		External Action			
100	1 777 1 1	Guarantee.	1.57	1 771 1 1 1 1	D :: 11 1 1
190.	1. The implementation of	1. The implementation of	1. The implementation of	1. The implementation of	Provisionally closed
	this Regulation shall be	this Regulation shall be	this Regulation shall be	this Regulation shall be	
	carried out for	carried out for	carried out for	carried out for	
	geographic programmes	geographic programmes	geographic programmes	geographic programmes	
	through multiannual	through multiannual	through multiannual	through multiannual	
	country and multi-	country and multi-	country and multi-	country and multi-	
	country indicative	country indicative	country indicative	country indicative	
	programmes.	programmes.	programmes.	programmes.	
191.	2. Multiannual indicative	2. Multiannual indicative	2. Multiannual indicative	2. Multiannual indicative	Provisionally closed
	programmes shall set out	programmes shall set out	programmes shall set out	programmes shall set out	_
	the priority areas selected	the priority areas selected	the priority areas selected	the priority areas selected	
	for Union financing, the	for Union financing, the	for Union financing, the	for Union financing, the	
	specific objectives, the	specific objectives, the	specific objectives, the	specific objectives, the	
	expected results, clear	expected results, clear	expected results, clear	expected results, clear	
	and specific performance	and specific performance	and specific performance	and specific performance	
	indicators, and the	indicators, and the	indicators, and the	indicators, and the	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	indicative financial allocations, both overall and per priority area.	indicative financial allocations, both overall and per priority area.	indicative financial allocations, both overall and per priority area and, where applicable, the methods of implementation.	indicative financial allocations, both overall and per priority area and, where applicable, the methods of implementation.	
192.	3. The multiannual indicative programmes shall be built on:	3. The multiannual indicative programmes shall be built on:	3. The multiannual indicative programmes shall be built on:	3. The multiannual indicative programmes shall be built on:	Provisionally closed
192. bis		(-a) a report containing an analysis in accordance with Article 11(2) of the needs, capacities, commitments and performance of partner country or countries concerned and the potential impact of Union funding, as well as one or more of the following:			Provisionally closed
193.	(a) a national or regional strategy in the form of a development plan or a similar document accepted by the Commission as a basis for the corresponding multiannual indicative programme, at the time	(a) a national or regional strategy in the form of a development plan or a similar document based on a meaningful consultation with the local population and civil society and accepted by the Commission as a basis for the	(a) a national or regional strategy in the form of a development plan or a similar document accepted by the Commission as a basis for the corresponding multiannual indicative programme, at the time	(a) a national or regional strategy in the form of a development plan or a similar document accepted by the Commission as a basis for the corresponding multiannual indicative programme, at the time	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	of adoption of the latter document;	corresponding multiannual indicative programme, at the time of adoption of the latter document;	of adoption of the latter document;	of adoption of the latter document;	
194.	(b) a framework document laying down the Union policy towards the concerned partner or partners, including a joint document between the Union and Member States;	(b) a framework document laying down the Union policy towards the concerned partner or partners, including a joint document between the Union and Member States;	(b) a framework document laying down the Union policy towards the concerned partner or partners, including a joint document between the Union and Member States;	(b) a framework document laying down the Union policy towards the concerned partner or partners, including a joint document between the Union and Member States;	Provisionally closed
195.	(c) a joint document between the Union and the concerned partner or partners setting out common priorities.	(c) a joint document between the Union and the concerned partner or partners setting out common priorities.	(c) a joint document between the Union and the concerned partner or partners setting out common priorities and mutual commitments.	(c) a joint document between the Union and the concerned partner or partners setting out common priorities and mutual commitments.	Provisionally closed on 20 November 2020
196.	4. To increase the impact of collective cooperation of the Union, where possible, a joint programming document shall replace the Union's and Member States programming documents. A joint programming document may replace the Union's multiannual indicative programme,	4. To increase the impact of collective cooperation of the Union, where possible, a joint programming document shall replace the Union's and Member States programming documents. A joint programming document may replace the Union's multiannual indicative programme,	4. To increase the impact of collective cooperation of the Union, where possible <i>and appropriate</i> , a joint programming document shall replace the Union's and Member States' programming documents. A joint programming document may replace the Union's multiannual	4. To increase the impact of collective cooperation of the Union, where possible <i>and appropriate</i> , a joint programming document shall replace the Union's and Member States programming documents. A joint programming document may replace the Union's multiannual	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	provided it complies with Articles 10 and 11, contains the elements listed in paragraph 2 of this Article and sets out the division of labour between the Union and Member States.	provided it is approved in an act adopted in accordance with Article 14 and complies with Articles 10 and 11, contains the elements listed in paragraph 2 of this Article and sets out the division of labour between the Union and Member States.	indicative programme, provided it complies with Articles 10 and 11, contains the elements listed in paragraph 2 of this Article and sets out the division of labour between the Union and Member States.	indicative programme, provided it is approved in an act adopted in accordance with Article 14 and complies with Articles 10 and 11, contains the elements listed in paragraph 2 of this Article and sets out the division of labour between the Union and Member States.	
196. bis		4a. Multiannual programmes may provide for an amount of funds, not exceeding 5 % of the total amount, that is not allocated to a priority area or partner country or group of countries. Those funds shall be committed in accordance with Article 21.		Tremoer States.	Provisionally closed
197.	Article 13 Programming documents for thematic programmes	Article 13 Programming documents for thematic programmes	Article 13 Programming documents for thematic programmes	Article 13 Programming documents for thematic programmes	Provisionally closed on 20 November 2020
197. bis		-1. The Commission is empowered to adopt delegated acts in accordance with Article		. 0	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		34 in order to	The state of the s		
		supplement non-			
		essential elements of this			
		Regulation by			
		establishing frameworks			
		for each specific			
		thematic multiannual			
		programme. Those			
		framework provisions			
		shall:			
197.		(a) specify the priority			Provisionally closed
ter		areas among the ones			
_		defined in Article 9b;			
197.		(b) lay down the specific			Provisionally closed
quater		detailed and measurable			
		objectives of each			
10-		programme;			
197. quin-		(c) set expected results			Provisionally closed
quiii-		with measurable targets,			
4		and clear and specific			
		performance indicators			
197.		linked to the objectives;			D : 11 1 1
sexies		(d) set out the indicative			Provisionally closed
5011105		financial allocation both			
		overall and per priority			
197.		area; (e) establish cooperation			Provisionally closed
septies		modalities.			1 rovisionally closed
198.	1. The implementation of	1. The implementation of	1. The implementation of	1. The implementation of	Provisionally closed
170.	this Regulation shall be	this Regulation shall be	this Regulation shall be	this Regulation shall be	1 Tovisionally Closed
	uns regulation shall be	uns regulation shan de	uns regulation shall be	uns regulation shall be	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	carried out for thematic programmes through multiannual indicative	carried out for thematic programmes through multiannual indicative	carried out for thematic programmes through multiannual indicative	carried out for thematic programmes through multiannual indicative	
199.	programmes. 2. Multiannual indicative	programmes. 2. Multiannual indicative	programmes. 2. Multiannual indicative	programmes. 2. Multiannual indicative	Provisionally closed
	programmes for thematic programmes shall set out the Union's strategy, the priorities selected for financing by the Union, the specific objectives, the expected results, clear and specific performance indicators, and the international situation and the activities of the	programmes for thematic programmes shall set out the Union's strategy, the priorities selected for financing by the Union, the specific objectives, the expected results, clear and specific performance indicators, and the international situation and the activities of the main	programmes for thematic programmes shall set out the Union's strategy, the priorities selected for financing by the Union, the specific objectives, the expected results, clear and specific performance indicators, where possible disaggregated by sex	programmes for thematic programmes shall set out the Union's strategy, the priorities selected for financing by the Union, the specific objectives, the expected results, clear and specific performance indicators, and the international situation and the	
	main partners for the theme concerned.	partners for the theme concerned.	and age, and the international situation and the activities of the main partners for the theme concerned.	activities of the main partners for the theme concerned.	
200.	Where applicable, resources and intervention priorities shall be laid down for participation in global initiatives.	Where applicable, resources and intervention priorities shall be laid down for participation in global initiatives.	Where applicable, resources and intervention priorities shall be laid down for participation in global initiatives.	Where applicable, resources and intervention priorities shall be laid down for participation in global initiatives.	Provisionally closed on 20 November 2020
201.	Multiannual indicative programmes for thematic programmes shall set out the indicative financial	Multiannual indicative programmes for thematic programmes shall set out the indicative financial	Multiannual indicative programmes for thematic programmes shall set out the indicative financial	Multiannual indicative programmes for thematic programmes shall set out the indicative financial	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	allocation, overall, by area of cooperation and by priority. The indicative financial allocation may be given	allocation, overall, by area of cooperation and by priority. The indicative financial allocation may be given	allocation, overall, by area of cooperation and by priority. The indicative financial allocation may be given	allocation, overall, by area of cooperation and by priority. The indicative financial allocation may be given	
201. bis	in the form of a range.	in the form of a range. The framework provisions referred to in Articles 12 and 13 shall be built on a report containing an analysis of the international situation and of the activities of the main partners for the theme concerned and indicating the results expected from the programme.	in the form of a range.	in the form of a range.	Provisionally closed
201. ter		2a. Multiannual programmes may provide for an amount of funds, not exceeding 5 % of the total amount, that is not allocated to a priority area or partner country or group of countries. Those funds shall be committed in accordance with Article 21.			Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
202.	Article 14	Article 14	Article 14	Article 14	Provisionally closed
	Adoption and	Adoption and	Adoption and	Adoption and	
	amendment of	amendment of	amendment of	amendment of	
	multiannual indicative	multiannual indicative	multiannual indicative	multiannual indicative	
	programmes	programmes	programmes	programmes	
203.	1. The Commission shall	1. The Commission shall	1. The Commission shall	1. The Commission shall	Provisionally closed
	adopt multiannual	adopt is empowered to	adopt multiannual	adopt multiannual	
	indicative programmes	adopt delegated acts in	indicative programmes	indicative programmes	
	referred to in Articles 12	accordance with	referred to in Articles 12	referred to in Articles 12	
	and 13 by means of	Article 34 in order to	and 13 by means of	and 13 by means of	
	implementing acts. Those	supplement non-	implementing acts.	implementing acts.	
	implementing acts shall	essential elements of this	Those implementing acts	Those implementing acts	
	be adopted in accordance	Regulation by	shall be adopted in	shall be adopted in	
	with the examination	establishing frameworks	accordance with the	accordance with the	
	procedure referred to in	<i>for</i> multiannual	examination procedure	examination procedure	
	Article 35(2). This	indicative programmes	referred to in Article	referred to in Article	
	procedure shall also	referred to in Articles 12	35(2). This procedure	35(2). This procedure	
	apply to reviews referred	and 13 by means of	shall also apply to	shall also apply to	
	to in paragraphs 3, 4 and	implementing delegated	reviews referred to in	reviews referred to in	
	5 of this Article, which	acts. Those implementing	paragraphs 3, 4 and 5 of	paragraphs 3, 4 and 5 of	
	have the effect of	delegated acts shall be	this Article, which have	this Article, which have	
	significantly modifying	adopted in accordance	the effect of significantly	the effect of significantly	
	the content of the	with the examination	modifying the content of	modifying the content of	
	multiannual indicative	procedure referred to in	the multiannual	the multiannual	
	programme.	Article $35(2)$ 34. This	indicative programme.	indicative programme.	
		procedure shall also			
		apply to reviews referred			
		to in paragraphs 3, 4 and			
		5 of this Article, which			
		have the effect of			
		significantly modifying			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		the content of the multiannual indicative programme.			
204.	2. When adopting joint multi-annual programming documents referred to in Article 12, the Commission decision shall only apply to the Union's contribution to the joint multiannual programming document.	2. When adopting joint multi-annual programming documents referred to in Article 12, the Commission decision delegated act shall only apply to the Union's contribution to the joint multiannual	2. When adopting joint multi-annual multiannual programming documents referred to in Article 12, the Commission decision shall only apply to the Union's contribution to the joint multiannual	2. When adopting joint multi-annual multiannual programming documents referred to in Article 12, the Commission decision shall only apply to the Union's contribution to the joint multiannual	Provisionally closed
205.	3. Multiannual indicative programmes for geographic programmes may be reviewed where necessary for effective implementation, in particular where there are substantive changes in the policy framework referred to in Article 7 or following a crisis or post-crisis situation.	programming document. 3. Multiannual indicative programmes for geographic and thematic programmes may be reviewed where necessary for effective implementation, in particular where there are substantive changes in the policy framework shall expire on 30 June 2025 at the latest. The Commission shall adopt new multiannual programmes by 30 June 2025, based on the results, findings and conclusions of the mid-	programming document. 3. Multiannual indicative programmes for geographic programmes may be reviewed where necessary for effective implementation, in particular where there are substantive changes in the policy framework referred to in Article 7 or following reviews referred to in Article 10 or following a crisis or post-crisis situation. Programming documents may be reviewed at their mid-	programming document. 3. Multiannual indicative programmes for geographic programmes may shall be reviewed following the mid-term evaluation referred to in Article 32 (1) bis, as well as on an ad-hoc basis as necessary for effective implementation, in particular where there are substantive changes in the policy framework referred to in Article 7 or following a crisis or post-crisis situation.	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		term evaluation referred to in Article 7 or following a crisis or posterisis situation 32.	term or on an ad-hoc basis, as necessary.		
206.	4. Multiannual indicative programmes for thematic programmes may be reviewed where necessary for effective implementation, in particular where there are substantive changes in the policy framework referred to in Article 7.	4. Multiannual indicative programmes for thematic programmes may be reviewed modified where necessary for effective implementation application, in particular where there are substantive changes in the policy framework referred to in Article 7. Multiannual programmes shall be modified in cases where the mobilisation of the emerging challenges and priorities cushion requires a change of the framework provisions of the relevant programme.	4. Multiannual indicative programmes for thematic programmes may be reviewed where necessary for effective implementation, in particular where there are substantive changes in the policy framework referred to in Article 7-or following reviews referred to in Article 10. Programming documents may be reviewed at their midterm or on an ad-hoc basis, as necessary.	4. Multiannual indicative programmes for thematic programmes may shall be reviewed following the mid-term evaluation referred to in Article 32 (1) bis, as well as on an ad-hoc basis as necessary for effective implementation, in particular where there are substantive changes in the policy framework referred to in Article 7.	Provisionally closed
207.	5. On duly justified imperative grounds of urgency, such as crises or immediate threats to democracy, the rule of law, human rights or fundamental freedoms,	5. On duly justified imperative grounds of urgency, such as crises or immediate threats to democracy, the rule of law, human rights or fundamental freedoms,	5. On duly justified imperative grounds of urgency, such as crises or immediate threats to <i>peace</i> , democracy, the rule of law, human rights or fundamental	5. On duly justified imperative grounds of urgency, such as crises or immediate threats to <i>peace</i> , democracy, the rule of law, human rights or fundamental	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	the Commission may amend multiannual indicative programmes referred to in Articles 12 and 13 of this Regulation by implementing acts adopted in accordance with the urgency procedure referred to in Article 35(4).	the Commission may amend multiannual indicative programmes referred to in Articles 12 and 13 of this Regulation by implementing delegated acts adopted in accordance with the urgency procedure referred to in Article	freedoms, the Commission may amend multiannual indicative programmes referred to in Articles 12 and 13 of this Regulation by implementing acts adopted in accordance with the urgency procedure referred to in	freedoms, the Commission may amend multiannual indicative programmes referred to in Articles 12 and 13 of this Regulation by implementing acts adopted in accordance with the urgency procedure referred to in	
208.	Article 15 Emerging challenges and priorities cushion	35(4) 34a. Article 15 Emerging challenges and priorities cushion	Article 35(4). Article 15 Emerging challenges and priorities cushion	Article 35(4). Article 15 Emerging challenges and priorities cushion	Provisionally closed on 5 December 2019
209.	1. The amount referred to in Article 6(3) shall be used <i>inter alia</i> :	1. The amount referred to in Article 6(3) shall be used inter alia in duly justified cases, with priority given to the countries most in need, and in full complementarity and consistency with acts adopted under this Regulation:	1. The amount referred to in Article $6(32)(d)$ shall be used where most needed inter alia:	1. The amount referred to in Article 6(3) shall be used where most needed and duly justified, inter alia:	Provisionally closed on 5 December 2019
210.	(a) to ensure an appropriate response of the Union in the event of unforeseen circumstances;	(a) to ensure an appropriate response of the Union in the event of unforeseen circumstances needs not covered by programmes and	(a) to ensure an appropriate response of the Union in the event of unforeseen circumstances;	(a) to ensure an appropriate response of the Union in the event of unforeseen circumstances;	Provisionally closed on 5 December 2019

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		programming documents;			
211.	(b) to address new needs or emerging challenges, such as those at the Union's or its neighbours' borders linked to crisis and postcrisis situations or migratory pressure;	(b) to address new needs or emerging challenges, such as those at the Union's or its neighbours' borders or those in third countries linked to crisis, either natural or man-made, and post-crisis situations or migratory pressure to migration phenomena, in particular forced displacement;	(b) to address new needs, or emerging challenges, such as those at the Union's or its neighbours' borders linked to crisis, violent conflict and post-crisis situations or irregular migratory pressure and forced displacement;	(b) to address new needs or emerging challenges, such as those at the Union's or its neighbours' borders linked to crisis, either natural or man-made, violent conflict and post-crisis situations or migratory pressure and forced displacement;	Provisionally closed
212.	(c) to promote new Union led or international initiatives or priorities.	(c) to promote <i>or</i> respond to new Union led or international initiatives or priorities.	(c) to promote new Union led or international initiatives or priorities.	(c) to promote new Union led or international initiatives or priorities.	Provisionally closed on 20 November 2020
213.	2. The use of these funds shall be decided in accordance with the procedures established in Articles 14 and 21.	2. The use of these funds shall be decided in accordance with the procedures established in Articles 14 and 21.	2. The use of these funds shall be decided in accordance with the procedures established in Articles 14 and 21.	2. The use of these funds shall be decided in accordance with the procedures established in Articles 14 and 21.	Provisionally closed
213. bis		Article 15a Suspension of assistance			Provisionally closed
213. ter		1. Without prejudice to the provisions on the suspension of aid in agreements with partner			Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		countries and regions,	manuate		
		where a partner country			
		persistently fails to			
		observe the principles of			
		democracy, the rule of			
		law, good governance,			
		respect for human rights			
		and fundamental			
		freedoms, or nuclear			
		safety standards, the			
		Commission shall be			
		empowered, in			
		accordance with Article			
		34, to adopt delegated			
		acts amending Annex			
		VII-a, by adding a			
		partner country to the			
		list of partner countries			
		for which Union			
		assistance is suspended			
		or partly suspended. In			
		the case of a partial			
		suspension, the			
		programmes for which			
		the suspension applies			
		shall be indicated.			
213.		2. Where the			Provisionally closed
quater		Commission finds that			2. c. istorium j crosed
		the reasons justifying			
		the suspension of			
		assistance no longer			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		apply, it shall be empowered to adopt			
		delegated acts, in			
		accordance with Article			
		34 to amend Annex VII-			
		a in order to reinstate			
		Union assistance.			
213. quin-		3. In cases of partial			Provisionally closed
quies		suspension, Union			
•		assistance shall			
		primarily be used to support civil society			
		organisations and non-			
		state actors for measures			
		aimed at promoting			
		human rights and			
		fundamental freedoms			
		and supporting			
		democratisation and			
		dialogue processes in			
		partner countries.			
213.		4. The Commission shall			Provisionally closed
sexies		take due account of			
		relevant European			
		Parliament resolutions			
214.	CHADTED II Cocciti	in its decision-making.	Chantan II	CHADTED II Co. : C:	D
214.	CHAPTER II – Specific Provisions for the	Chapter II	Chapter II Specific p P rovisions for	CHAPTER II – Specific pProvisions for the	Provisionally closed on 20 November 2020
	Neighbourhood	Specific provisions for the Neighbourhood	Specific p <i>P</i> rovisions for the Neighbourhood	Neighbourhood	20 November 2020
	Mergilooutiloou	the relighbourhood	the Neighbourhood	Merghoouthood	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
214. bis		Article 15b Specific objectives for the neighbourhood area		Article 15b Specific objectives for the neighbourhood area	Provisionally closed
214. ter		1. In accordance with Articles 3 and 4, Union support under this Regulation in the Neighbourhood area shall have as objectives:		1. In accordance with Articles 3 and 4, Union support under this Regulation in the Neighbourhood area shall have as objectives:	Provisionally closed
214. quater		(a) enhancing political cooperation and ownership of the European Neighbourhood Policy by the Union and its partner countries;		(a) Promoting enhanced political cooperation and strengthening and consolidating deep and sustainable democracy, stability, good governance, rule of law and the respect for human rights;	Provisionally closed
214. quin- quies		(b) supporting the implementation of association agreements, or other existing and future agreements, and jointly agreed association agendas and partnership priorities or equivalent documents;		(b) Supporting the implementation of association agreements, or other existing and future agreements, and jointly agreed association agendas and partnership priorities or equivalent documents including through institutional cooperation and capacity building;	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
214.		(c) strengthening and		(c) Promoting a	Provisionally closed
sexies		consolidating		strengthened partnership	
		democracy, state-		with societies between	
		building, good		the Union and the partner	
		governance, rule of law		countries, and among	
		and human rights as		the partner countries,	
		well as promoting a		including through	
		more effective way of		people-to-people	
		implementing reforms		contacts, and a wide	
		agreed in mutual		range of activities with a	
		formats;		specific focus on youth;	
214.		(d) stabilising the		(d) Enhancing regional	Provisionally closed
septies		neighbourhood in		and cross-border	
		political, economic and		cooperation, in particular	
		security terms;		in the framework of the	
				Eastern Partnership, the	
				Union for the	
				Mediterranean, European	
				Neighbourhood-wide	
				collaboration as well as	
				Black Sea regional	
				cooperation, Arctic	
				cooperation, the	
				Northern Dimension,	
				including in areas such	
				as energy and security;	
214.		(e) enhancing regional		(e) Achieving	Provisionally closed
octies		cooperation, in		progressive integration	
		particular in the		into the Union internal	
		framework of the		market and enhanced	
		Eastern Partnership, the		sectoral and cross-	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		Union for the		sectoral cooperation,	
		Mediterranean, and		including through	
		European		legislative approximation	
		Neighbourhood-wide		and regulatory	
		collaboration as well as		convergence towards	
		cross-border		Union and other relevant	
		cooperation;		international norms and	
				standards, and improved	
				market access including	
				through deep and	
				comprehensive free trade	
				areas, related institution	
				building and investment;	
214.		(f) promoting		(f) Strengthening	Provisionally closed
nonies		confidence-building,		partnerships on well-	
		good neighbourly		managed and safe	
		relations and other		migration and mobility	
		measures contributing to		and, when applicable	
		security in all its forms		and provided that	
		and the prevention and		conditions for well-	
		settlement of conflicts,		managed and secure	
		including protracted		mobility are in place,	
		conflicts, support to		supporting the	
		affected populations and		implementation of	
		reconstruction, and		existing visa-free	
		respect for		regimes, in line with the	
		multilateralism and		revised visa suspension	
		international law;		mechanism, visa	
				liberalisation dialogues	
				and bilateral or regional	
				agreements and	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				arrangements with third countries, including mobility partnerships;	
214. decies		(g) promoting a strengthened partnership with societies between the Union and the partner countries, including through enhanced mobility and people-to-people contacts, in particular in relation to cultural, educational, professional and sporting activities;		(g) Supporting confidence-building and other measures contributing to security, the prevention and settlement of conflicts, including support to affected populations and reconstruction.	Provisionally closed
214. unde- cies		(h) intensifying cooperation on both regular and irregular migration;			Provisionally closed
214. duo- decies		(i) achieving progressive integration into the Union internal market and enhanced sectoral and cross-sectoral cooperation, including through legislative approximation and regulatory convergence towards Union and			Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		other relevant	manaate		
		international standards,			
		and improved market			
		access including			
		through deep and			
		comprehensive free			
		trade areas, related			
		institution building and			
		investment;			
214.		(j) supporting			Provisionally closed
ter- decies		sustainable, inclusive			
uccies		and socially beneficial			
		economic and social			
		development for all by			
		promoting job creation			
		and employability, in			
		particular for young			
214.		people;			D
quater		(k) contributing to the			Provisionally closed
-		implementation of the			
decies		Paris Agreement by strengthening			
		cooperation on energy			
		security and promoting			
		renewable energy,			
		sustainable energy and			
		energy efficiency			
		objectives;			
214.		(l) encouraging the			Provisionally closed
quin-		establishment of			_ 10,1210.12111, 010000
decies		thematic frameworks			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		with the neighbouring countries of neighbourhood partner countries to address common challenges such as migration, energy, security and health.			
215.	Article 16	Article 16	Article 16	Article 16	Provisionally closed on
	Programming documents	Programming documents	Programming documents	Programming documents	20 November 2020
	and allocation criteria	and allocation criteria	and allocation criteria	and allocation criteria	
216.	1. For partner countries	1. For partner countries	1. For partner countries	1. For partner countries	Provisionally closed
	listed in Annex I, priority	listed in Annex I, priority	listed in Annex I, priority	listed in Annex I, priority	
	areas for Union financing	areas for Union financing	areas for Union financing	areas for Union financing	
	shall be mainly selected from those included in	shall be mainly selected from those included in	shall be mainly selected from those included in	shall be mainly selected from those included in	
	documents referred to in	documents referred to in	the association agendas,	the association,	
	Article 12(3)(c), in	Article 12(3)(c), in	partnership priorities or	partnership and	
	accordance with the areas	accordance with the areas	other equivalent jointly	cooperation agreements,	
	of cooperation of the	of cooperation of the	agreed documents as	jointly agreed	
	Neighbourhood area set	Neighbourhood area set	referred to in Article	association agendas and	
	out in Annex II.	out in Annex II.	12(3)(c), between the	partnership priorities or	
			Union and the partner	other relevant, existing	
			countries in bilateral	and future, jointly	
			and multilateral	agreed documents	
			formats, including, as	referred to in Article	
			relevant, within the	12(3)(c), between the	
			Eastern Partnership and	Union and the partner	
			the southern dimension	countries in bilateral	
			of the European	and multilateral	
			Neighbourhood Policy,	formats, including, as	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			in accordance with the	relevant, within the	
			areas of cooperation of	Eastern Partnership and	
			the Neighbourhood area	the southern dimension	
			set out in Annex II.	of the European	
				Neighbourhood Policy,	
				in accordance with the	
				specific objectives set	
				out in Article 15b and	
				the areas of cooperation	
				of the Neighbourhood	
				area set out in Annex II.	
217.	2. By way of derogation	2. By way of derogation	2. By way of derogation	2. By way of derogation	Provisionally closed on
	from Article 11(2),	from Article 11(2),	from Article 11(2) and	from Article 11(2) and	20 November 2020
	Union support under	Union support under	11(3), Union support	<i>11(3)</i> , Union support	
	geographic programmes	geographic programmes	under geographic	under geographic	
	in the Neighbourhood	in the Neighbourhood	programmes in the	programmes in the	
	area shall be	area shall be	Neighbourhood area	Neighbourhood area	
	differentiated in form and	differentiated in form and	shall be differentiated in	shall be differentiated in	
	amounts, taking into	amounts, taking into	form and amounts, taking	form and amounts, taking	
	account the following	account the following	into account the	into account the	
	elements, reflecting the	elements, reflecting the	following elements,	following elements,	
	partner country's:	partner country's:	reflecting the partner	reflecting the partner	
			country's:	country's:	
218.	(a) needs, using	(a) needs, using	(a) needs, using	(a) needs, using	Provisionally closed on
	indicators such as	indicators such as	indicators such as	indicators such as	20 November 2020
	population and level of	population and level of	population, inequalities	population, inequalities	
	development;	development;	and level of	and level of	
			development;	development;	
219.	(b) commitment to and	(b) commitment to and	(b) commitment to and	(b) commitment to and	Provisionally closed on
	progress in implementing	progress in implementing	concrete progress in	progress in implementing	20 November 2020
	jointly agreed political,	jointly agreed political,	implementing jointly	jointly agreed political,	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	economic and social	economic,	agreed political,	economic,	
	reform objectives;	environmental and social	economic and , social and	environmental and social	
		reform objectives;	<i>environmental</i> reform	reform objectives;	
			objectives and		
			benchmarks;		
220.	(c) commitment to and	(c) commitment to and	(c) commitment to and	(c) commitment to and	Provisionally closed on
	progress in building deep	progress in building deep	progress in building deep	progress in building deep	20 November 2020
	and sustainable	and sustainable	and sustainable	and sustainable	
	democracy;	democracy, including	democracy, rule of law	democracy, rule of law,	
		the promotion of human	and human rights;	good governance,	
		rights, good governance,		human rights, and the	
		the upholding of the rule		fight against corruption;	
		of law and the fight			
		against corruption;			
220. bis		(ca) commitment to			Provisionally closed on
		multilateralism;			20 November 2020
221.	(d) partnership with the	(d) partnership with the	(d) partnership with the	(d) partnership with the	Provisionally closed on
	Union, including the	Union, including the	Union, including the	Union, including the	20 November 2020
	level of ambition for that	level of ambition for that	level of ambition for that	level of ambition for that	
	partnership;	partnership;	partnership;	partnership;	
222.	(e) absorption capacity	(e) absorption capacity	(e) absorption capacity	(e) absorption capacity	Provisionally closed on
	and potential impact of	and potential impact of	and potential impact of	and potential impact of	20 November 2020
	Union support under this	Union support under this	Union support under this	Union support under this	
222	Regulation.	Regulation.	Regulation.	Regulation.	
223.	3. The support referred to	3. The support referred to	3. The support referred to	3. The support referred to	Provisionally closed on
	in paragraph 2 shall be	in paragraph 2 shall be	in paragraph 2 shall be	in paragraph 2 shall be	20 November 2020
	reflected in the	reflected in the	reflected in the	reflected in the	
	programming documents	programming documents	programming documents	programming documents	
	referred to in Article 12.	referred to in Article 12.	referred to in Article 12.	referred to in Article 12.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
223. bis		3a. Union support to partner countries listed in Annex I shall be applied in compliance			Provisionally closed on 20 November 2020
		with the co-financing principle set out in Article 190 of the Financial Regulation.			
224.	Article 17	Article 17	Article 17	Article 17	Provisionally closed
	Performance-based	Performance-based	Performance Incentive-	Performance Incentive-	
	approach	approach	based approach	based approach	
225.	1. Indicatively 10 % of	1. Indicatively At least	1. Indicatively 10 % of	1. Indicatively 10 % of	Provisionally closed on
	the financial envelope set	10 % of the financial	the financial envelope set	the financial envelope set	20 November 2020
	out in Article 4(2)(a) to	envelope set out in	out in the first indent of	out in the first indent of	
	supplement the country	Article $\frac{4(2)(a)}{6(2)(a)}$	Article 46 (2)(a) to	Article 46 (2)(a) to	
	financial allocations	first indent, to	supplement the country	supplement the country	
	referred to in Article 12	supplement the country	financial allocations	financial allocations	
	shall be allocated to	financial allocations	referred to in Article 12	referred to in Article 12	
	partner countries listed in	referred to in Article 12	shall be allocated to	shall be allocated to	
	Annex I in order to	shall be allocated to	partner countries listed in	partner countries listed in	
	implement the	partner countries listed in	Annex I in order to	Annex I as an incentive	
	performance-based	Annex I in order to	implement the	towards reformsin order	
	approach. The	implement apply the	performance incentive-	to implement the	
	performance-based	performance-based	based and differentiated	performance-based	
	allocations shall be	approach. The	approach. The	approach. Such	
	decided on the basis of	performance-based	performance-based-Such	allocations shall be	
	their progress towards	allocations shall be	allocations shall be	decided on the basis of	
	democracy, human	decided on the basis of	decided on the basis of	their <i>performance and</i>	
	rights, rule of law,	their progress towards	their progress towards	progress towards	
	cooperation on	democracy, human	building or	democracy, good	
	migration, economic	rights, rule of law, good	consolidating deep and	governance and rule of	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	governance and reforms. The progress of partner countries shall be assessed annually.	governance, cooperation on safe, orderly and regular migration, economic governance and implementing agreed reforms. The progress of partner countries shall be assessed annually with the active involvement of civil society, in particular by means of country progress reports which include trends as compared to previous years.	sustainable democracy, human rights, rule of law, cooperation with civil society, gender equality, cooperation on migration, economic governance and reforms. jointly agreed, country-specific political, economic and social reform objectives. The progress of partner countries shall be assessed annually.	law including cooperation with civil society, human rights including gender equality, cooperation on migration, economic governance and reforms, in particular those reforms jointly agreed. The progress of partner countries shall be regularly assessed, in particular by means of progress reports which include trends as compared to previous years.	
225. bis		1a. The application of the performance-based approach under this Regulation shall be the subject of a regular exchange of views in the European Parliament and in the Council.			Provisionally closed on 20 November 2020
226.	2. The performance- based approach shall not apply to support to civil society, people-to-people contacts, including cooperation between	2. The performance- based approach shall not apply to support to civil society, people-to-people contacts, including cooperation between	2. The <i>performance incentive</i> -based approach shall not apply to support to civil society, <i>conflict prevention and peacebuilding</i> , people-	2. This approach shall not apply to support to civil society, <i>conflict prevention and peacebuilding</i> , peopleto-people contacts,	Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	local authorities, support for the improvement of human rights, or crisis-related support measures. In the event of serious or persistent degradation of democracy, human rights or rule of law, support to these actions may be increased.	local authorities, support for the improvement of human rights, or crisis-related support measures. In the event of serious or persistent degradation of democracy, human rights or rule of law, support to these actions may shall be increased, where appropriate.	to-people contacts, including cooperation between local authorities, support for the improvement of human rights, or crisis-related support measures. In the event of serious or persistent degradation of democracy, human rights or rule of law, or an increased risk of conflict, support to these actions may be increased.	including cooperation between local authorities, support for the improvement of human rights, or crisis-related support measures. In the event of serious or persistent degradation of democracy, human rights or rule of law, or an increased risk of conflict, support to these actions may shall be increased, where possible and appropriate.	
226. bis		2a. The Commission and EEAS shall review the performance-based support in the event of serious or persistent degradation of democracy, human rights or rule of law.			Provisionally closed CL: No text
226. ter		2b. The Commission shall adopt a delegated act in accordance with Article 34 to supplement this Regulation establishing the methodological			Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		framework of the performance-based approach.			
226.			Article 17 bis	Article 17 bis	Provisionally closed
quater			Multi-country	Multi-country	
			programmes	programmes	
226.			Multi-country	Multi-country	Provisionally closed
quin-			programmes in the	programmes in the	
quies			Neighbourhood area	Neighbourhood area	
			shall address challenges	shall address challenges	
			common to all or a	common to all or a	
			number of partner	number of partner	
			countries, based on	countries, based on	
			priorities of the Eastern	priorities of the Eastern	
			Partnership and the	Partnership and the	
			southern dimension of	southern dimension of	
			the reviewed European	the reviewed European	
			Neighbourhood Policy	Neighbourhood Policy	
			and taking into account	and taking into account	
			the work carried out in	the work carried out in	
			the context of the Union	the context of the Union	
			for the Mediterranean,	for the Mediterranean,	
			and regional, trans-	and regional, trans-	
			regional and sub-	regional and sub-	
			regional cooperation,	regional cooperation,	
			primarily between two or	primarily between two or	
			more partner countries,	more partner countries,	
			including also within the	including also within the	
			framework of the	framework of the	
			Northern Dimension	Northern Dimension	
			and Black Sea Synergy.	and Black Sea Synergy.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
227.	Article 18 Cross-Border Cooperation 1. Cross-border cooperation, as defined in Article 2(3), shall cover cooperation on adjacent land borders, transnational cooperation over larger transnational territories, maritime cooperation around sea- basins, as well as interregional cooperation.	Article 18 Cross-Border Cooperation 1. Cross-border cooperation, as defined in Article 2(3), shall cover cooperation on adjacent land and maritime borders, transnational cooperation over larger transnational territories, maritime cooperation around sea- basins, as well as interregional cooperation. Cross- border cooperation shall aim to be coherent with the objectives of existing and future macro- regional strategies and	Article 18 Cross-Border Cooperation 1. Cross-border cooperation, as defined in Article 2(3), shall cover cooperation on adjacent land and maritime borders, transnational cooperation over larger transnational territories, maritime eooperation or around sea-basins, as well as interregional cooperation.	Article 18 Cross-Border Cooperation 1. Cross-border cooperation, as defined in Article 2(3), shall cover cooperation on external adjacent land and maritime borders, transnational cooperation over larger transnational territories, maritime eooperation or around sea-basins, as well as interregional cooperation.	Provisionally closed on 20 November 2020 Provisionally closed on 20 November 2020
229.	2. The Neighbourhood area shall contribute to cross-border cooperation programmes referred to in paragraph 1 cofinanced by the European Regional Development Fund in the framework of	regional integration processes. 2. The Neighbourhood area shall contribute to cross-border cooperation programmes referred to in paragraph 1 cofinanced by the European Regional Development Fund in the framework of	2. The Neighbourhood area shall contribute to cross-border cooperation programmes referred to in paragraph 1 cofinanced by the European Regional Development Fund in the framework of	2. The Neighbourhood area shall contribute to cross-border cooperation programmes referred to in paragraph 1 cofinanced by the European Regional Development Fund in the framework of	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	[ETC Regulation ⁵⁹]. Up to 4 % of the financial envelope for the Neighbourhood area shall be indicatively allocated to support those programmes.	Regulation (EU)/ of the European Parliament and of the Council ⁵⁹ ('ETC Regulation'). Up to 4 % of the financial envelope for the Neighbourhood area shall be indicatively allocated to support those programmes.	[ETC Regulation ⁵⁹]. Up to 4 % of the financial envelope for the Neighbourhood <i>area envelope</i> shall be indicatively allocated to support those programmes.	[ETC Regulation ⁶⁰]. Up to 5 % of the financial envelope for the Neighbourhood area shall be indicatively allocated to support those programmes.	
230.	3. Contributions to cross-	3. Contributions to cross-	3. Contributions to cross-	3. Contributions to cross-	Provisionally closed on
	border cooperation	border cooperation	border cooperation	border cooperation	20 November 2020
	programmes shall be	programmes shall be	programmes shall be	programmes shall be	
	determined and used	determined and used	determined and used	determined and used	
	pursuant to Article 10(3)	pursuant to Article 10(3)	pursuant to Article 10(3)	pursuant to Article 10(3)	
	of [ETC Regulation].	of the ETC Regulation.	of [ETC Regulation].	of [ETC Regulation].	
231.	4. The Union co-	4. The Union co-	4. The Union co-	4. The Union co-	Provisionally closed on
	financing rate shall not	financing rate shall not	financing rate shall not	financing rate shall not	20 November 2020
	be higher than 90 % of	be higher than 90 % of	be higher than 90 % of	be higher than 90 % of	
	the eligible expenditure	the eligible expenditure	the eligible expenditure	the eligible expenditure	
	of a cross-border	of a cross-border	of a cross-border		

COM(2018) 374 final Proposal for a Regulation of the European Parliament and of the Council on specific provisions for the European territorial cooperation goal (Interreg) supported by the European Regional Development Fund and external financing instruments.

EP position: COM(2018)0374 Proposal for a Regulation of the European Parliament and of the Council on specific provisions for the European

territorial cooperation goal (Interreg) supported by the European Regional Development Fund and external financing instruments.

COM(2018) 374 final Proposal for a Regulation of the European Parliament and of the Council on specific provisions for the European territorial cooperation goal (Interreg) supported by the European Regional Development Fund and external financing instruments.

EP position: COM(2018)0374 Proposal for a Regulation of the European Parliament and of the Council on specific provisions for the European territorial cooperation goal (Interreg) supported by the European Regional Development Fund and external financing instruments.

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	cooperation programme. For technical assistance the co-financing rate shall be 100 %.	cooperation programme. For technical assistance the co-financing rate shall be 100 %.	cooperation programme. For technical assistance the <i>Union</i> co-financing rate shall may be up to 100 %.	of a cross-border cooperation programme.	
232.	5. Pre-financing for cross-border cooperation programmes shall be determined in the work programme in accordance with needs of the participating third countries and territories and may exceed the percentage referred to in Article 49 of [ETC Regulation].	5. Pre-financing for cross-border cooperation programmes shall be determined in the work programme in accordance with needs of the participating third countries and territories and may exceed the percentage referred to in Article 49 of the ETC Regulation.	5. Pre-financing for cross-border cooperation programmes shall be in accordance with Article 115 of the Financial Regulation shall be determined in the work programme in accordance with needs of the participating third countries and territories and may exceed the percentage referred to in Article 49 of [ETC Regulation]. Each financial year, the prefinancing rate may be up to 80% of annual commitments to the programme:	5. Pre-financing for cross-border cooperation programmes shall be determined in the work programme in accordance with needs of the participating third countries and territories and may exceed the percentage referred to in Article 49 of [ETC Regulation]. 1At the request of the managing authority, each financial year, the pre-financing rate may be up to 80% of annual commitments to the programme:	Provisionally closed on 20 November 2020
233.	6. A multiannual indicative strategy document for cross	6. A multiannual indicative strategy document for cross	6. A multiannual indicative strategy document for cross	6. A multiannual indicative strategy document for cross	Provisionally closed on 20 November 2020
	border cooperation, setting out the elements	border cooperation, setting out the elements	border cooperation, setting out the elements	border cooperation, setting out the elements	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	referred to in Article	referred to in Article	referred to in Article	referred to in Article	
	12(2) of this Regulation,	12(2) of this Regulation,	12(2) of this Regulation,	12(2) of this Regulation,	
	shall be adopted in	shall be adopted in	shall be adopted in	shall be adopted in	
	accordance with Article	accordance with Article	accordance with Article	accordance with Article	
	10(1) of [ETC	10(1) of the ETC	10(1) of [ETC	10(1) of [ETC	
	Regulation].	Regulation.	Regulation].	Regulation].	
234.	7. Where cross-border	7. Where cross-border	7. Where cross-border	7. Where cross-border	Provisionally closed on
	cooperation programmes	cooperation programmes	cooperation programmes	cooperation programmes	20 November 2020
	are discontinued in	are discontinued in	are discontinued in	are discontinued in	
	accordance with Article	accordance with Article	accordance with Article	accordance with Article	
	12 of [ETC Regulation],	12 of the ETC	12 of [ETC Regulation],	12 of [ETC Regulation],	
	support from the	Regulation, support from	support from the	support from the	
	Neighbourhood area to	the Neighbourhood area	Neighbourhood area	Neighbourhood area	
	the discontinued	to the discontinued	envelope to the	envelope to the	
	programme that remains	programme that remains	discontinued programme	discontinued programme	
	available may be used to	available may be used to	that remains available	that remains available	
	finance any other activity	finance any other activity	may <i>primarily</i> be used to	may <i>primarily</i> be used to	
	under the Neighbourhood	under the Neighbourhood	finance other cross-	finance other cross-	
	area.	area.	border cooperation	border cooperation	
			<i>programmes or</i> any	<i>programmes or</i> any	
			other activity under the	other activity under the	
			Neighbourhood area	Neighbourhood area	
			envelope as appropriate.	envelope as appropriate.	
235.	Chapter III	Chapter III	Chapter III	Chapter III	Provisionally closed
	Action plans, measures	Action plans, measures	Action plans, measures	Action plans, measures	
	and implementing	and implementing	and implementing	and implementing	
22.5	methods	methods Execution	methods	methods	
236.	Article 19	Article 19	Article 19	Article 19	Provisionally closed on
	Action plans and	Action plans and	Action plans and	Action plans and	20 November 2020
	measures	measures	measures	measures	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
237.	1. The Commission shall adopt annual or multiannual action plans or measures. The measures may take the form of individual measures, special measures, support measures or exceptional assistance measures. Action plans and measures shall specify for each action the objectives pursued, the expected results and main activities, the methods of implementation, the budget and any associated support expenditures.	1. The Commission shall adopt annual or multiannual action plans or measures. The measures may take the form of individual measures, special measures, support measures or exceptional assistance measures. Action plans and measures shall specify for each action the objectives pursued, the expected results and main activities, the methods of implementation application, the budget and any associated support expenditures.	1. The Commission shall adopt annual or multiannual action plans or measures. The measures may take the form of individual measures, special measures, support measures or exceptional assistance measures. Action plans and measures shall take into account the specific context and shall specify for each action the objectives pursued, the expected results and main activities, the methods of implementation, monitoring and evaluation as well as the budget and any associated support	1. The Commission shall adopt annual or multiannual action plans or measures. The measures may take the form of individual measures, special measures, support measures or exceptional assistance measures. Action plans and measures shall take into account the specific context and shall specify for each action the objectives pursued, the expected results and main activities, the methods of implementation, monitoring and evaluation as well as the budget and any associated support	Provisionally closed
238.	2. Action plans shall be based on programming documents, except for cases referred to in paragraphs 3 and 4.	2. Action plans shall be based on programming documents, except for cases referred to in paragraphs 3 and 4.	expenditures. 2. Action plans shall be based on programming documents, except for cases referred to in paragraphs 3 and 4. Action plans shall be	expenditures. 2. Action plans shall be based on programming documents, except for cases referred to in paragraphs 3 and 4. Action plans shall be	Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			prepared in an inclusive,	prepared in an inclusive,	
			transparent and timely	transparent and timely	
			manner. Whenever	manner. Whenever	
			appropriate, action	appropriate, action	
			plans shall be discussed	plans shall be discussed	
			jointly with Member	jointly with Member	
			States in the context of	States in the context of	
			working better together.	working better together.	
239.	When necessary, an	When necessary, an	When necessary, an	When necessary, an	Provisionally closed on
	action may be adopted as	action may be adopted as	action may be adopted as	action may be adopted as	20 November 2020
	an individual measure	an individual measure	an individual measure	an individual measure	
	before or after the	before or after the	before or after the	before or after the	
	adoption of action plans.	adoption of action plans.	adoption of action plans.	adoption of action plans.	
	Individual measures shall	Individual measures shall	Individual measures shall	Individual measures shall	
	be based on	be based on	be based on	be based on	
	programming documents,	programming documents,	programming documents,	programming documents,	
	except for cases referred	except for cases referred	except for cases referred	except for cases referred	
	to in paragraph 3 and in	to in paragraph 3 and in	to in paragraph 3 and in	to in paragraph 3 and in	
	other duly justified cases.	other duly justified cases.	other duly justified cases.	other duly justified cases.	
240.	In the event of	In the event of	In the event of	In the event of	Provisionally closed on
	unforeseen needs or	unforeseen needs or	unforeseen needs or	unforeseen needs or	20 November 2020
	circumstances, and when	circumstances, and when	circumstances, and when	circumstances, and when	
	funding is not possible	funding is not possible	funding is not possible	funding is not possible	
	from more appropriate	from more appropriate	from more appropriate	from more appropriate	
	sources, the Commission	sources, the Commission	sources, the Commission	sources, the Commission	
	may adopt special	may adopt special	may adopt special	may adopt special	
	measures not provided	measures not provided	measures not provided	measures not provided	
	for in the programming	for in based on the	for in the programming	for in the programming	
	documents.	programming documents.	documents.	documents.	
241.	3. Annual or multiannual	3. Annual or multiannual	3. Annual or multiannual	3. Annual or multiannual	Provisionally closed
	action plans and	action plans and	action plans and	action plans and	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	individual measures may	individual measures may	individual measures may	individual measures may	
	be used to implement	be used to implement	be used to implement	be used to implement	
	rapid response actions	execute rapid response	rapid response actions	rapid response actions	
	referred to in Article	actions referred to in	referred to in Article	referred to in Article	
	4(4)(b) and (c).	Article $4(4)(b)$ and (c) .	4(4)(b) and (c).	4(4)(b) and (c).	
242.	4. The Commission may	4. The Commission may	4. The Commission may	4. The Commission may	Provisionally closed on
	adopt exceptional	adopt exceptional	adopt exceptional	adopt exceptional	20 November 2020
	assistance measures for	assistance measures for	assistance measures for	assistance measures for	
	rapid response actions as	rapid response actions as	rapid response actions as	rapid response actions as	
	referred to in Article	referred to in Article	referred to in Article	referred to in Article	
	4(4)(a).	4(4)(a).	4(4)(a).	4(4)(a).	
243.	An exceptional	An exceptional	An exceptional	An exceptional	Provisionally closed on
	assistance measure may	assistance measure may	assistance measure may	assistance measure may	20 November 2020
	have a duration of up to	have a duration of up to	have a duration of up to	have a duration of up to	
	18 months, which may be	18 months, which may	18 months, which may	18 months, which may	
	extended twice by a	be extended twice by a	be extended twice by a	be extended twice by a	
	further period of up to six	further period of up to six	further period of up to	further period of up to	
	months, up to a total	months, up to a total	six months, up to a total	six months, up to a total	
	maximum duration of 30	maximum duration of 30	maximum duration of 30	maximum duration of 30	
	months, in the event of	months, in the event of	months, in the event of	months, in the event of	
	objective and unforeseen	objective and unforeseen	objective and unforeseen	objective and unforeseen	
	obstacles to its	obstacles to its	obstacles to its	obstacles to its	
	implementation,	implementation,	implementation,	implementation,	
	provided that there is no	provided that there is no	provided that there is no	provided that there is no	
	increase in the financial	increase in the financial	increase in the financial	increase in the financial	
	amount of the measure.	amount of the measure.	amount of the measure.	amount of the measure.	
244.	In cases of protracted	In cases of protracted	In cases of protracted	In cases of protracted	Provisionally closed on
	crisis and conflict, the	crisis and conflict, the	crisis and conflict, the	crisis and conflict, the	20 November 2020
	Commission may adopt a	Commission may adopt a	Commission may adopt a	Commission may adopt a	
	second exceptional	second exceptional	second exceptional	second exceptional	
	assistance measure of a	assistance measure of a	assistance measure of a	assistance measure of a	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	duration of up to 18 months. In duly justified cases further measures may be adopted where the continuity of the Union's action is essential and cannot be ensured by other means.	duration of up to 18 months. In duly justified cases further measures may be adopted where the continuity of the Union's action is essential and cannot be ensured by other means.	duration of up to 18 months. In duly justified cases further measures may be adopted where the continuity of the Union's action is essential and cannot be ensured by other means.	duration of up to 18 months. In duly justified cases further measures may be adopted where the continuity of the Union's action is essential and cannot be ensured by other means.	
244. bis		4a. Measures taken under Article 19 (3) and (4) may have a duration of up to 18 months, which may be extended twice by a further period of up to six months, up to a total maximum duration of 30 months, in the event of objective and unforeseen obstacles to execution, provided that there is no increase in the financial amount of the measure.	other means.	other means.	Provisionally closed on 20 November 2020
244.		In cases of protracted			Provisionally closed on
ter		crisis and conflict, the Commission may adopt a second exceptional assistance measure of a duration of up to 18 months. In duly justified			20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		cases, further measures	manaaie		
		may be adopted where			
		the continuity of the			
		Union's action under			
		this paragraph is			
		essential and cannot be			
		ensured by other means.			
245.	Article 20	Article 20	Article 20	Article 20	Provisionally closed on
	Support measures	Support measures	Support measures	Support measures	20 November 2020
246.	1. Union financing may	1. Union financing may	1. Union financing may	1. Union financing may	Provisionally closed
	cover support	cover support	cover support	cover support	
	expenditure for the	expenditure for the	expenditure for the	expenditure for the	
	implementation of the	implementation	implementation of the	implementation of the	
	Instrument and for the	execution of the	Instrument and for the	Instrument and for the	
	achievement of its	Instrument and for the	achievement of its	achievement of its	
	objectives, including	achievement of its	objectives, including	objectives, including	
	administrative support	objectives, including	administrative support	administrative support	
	associated with the	administrative support	associated with the	associated with the	
	preparation, follow-up,	associated with the	preparation, follow-up,	preparation, follow-up,	
	monitoring, control, audit	preparation, follow-up,	monitoring, control, audit	monitoring, control, audit	
	and evaluation activities	monitoring, control, audit	and evaluation activities	and evaluation activities	
	necessary for such	and evaluation activities	necessary for such	necessary for such	
	implementation, as well	necessary for such	implementation, as well	implementation, as well	
	as expenditure at	implementation	as expenditure at	as expenditure at	
	headquarters and Union	execution, as well as	headquarters and Union	headquarters and Union	
	delegations for the	expenditure at	delegations for the	delegations for the	
	administrative support	headquarters and Union	administrative <i>and</i>	administrative <i>and</i>	
	needed for the	delegations for the	coordination support	coordination support	
	programme, and to	administrative support	needed for the	needed for the	
	manage operations	needed for the	programme, and to	programme, and to	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	financed under this	programme, and to	manage operations	manage operations	
	Regulation, including	manage operations	financed under this	financed under this	
	information and	financed under this	Regulation, including	Regulation, including	
	communication actions,	Regulation, including	information and	information and	
	and corporate	information and	communication actions,	communication actions,	
	information technology	communication actions,	and corporate	and corporate	
	systems.	and corporate	information technology	information technology	
		information technology	systems.	systems.	
		systems.			
247.	2. When support	2. When support	2. When support	2. When support	Provisionally closed on
	expenditure is not	expenditure is not	expenditure is not	expenditure is not	20 November 2020
	included in the action	included in the action	included in the action	included in the action	
	plans or measures	plans or measures	plans or measures	plans or measures	
	referred to in Article 21,	referred to in Article 21,	referred to in Article 21,	referred to in Article 21,	
	the Commission shall	the Commission shall	the Commission shall	the Commission shall	
	adopt, where applicable,	adopt, where applicable,	adopt, where applicable,	adopt, where applicable,	
	support measures. Union	support measures. Union	support measures. Union	support measures. Union	
	financing under support	financing under support	financing under support	financing under support	
	measures may cover:	measures may cover:	measures may cover:	measures may cover:	
248.	(a) studies, meetings,	(a) studies, meetings,	(a) studies, meetings,	(a) studies, meetings,	Provisionally closed on
	information, awareness-	information, awareness-	information, awareness-	information, awareness-	20 November 2020
	raising, training,	raising, training,	raising, training,	raising, training,	
	preparation and exchange	preparation and exchange	preparation and exchange	preparation and exchange	
	of lessons learnt and best	of lessons learnt and best	of lessons learnt and best	of lessons learnt and best	
	practices, publication	practices, publication	practices, publication	practices, publication	
	activities and any other	activities and any other	activities and any other	activities and any other	
	administrative or	administrative or	administrative or	administrative or	
	technical assistance	technical assistance	technical assistance	technical assistance	
	expenditure necessary for	expenditure necessary for	expenditure necessary for	expenditure necessary for	
	the programming and	the programming and	the programming and	the programming and	
	management of actions,	management of actions,	management of actions,	management of actions,	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	including remunerated	including remunerated	including remunerated	including remunerated	
	external experts;	external experts;	external experts;	external experts;	
249.	(b) research and	(b) research and	(b) research and	(b) research and	Provisionally closed on
	innovation activities and	innovation activities and	innovation activities and	innovation activities and	20 November 2020
	studies on relevant issues	studies on relevant issues	studies on relevant issues	studies on relevant issues	
	and the dissemination	and the dissemination	and the dissemination	and the dissemination	
	thereof;	thereof;	thereof;	thereof;	
250.	(c) expenditures related	(c) expenditures related	(c) expenditures related	(c) expenditures related	Provisionally closed on
	to the provision of	to the provision of	to the provision of	to the provision of	20 November 2020
	information and	information and	information and	information and	
	communication actions,	communication actions,	communication actions,	communication actions,	
	including the	including the	including the	including the	
	development of	development of	development of	development of	
	communication strategies	communication strategies	communication strategies	communication strategies	
	and corporate	and corporate	and corporate	and corporate	
	communication and	communication and	communication and	communication and	
	visibility of the political	visibility of the political	visibility of the political	visibility of the political	
	priorities of the Union.	priorities of the Union.	priorities of the Union.	priorities of the Union.	
251.	Article 21	Article 21	Article 21	Article 21	Provisionally closed on
	Adoption of action plans	Adoption of action plans	Adoption of action plans	Adoption of action plans	20 November 2020
	and measures	and measures	and measures	and measures	
252.	1. Action plans and	1. Action plans and	1. Action plans and	1. Action plans and	Provisionally closed
	measures shall be	measures shall be	measures shall be	measures shall be	
	adopted by means of	adopted by means of	adopted by means of	adopted by means of	
	implementing acts	implementing acts	implementing acts	implementing acts	
	adopted in accordance	adopted a Commission	adopted in accordance	adopted in accordance	
	with the examination	decision in accordance	with the examination	with the examination	
	procedure referred to in	with the examination	procedure referred to in	procedure referred to in	
	Article 35(2).	procedure referred to in	Article 35(2).	Article 35(2).	
		Article 35(2) Financial			
		Regulation.			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
253.	2. The procedure referred	2. The procedure referred	2. The procedure referred	2. The procedure referred	Provisionally closed
	to in paragraph 1 shall	to in paragraph 1 shall	to in paragraph 1 shall	to in paragraph 1 shall	
	not be required for:	not be required for:	not be required for:	not be required for:	
254.	(a) action plans,	(a) action plans,	(a) action plans and	(a) action plans and	Provisionally closed
	individual measures and	individual measures and	individual measures and	individual measures and	
	support measures, for	support measures, for	support measures, for	support measures, for	
	which the Union's	which the Union's	which the Union's	which the Union's	
	funding does not exceed	funding does not exceed	funding does not exceed	funding does not exceed	
	EUR 10 million;	EUR 10 million;	EUR 105 million;	EUR 105 million;	
255.	(b) special measures as	(b) special measures as	(b) special <i>and support</i>	(b) special <i>and support</i>	Provisionally closed
	well as action plans and	well as action plans and	measures as well as	measures as well as	
	measures adopted in	measures adopted in	action plans-and	action plans-and	
	order to implement rapid	order to implement rapid	measures adopted in	measures adopted in	
	response actions for	response actions for	order to implement rapid	order to implement rapid	
	which the Union's	which the Union's	response actions for	response actions for	
	funding does not exceed	funding does not exceed	which the Union's	which the Union's	
	EUR 20 million;	EUR 20 million;	funding does not exceed	funding does not exceed	
			EUR 20 10 million;	EUR 20 10 million;	
255.			(b bis) exceptional	(b bis) exceptional	Provisionally closed
bis			assistance measures as	assistance measures as	
			referred to in Article	referred to in Article	
			4(4)(a) for which the	4(4)(a) for which the	
			Union's funding does	Union's funding does	
			not exceed EUR 20	not exceed EUR 20	
			million;	million;	
256.	(c) technical	(c) technical	(c) technical amendments	(c) technical amendments	Provisionally closed
	amendments, provided	amendments, provided	to action plans and	to action plans and	
	such amendments do not	such amendments do not	<i>measures</i> , provided such	<i>measures</i> , provided such	
	substantially affect the	substantially affect the	amendments do not	amendments do not	
	objectives of the action	objectives of the action	substantially affect the	substantially affect the	
			objectives of the action	objectives of the action	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	plan or measure	plan or measure	plan or measure	plan or measure	
	concerned, such as:	concerned, such as:	concerned, such as:	concerned, such as:	
257.	(i) change of method of	(i) change of method of	(i) change of method of	(i) change of method of	Provisionally closed
	implementation;	implementation;	implementation;	implementation;	
257.			(i bis) extensions of the	(i bis) extensions of the	Provisionally closed
bis			implementation period;	implementation period;	
258.	(ii) reassignments of	(ii) reassignments of	(ii) reassignments of	(ii) reassignments of	Provisionally closed
	funds between actions	funds between actions	funds between actions	funds between actions	
	contained in an action	contained in an action	contained in an action	contained in an action	
	plan;	plan;	plan;	plan;	
259.	(iii) increases or	(iii) increases or	(iii) increases or	(iii) increases or	Provisionally closed
	reductions of the budget	reductions of the budget	reductions of the budget	reductions of the budget	
	of action plans and	of action plans and	of action plans and	of action plans and	
	measures by not more	measures by not more	measures by not more	measures by not more	
	than 20 % of the initial	than 20 % of the initial	than 20 % of the initial	than 20 % of the initial	
	budget and not exceeding	budget and not exceeding	budget and not exceeding	budget and not exceeding	
	EUR 10 million;	EUR 10 million;	EUR 10 million;	EUR 10 million;	
260.	In case of multiannual	In case of multiannual	In case of multiannual	In case of multiannual	Provisionally closed
	action plans and	action plans and	action plans and	action plans and	
	measures, the thresholds	measures, the thresholds	measures, the thresholds	measures, the thresholds	
	referred to in paragraph	referred to in paragraph	referred to in paragraph	referred to in paragraph	
	(2)(a), (b) and (c) (iii)	(2)(a), (b) and (c) (iii)	(2)(a), (b) and (c) (iii)	(2)(a), (b) and (c) (iii)	
	shall be applicable on a	shall be applicable on a	shall be applicable on a	shall be applicable on a	
	yearly basis.	yearly basis.	yearly basis.	yearly basis.	
261.	When adopted in	When adopted in	When adopted in	When adopted in	Provisionally closed
	accordance with this	accordance with this	accordance with this	accordance with this	
	paragraph, action plans	paragraph, action plans	paragraph, action plans	paragraph, action plans	
	and measures, except	and measures, except	and measures, except	and measures, except	
	exceptional assistance	exceptional assistance	exceptional assistance	exceptional assistance	
	measures, and technical	measures, and technical	measures, and technical	measures, and technical	

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate		
	amendments shall be	amendments shall be	amendments shall be	amendments shall be	
	communicated to the	communicated to the	communicated to the	communicated to the	
	European Parliament and	European Parliament and	European Parliament and	European Parliament and	
	to the Member States				
	through the relevant	through the relevant	through the relevant	through the relevant	
	committee referred to in				
	Article 35 within one				
	month of their adoption.				
262.	3. Before the adoption or	Provisionally closed			
	extension of exceptional	extension of exceptional	extension of exceptional	extension of exceptional	
	assistance measures not	assistance measures not	assistance measures not	assistance measures not	
	exceeding EUR 20	exceeding	exceeding	exceeding EUR 20	
	million, the Commission	EUR 20 million, the	EUR 20 million, the	million, the Commission	
	shall inform the Council	Commission shall inform	Commission shall inform	shall inform the Council	
	of their nature and	the Council of their	the Council of their	and the European	
	objectives and of the	nature and objectives and	nature and objectives and	Parliament of their	
	financial amounts	of the financial amounts	of the financial amounts	nature and objectives and	
	envisaged. The	envisaged. The	envisaged. The	of the financial amounts	
	Commission shall inform	Commission shall inform	Commission shall inform	envisaged. The	
	the Council before	the Council before	the Council before	Commission shall inform	
	making significant	making significant	making significant	the Council <i>and the</i>	
	substantive changes to	substantive changes to	substantive changes to	European Parliament	
	exceptional assistance	exceptional assistance	exceptional assistance	before making significant	
	measures already	measures already	measures already	substantive changes to	
	adopted. The	adopted. The	adopted. The	exceptional assistance	
	Commission shall take	Commission shall take	Commission shall take	measures already	
	account of the relevant	account of the relevant	account of the relevant	adopted. The	
	policy approach of the	policy approach of the	policy approach of the	Commission shall take	
	Council for the planning	Council <i>and the</i>	Council for the planning	account of the relevant	
	and subsequent	European Parliament	and subsequent	policy approach for the	
	implementation of such	for the planning and	implementation of such	planning and subsequent	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	measures, in the interests of consistency of the Union's external action.	subsequent implementation application of such measures, in the interests of consistency of the Union's external action.	measures, in the interests of consistency of the Union's external action.	implementation of such measures, in the interests of consistency of the Union's external action.	
263.	The Commission shall keep the European Parliament duly informed, in a timely manner, about the planning and the implementation of exceptional assistance measures pursuant to this Article, including the financial amounts envisaged, and shall also inform the European Parliament when making substantial changes or extensions to that assistance.	The Commission shall keep immediately inform the European Parliament duly informed, in a timely manner, about the planning and the implementation of exceptional assistance of measures pursuant to this Article, including the financial amounts envisaged, and shall also inform the European Parliament when making substantial changes or extensions to that assistance. As soon as possible following the adoption or substantial modification of a measure, and in any case within one month thereof, the Commission shall report to the European Parliament	The Commission shall keep the European Parliament duly informed, in a timely manner, about the planning and the implementation of exceptional assistance measures pursuant to this Article, including the financial amounts envisaged, and shall also inform the European Parliament when making substantial changes or extensions to that assistance.	The Commission shall keep the European Parliament duly informed, in a timely manner, about the planning and the implementation of exceptional assistance measures pursuant to this Article, including the financial amounts envisaged, and shall also inform the European Parliament when making substantial changes or extensions to that assistance.	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		and to the Council and give an overview of the nature and the rationale of the measure adopted, its duration, budget and its context, including the complementarity of that measure with other ongoing and planned Union assistance. For exceptional assistance measures, the Commission shall also indicate whether, to what extent and how it will ensure the continuity of the policy executed through the exceptional assistance by medium- and longterm assistance under this Regulation.			
263. bis		3a. Before adopting action plans and measures not based on programming documents pursuant to Article 19(2), except for cases referred to in Article 19 (3) and (4), the Commission shall			Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		adopt a delegated act in accordance with Article 34 in order to supplement this Regulation by setting out the specific objectives to be pursued, the results expected, the instruments to be used, the main activities and the indicative financial allocations of these action plans and measures.	munute		
264.	4. In the event of duly justified imperative grounds of urgency, such as crises including natural or man-made disasters, immediate threats to democracy, the rule of law, human rights or fundamental freedoms, the Commission may adopt action plans and measures or amendments to existing action plans and measures, as immediately applicable implementing acts, in accordance with the	4. In the event of duly justified imperative grounds of urgency, such as crises including natural or man-made disasters, immediate threats to democracy, the rule of law, human rights or fundamental freedoms, the Commission may adopt action plans and measures or amendments to existing action plans and measures, as immediately applicable implementing acts, in accordance with the	4. In the event of duly justified imperative grounds of urgency, such as crises including natural or man-made disasters, immediate threats to democracy, the rule of law, human rights or fundamental freedoms, the Commission may adopt action plans and measures or amendments to existing action plans and measures, as immediately applicable implementing acts, in	4. In the event of duly justified imperative grounds of urgency, such as crises including natural or man-made disasters, immediate threats to democracy, the rule of law, human rights or fundamental freedoms, the Commission may adopt action plans and measures or amendments to existing action plans and measures, as immediately applicable implementing acts, in	Provisionally closed

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate		
	procedure referred to in	procedure referred to in	accordance with the	accordance with the	
	Article 35(4).	Article 35(4).	procedure referred to in	procedure referred to in	
			Article 35(4).	Article 35(4).	
265.	5. Appropriate	5. Appropriate <i>human</i>	5. Appropriate	5. Appropriate	Provisionally closed on
	environmental screening,	rights, social and	environmental screening,	environmental screening,	20 November 2020
	including for climate	environmental screening,	including for climate	including for climate	
	change and biodiversity	including for climate	change and biodiversity	change and biodiversity	
	impacts, shall be	change and biodiversity	impacts, shall be	impacts, shall be	
	undertaken at the level of	impacts, shall be	undertaken at the level of	undertaken at the level of	
	actions, in accordance	undertaken at the level of	actions, in accordance	actions, in accordance	
	with the applicable	actions, in accordance	with the applicable	with the applicable	
	legislative acts of the	with the applicable	legislative acts of the	legislative acts of the	
	Union, including	legislative acts of the	Union, including	Union, including	
	Directive 2011/92/EU ⁶¹	Union, including	Directive 2011/92/EU ⁶¹	Directive 2011/92/EU ⁶¹	
	of the European	Directive 2011/92/EU ⁶¹	of the European	of the European	
	Parliament and of the	of the European	Parliament and of the	Parliament and of the	
	Council and Council	Parliament and of the	Council and Council	Council and Council	
	Directive 85/337/EEC ⁶² ,	Council and Council	Directive 85/337/EEC ⁶² ,	Directive 85/337/EEC ⁶² ,	
	comprising, where	Directive 85/337/EEC ⁶² ,	comprising, where	comprising, where	
	applicable, an	comprising, where	applicable, an	applicable, an	
	environmental impact	applicable, an	environmental impact	environmental impact	
	assessment for	environmental impact	assessment, including	assessment, including	
	environmentally sensitive	assessment for	the impact on climate	the impact on climate	
	actions, in particular for	environmentally sensitive	change, ecosystems and	change, ecosystems and	
	major new infrastructure.		biodiversity, for	biodiversity, for	

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

Council Directive of 27 June 1985 on the assessment of the effects of certain public and private projects on the environment (OJ L 175, 05.07.1985. p. 0040 – 0048).

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		actions, in particular for major new infrastructure.	environmentally sensitive actions, in particular for major new infrastructure, as well as an assessment of the compatibility of the actions with the recipient country's Nationally Determined Contribution under the Paris Agreement.	environmentally sensitive actions, in particular for major new infrastructure.	
265. bis		Additionally, ex-ante human rights, gender, social and labour impact assessments, as well as conflict analysis and risk assessment shall be conducted.		Other appropriate exante assessments shall be carried out, proportionate to the objectives and amounts of the envisaged actions and measures, to determine their possible implications and risks with regard to human rights, access to natural resources such as land, and social standards including in the form of impact assessments for major actions and measures that are expected to have a significant impact on these areas.	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
266.	Where relevant, strategic environmental assessments shall be used in the implementation of sectoral programmes. The involvement of interested stakeholders in environmental assessments and public access to the results of such assessments shall be ensured.	Where relevant, human rights, social and strategic environmental assessments shall be used in the implementation execution of sectoral programmes. The involvement of interested stakeholders in environmental these assessments and public access to the results of such assessments shall be	Where relevant, strategic environmental assessments, including the impact on climate change, shall be used in the implementation of sectoral programmes. The involvement of interested stakeholders in environmental assessments and public access to the results of such assessments shall be	Where relevant, strategic environmental assessments, including the impact on climate change, shall be used in the implementation of sectoral programmes. The involvement of interested stakeholders in environmental assessments and public access to the results of such assessments shall be	Provisionally closed
		ensured.	ensured.	ensured.	
266. bis			This Regulation shall not support actions incompatible with the recipient country's Nationally Determined Contribution under the Paris Agreement or investments in fossil fuels or that, according to the environmental screening and impact assessment, cause significant adverse effects on the environment or the climate, without proposing appropriate		Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			measures to avoid,		
			prevent or reduce and, if		
			possible, off-set these		
			effects, including		
			support to phase out		
			environmentally		
			harmful fossil fuel		
			subsidies.		
266.			6. In the design and		Provisionally closed on
ter			implementation of		20 November 2020
			programmes and		
			projects, criteria		
			regarding the		
			accessibility for persons		
			with disabilities shall be		
266.		Article 21a	duly taken into account.		Dravisionally alogad as
quater		European Parliament's			Provisionally closed on 20 November 2020
1		assistance programmes			20 November 2020
266.		The Commission shall			Provisionally closed on
quin-		hold a dialogue with the			20 November 2020
quies		European Parliament,			201101011001 2020
		and take into account			
		the European			
		Parliament's views on			
		areas in which the latter			
		is running its own			
		assistance programmes,			
		such as capacity-			
		building and election			
		observation.			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
267.	Article 22	Article 22	Article 22	Article 22	Provisionally closed on 2
	Methods of cooperation	Methods of cooperation	Methods of cooperation	Methods of cooperation	October 2020
268.	1. Financing under this	1. Financing under this	1. As provided for by the	1. Financing under this	Provisionally closed on 2
	Instrument shall be	Instrument shall be	Financial Regulation	Instrument shall be	October 2020
	implemented by the	implemented by the	and while fostering	implemented by the	
	Commission, as provided	Commission, as provided	enhanced cooperation,	Commission, as provided	
	for by the Financial	for by the Financial	including by making full	for by the Financial	
	Regulation, either	Regulation, either	use of Member States	Regulation, either	
	directly by the	directly by the	actors' expertise and	directly by the	
	Commission itself, by	Commission itself, by	competences, fFinancing	Commission itself, by	
	Union delegations and by	Union delegations and by	under this Instrument	Union delegations and by	
	executive agencies, or	executive agencies, or	shall be implemented by	executive agencies, or	
	indirectly through any of	indirectly through any of	the Commission , as	indirectly through any of	
	the entities listed in	the entities listed in	provided for by the	the entities listed in	
	Article 62 (1) c) of the	Article 62 (1) c) of the	Financial Regulation,	Article 62 (1) c) of the	
	Financial Regulation.	Financial Regulation.	either directly by the	Financial Regulation.	
			Commission itself, by		
			Union delegations and by		
			executive agencies, or		
			indirectly through any of		
			the entities listed in		
			Article 62(1)(c) of the		
269.	2 F: 1 11:	2.5: 1.41:	Financial Regulation.	2 5' ' 1 11'	D :: 11 1 1 2
209.	2. Financing under this	2. Financing under this	2. Financing under this	2. Financing under this	Provisionally closed on 2
	Instrument may also be	Instrument may also be	Instrument may also be	Instrument may also be	October 2020
	provided through	provided through	provided through	provided through	
	contributions to	contributions to	contributions to	contributions to	
	international, regional or	international, regional or	international, regional or	international, regional or	
	national funds, such as	national funds, such as	national funds, such as	national funds, such as	
	those established or	those established or	those established or	those established or	
	managed by the EIB, by	managed by the EIB, by	managed by the EIB, by	managed by the EIB, by	

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate		
	Member States, by	Member States, by	Member States, by	Member States, by	
	partner countries and	partner countries and	partner countries and	partner countries and	
	regions or by	regions or by	regions or by	regions or by	
	international	international	international	international	
	organisations, or other	organisations, or other	organisations, or other	organisations, or other	
	donors.	donors.	donors.	donors.	
270.	3. The entities listed in	Provisionally closed on 2			
	Article 62(1)(c) of the	October 2020			
	Financial Regulation and	Financial Regulation and	Financial Regulation and	Financial Regulation and	
	in Article 29(1) of this				
	Regulation shall annually	Regulation shall annually	Regulation shall annually	Regulation shall annually	
	fulfil their reporting	fulfil their reporting	fulfil their reporting	fulfil their reporting	
	obligations under Article	obligations under Article	obligations under Article	obligations under Article	
	155 of the Financial				
	Regulation. The	Regulation. The	Regulation. The	Regulation. The	
	reporting requirements	reporting requirements	reporting requirements	reporting requirements	
	for any of these entities				
	are laid down in the				
	framework partnership	framework partnership	<i>financial</i> framework	<i>financial</i> framework	
	agreement, the	agreement, the	partnership agreement,	partnership agreement,	
	contribution agreement,	contribution agreement,	the contribution	the contribution	
	the agreement on	the agreement on	agreement, the agreement	agreement, the agreement	
	budgetary guarantees or	budgetary guarantees or	on budgetary guarantees	on budgetary guarantees	
	the financing agreement.	the financing agreement.	or the financing	or the financing	
			agreement.	agreement.	
271.	4. Actions financed	4. Actions financed	4. Actions financed	4. Actions financed	Provisionally closed on 2
	under the Instrument may	under the Instrument may	under the Instrument	under the Instrument	October 2020
	be implemented by	be implemented by	may be implemented by	may be implemented by	
	means of parallel or joint				
	co-financing.	co-financing.	co-financing.	co-financing.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
272.	5. In the case of parallel	Provisionally closed on 2			
	co-financing, an action is	October 2020			
	split into a number of				
	clearly identifiable	clearly identifiable	clearly identifiable	clearly identifiable	
	components which are	components which are	components which are	components which are	
	each financed by the				
	different partners	different partners	different partners	different partners	
	providing co-financing in	providing co-financing in	providing co-financing in	providing co-financing in	
	such a way that the end-				
	use of the financing can				
	always be identified.	always be identified.	always be identified and	always be identified <i>and</i>	
			duplication of financing	duplication of financing	
			is avoided.	is avoided.	
273.	6. In the case of joint co-	Provisionally closed on 2			
	financing, the total cost	October 2020			
	of an action is shared				
	between the partners	between the partners	between the partners	between the partners	
	providing the co-	providing the co-	providing the co-	providing the co-	
	financing and the	financing and the	financing and the	financing and the	
	resources are pooled in				
	such a way that it is no				
	longer possible to	longer possible to	longer possible to	longer possible to	
	identify the source of				
	financing for any given				
	activity undertaken as	activity undertaken as	activity undertaken as	activity undertaken as	
	part of the action.				
274.	7. Cooperation between	7. Cooperation between	7. Cooperation between	7. Cooperation between	Provisionally closed on 2
	the Union and its	October 2020			
	partners may take the				
	form, inter alia, of:				

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
275.	(a) triangular arrangements whereby the Union coordinates with third countries its assistance funding to a partner country or region;	(a) triangular arrangements whereby the Union coordinates with third countries its assistance funding to a partner country or region;	(a) triangular arrangements whereby the Union coordinates with third countries its assistance funding to a partner country or region;	(a) triangular arrangements whereby the Union coordinates with third countries its assistance funding to a partner country or region;	Provisionally closed on 2 October 2020
276.	(b) administrative cooperation measures such as twinning between public institutions, local authorities, national public bodies or private law entities entrusted with public service tasks of a Member State and those of a partner country or region, as well as cooperation measures involving public sector experts dispatched from the Member States and their regional and local authorities;	(b) administrative cooperation measures such as twinning between public institutions, local authorities, national public bodies or private law entities entrusted with public service tasks of a Member State and those of a partner country or region, as well as cooperation measures involving public sector experts dispatched from the Member States and their regional and local authorities;	(b) administrative and technical cooperation measures, as well as capacity building, including to share transitional or reform implementation experiences of Member States, such as twinning between public institutions, local authorities, national public law bodies or private law entities entrusted with public service tasks of a Member State and those of a partner country or region, as well as cooperation measures involving public sector experts dispatched from the Member States and	(b) administrative and technical cooperation measures, as well as building capacity, including to share transitional or reform implementation experiences of Member States, such as decentralised cooperation through partnerships or twinning, between public institutions, including local authorities, national public law bodies or private law entities entrusted with public service tasks of a Member State and those of a partner country or region, as well as cooperation measures involving public sector	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			their regional and local authorities;	experts dispatched from the Member States and their regional and local authorities;	
277.	(c) contributions to the necessary costs of setting up and administering a public-private partnership;	(c) contributions to the necessary costs of setting up and administering a public-private partnership including support of broad participation by setting up independent third party CSO body to assess and monitor public-private partnership setups;	(c) contributions to the necessary costs of setting up and administering a public-private partnership;	(c) contributions to the necessary costs of setting up and administering a public-private partnership, including those for their independent assessment and monitoring, whenever possible by civil society organisations;	Provisionally closed on 2 October 2020
277. bis			(c bis) decentralised cooperation through partnerships between local or regional authorities from Member States and partner countries;		Provisionally closed on 2 October 2020
278.	(d) sector policy support programmes whereby the Union provides support to a partner country's sector programme	(d) sector policy support programmes whereby the Union provides support to a partner country's sector programme	(d) sector policy support programmes whereby the Union provides support to a partner country's sector programme;	(d) sector policy support programmes whereby the Union provides support to a partner country's sector programme;	Provisionally closed on 2 October 2020
279.	(e) contributions to the cost of the countries' participation in Union	(e) contributions to the cost of the countries' participation in Union	(e) contributions to the cost of the countries' participation in Union	(e) contributions to the cost of the countries' participation in Union	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	programmes and actions implemented by Union agencies and bodies, as well as bodies or persons entrusted with implementation of specific actions in the Common Foreign and Security Policy pursuant to Title V of the Treaty on European Union;	programmes and actions implemented by Union agencies and bodies, as well as bodies or persons entrusted with implementation of specific actions in the Common Foreign and Security Policy pursuant to Title V of the Treaty on European Union TEU;	programmes, and to actions implemented by Union agencies and bodies, as well as to bodies or persons entrusted with the implementation of specific actions in the Common Foreign and Security Policy pursuant to Title V of the Treaty on European Union;.	programmes, and to actions implemented by Union agencies and bodies, as well as to bodies or persons entrusted with the implementation of specific actions in the Common Foreign and Security Policy pursuant to Title V of the TEU Treaty on European	
			-	Union;	
280.	(f) interest rate subsidies.	(f) interest rate subsidies.	(f) interest rate subsidies.		Provisionally closed on 2 October 2020
281.	Article 23 Forms of EU funding and methods of implementation	Article 23 Forms of EU Union funding and methods of implementation application	Article 23 Forms of EU funding and methods of implementation	Article 23 Forms of Union funding	Provisionally closed on 2 October 2020
282.	1. The Union funding may be provided through the types of financing envisaged by the Financial Regulation and in particular:	1. The Union funding may be provided through the types of financing envisaged by the Financial Regulation and in particular:	1. The Union funding may be provided through the types of financing and procedures envisaged by the Financial Regulation and in particular:	1. The Union funding may be provided through the types of financing envisaged by the Financial Regulation and in particular:	Provisionally closed on 2 October 2020
283.	(a) grants;	(a) grants;	(a) grants;	(a) grants;	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
284.	(b) procurement contracts	(b) procurement	(b) procurement	(b) procurement	Provisionally closed on 2
	for services, supplies or	contracts for services,	contracts for services,	contracts for services,	October 2020
	works;	supplies or works;	supplies or works;	supplies or works;	
285.	(c) budget support;	(c) budget support;	(c) budget support;	(c) budget support;	Provisionally closed on 2 October 2020
286.	(d) contributions to trust	(d) contributions to trust	(d) contributions to trust	(d) contributions to trust	Provisionally closed on 2
	funds set up by the	funds set up by the	funds set up by the	funds set up by the	October 2020
	Commission, in	Commission, in	Commission, in	Commission, in	
	accordance with Article	accordance with Article	accordance with	accordance with Article	
	234 of the Financial	234 of the Financial	Article 234 of the	234 of the Financial	
	Regulation;	Regulation;	Financial Regulation;	Regulation;	
287.	(e) financial instruments;	(e) financial instruments;	(e) financial instruments;	(e) financial instruments;	Provisionally closed on 2 October 2020
288.	(f) budgetary guarantees;	(f) budgetary guarantees;	(f) budgetary guarantees;	(f) budgetary guarantees;	Provisionally closed on 2 October 2020
289.	(g) blending;	(g) blending;	(g) blending operations;	(g) blending operations;	Provisionally closed on 2 October 2020
290.	(h) debt relief in the	(h) debt relief in the	(h) debt relief in the	(h) debt relief in the	Provisionally closed on 2
	context of internationally	context of internationally	context of internationally	context of internationally	October 2020
	agreed debt relief	agreed debt relief	agreed debt relief	agreed debt relief	
	programme;	programme;	programme;	programme;	
291.	(i) financial assistance;	(i) financial assistance;	(i) financial assistance;	(i) financial assistance;	Provisionally closed on 2 October 2020
292.	(j) remunerated external	(j) remunerated external	(j) remunerated external	(j) remunerated external	Provisionally closed on 2
	experts.	experts.	experts.	experts.	October 2020
293.	2. When working with	2. When working with	2. When working with	2. When working with	Provisionally closed on 2
	stakeholders of partner	stakeholders of partner	stakeholders of partner	stakeholders of partner	October 2020
	countries, the	countries, the	countries, the	countries such as those	
	Commission shall take	Commission shall take	Commission shall take	mentioned in Article 8	
	into account their	into account their	into account their	(4), the Commission	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	specificities, including	specificities, including	specificities, including	shall take into account	
	their needs and the	their needs and the	their needs and the	their specificities,	
	relevant context, when	relevant context, when	relevant context, when	including their needs and	
	defining the financing	defining the financing	defining the financing	the relevant context,	
	modalities, the type of	modalities, the type of	modalities, the type of	when defining the	
	contribution, the award	contribution, the award	contribution, the award	financing modalities, the	
	modalities and the	modalities and the	modalities and the	type of contribution, the	
	administrative provisions	administrative provisions	administrative provisions	award modalities and the	
	for the management of	for the management of	for the management of	administrative provisions	
	grants, with a view to	grants, with a view to	grants, with a view to	for the management of	
	reaching and best	reaching and best	reaching and best	grants, with a view to	
	responding to the widest	responding to the widest	responding to the widest	reaching and best	
	possible range of such	possible range of such	possible range of such	responding to the widest	
	stakeholders. Specific	stakeholders. <i>That</i>	stakeholders. Specific	possible range of such	
	modalities shall be	assessment shall take	modalities shall be	stakeholders. Specific	
	encouraged in	into account the	encouraged in	modalities shall be	
	accordance with the	conditions for a	accordance with the	encouraged in	
	Financial Regulation,	meaningful	Financial Regulation,	accordance with the	
	such as partnership	participation and	such as partnership	Financial Regulation,	
	agreements,	involvement of all	agreements,	such as partnership	
	authorisations of	stakeholders, in	authorisations of	agreements,	
	financial support to third	particular local civil	financial support to third	authorisations of	
	parties, direct award or	society. Specific	parties, direct award or	financial support to third	
	eligibility-restricted calls	modalities shall be	eligibility-restricted calls	parties, direct award or	
	for proposals, or lump	encouraged in	for proposals, or lump	eligibility-restricted calls	
	sums, unit costs and flat-	accordance with the	sums, unit costs and flat-	for proposals, or lump	
	rate financing as well as	Financial Regulation,	rate financing as well as	sums, unit costs and flat-	
	financing not linked to	such as partnership	financing not linked to	rate financing as well as	
	costs as envisaged in	agreements,	costs as envisaged in	financing not linked to	
	Article 125(1) of the	authorisations of	Article 125(1) of the	costs as envisaged in	
	Financial Regulation.	financial support to third	Financial Regulation.		

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		parties, direct award or eligibility-restricted calls for proposals, or lump sums, unit costs and flatrate financing as well as financing not linked to costs as envisaged in Article 125(1) of the Financial Regulation. Those different modalities shall ensure transparency, traceability and innovation. Cooperation between local and international NGOs shall be encouraged in order to bolster local civil society's capacities with a view to achieving its full participation in development programmes.		Article 125(1) of the Financial Regulation.	
293. bis			When working with Member States, in cases in which only public administrations are involved, such as twinning, simplified implementing and contractual provisions		Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate		
			shall be discussed with		
			Member States and		
			applied in compliance		
			with the Financial		
20.4			Regulation.		
294.	3. In addition of the cases	3. In addition of the cases	3. In addition of to the	3. In addition of to the	Provisionally closed on 2
	referred to in Article 195	referred to in Article 195	cases referred to in	cases referred to in	October 2020
	of the Financial	of the Financial	Article 195 of the	Article 195 of the	
	Regulation, the direct	Regulation, the direct	Financial Regulation, the	Financial Regulation, the	
	award procedure may be	award procedure may be	direct award procedure	direct award procedure	
	used for;	used for;	may be used for;:	may be used for;:	
295.	(a) low-value grants to	(a) low-value grants to	(a) low-value grants to	(a) low-value grants to	Provisionally closed on 2
	human rights defenders	human rights defenders	human rights defenders	human rights defenders	October 2020
	to finance urgent	and to mechanisms for	to finance urgent	to finance urgent	
	protection actions, where	the protection of human	protection actions and	protection actions and	
	appropriate without the	rights defenders at risk,	<i>needs</i> , where appropriate	needs, including	
	need for co-financing;	to finance urgent	without the need for co-	through mechanisms for	
		protection actions, where	financing;	the protection of human	
		appropriate without the		rights defenders at risk,	
		need for co-financing, as		as well as to mediators	
		well as to mediators and		and other civil society	
		other civil society actors		actors involved in crisis	
		involved in crisis and		and armed conflict	
		armed conflict related		related dialogue, conflict	
		dialogue, conflict		resolution,	
		resolution,		reconciliation and	
		reconciliation and		peace-building, where	
		peace-building;		appropriate without the	
				need for co-financing;	
296.	(b) grants, where	(b) grants, where	(b) grants, where	(b) grants, where	Provisionally closed
	appropriate without the	appropriate without the	appropriate without the	appropriate without the	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	need for co-financing, to	need for co-financing, to	need for co-financing, to	need for co-financing, to	
	finance actions in the	finance actions in the	finance actions in the	finance actions in the	
	most difficult conditions	most difficult conditions	most difficult conditions	most difficult conditions	
	where the publication of	where the publication of	where the publication of	where the publication of	
	a call for proposals	a call for proposals	a call for proposals	a call for proposals	
	would be inappropriate	would be inappropriate	would be inappropriate,	would be inappropriate,	
	including situations	including situations	including situations	including situations	
	where there is a serious	where there is a serious	where there is a serious	where there is a serious	
	lack of fundamental	lack of fundamental	violation of human	lack of fundamental	
	freedoms, where human	freedoms, threats to	<i>rights, a</i> lack of	freedoms, including	
	security is most at risk or	democratic institutions,	fundamental freedoms,	violation of human	
	where human rights	escalation of crisis,	where human security is	rights, threats to	
	organisations and	armed conflict where	most at risk or where	democratic institutions,	
	defenders operate under	human security is most at	human rights	escalation of crisis or	
	the most difficult	risk or where human	organisations and	armed conflict, where	
	conditions. Such grants	rights organisations and	defenders operate under	human security is most at	
	shall not exceed EUR 1	defenders, mediators and	the most difficult	risk or where human	
	000 000 and shall have a	other civil society actors	conditions. Such grants	rights organisations and	
	duration of up to 18	involved in crisis and	shall not exceed EUR	defenders, mediators and	
	months, which may be	armed conflict related	1 000 000 and shall have	other civil society actors	
	extended by a further 12	dialogue, reconciliation	a duration of up to	involved in crisis and	
	months in the event of	and peace-building	18 months, which may	armed conflict related	
	objective and unforeseen	operate under the most	be extended by a further	dialogue, reconciliation	
	obstacles to their	difficult conditions. Such	12 months in the event of	and peace-building	
	implementation;	grants shall not exceed	objective and unforeseen	operate under the most	
		EUR 1 000 000 and shall	obstacles to their	difficult conditions. Such	
		have a duration of up to	implementation;	grants shall not exceed	
		18 months, which may		EUR 1 000 000 and shall	
		be extended by a further		have a duration of up to	
		12 months in the event of		18 months, which may	
		objective and unforeseen		be extended by a further	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
297.	(c) grants to the Office of	obstacles to their implementation application; (c) grants to the Office of	(c) grants to the Office of	12 months in the event of objective and unforeseen obstacles to their implementation; (c) grants to the Office of	Provisionally closed on
	the UN High Commissioner for Human Rights as well as to Global Campus, the European Inter- University Centre for Human Rights and Democratisation, providing a European Master's Degree in Human Rights and Democratisation, and its associated network of universities delivering human rights postgraduate diplomas, including scholarships to students and human rights defenders from third countries.	the UN High Commissioner for Human Rights as well as to Global Campus, the European Inter- University Centre for Human Rights and Democratisation, providing a European Master's Degree in Human Rights and Democratisation, and its associated network of universities delivering human rights postgraduate diplomas, including scholarships to students, researchers, teachers, and human rights defenders from	the UN High Commissioner for Human Rights as well as to Global Campus, the European Inter- University Centre for Human Rights and Democratisation, providing a European Master's Degree in Human Rights and Democratisation, and its associated network of universities delivering human rights postgraduate diplomas, including scholarships to students and human rights defenders from third countries.	the UN High Commissioner for Human Rights as well as to Global Campus, the European Inter- University Centre for Human Rights and Democratisation, providing a European Master's Degree in Human Rights and Democratisation, and its associated network of universities delivering human rights postgraduate diplomas, including scholarships to students and human rights defenders from third countries;	20 November 2020
297. bis		third countries. (ca) Small projects as described in article 23a		(ca) low value grants to civil society organisations using to the extent possible, simplified forms of	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate	<i>C</i> * • • 1	
				financing in accordance	
				with article 125 of the	
200		D 1	D 1	Financial Regulation.	
298.	Budget support as	Budget support as	Budget support as	Budget support as	Provisionally closed on 2
	referred to in point (c) of	October 2020			
	paragraph 1, including	paragraph 1, including	paragraph 1, including	paragraph 1, including	
	through sector reform	through sector reform	through sector reform	through sector reform	
	performance contracts,	performance contracts,	performance contracts,	performance contracts,	
	shall be based on country				
	ownership, mutual	ownership, mutual	ownership, mutual	ownership, mutual	
	accountability and shared	accountability and shared	accountability and shared	accountability and <i>the</i>	
	commitments to	commitments to	commitments to	commitment of partner	
	universal values,	universal values,	universal values,	countries, taking into	
	democracy, human	democracy, human	democracy, human	account their record and	
	rights, the rule of law,	rights, gender equality,	rights, the rule of law,	progress, with regard to	
	and aims at strengthening	social inclusion and	and aims at strengthening	universal values,	
	partnerships between the	human development and	partnerships between the	democracy, human	
	Union and partner	the rule of law, and aims	Union and partner	rights, the rule of law,	
	countries. It shall include	at strengthening	countries. It shall include	and aims at strengthening	
	reinforced policy	partnerships between the	reinforced policy	partnerships between the	
	dialogue, capacity	Union and partner	dialogue, capacity	Union and partner	
	development, and	countries. It shall include	development building,	countries. It shall include	
	improved governance,	reinforced policy	and improved	reinforced policy	
	complementing partners'	dialogue, capacity	governance,	dialogue, capacity	
	efforts to collect more	development, and	complementing partners'	development building,	
	and spend better in order	improved governance,	efforts to collect more	and improved	
	to support sustainable	complementing partners'	and spend better in order	governance,	
	and inclusive economic	efforts to collect more	to support sustainable	complementing partners'	
	growth and jobs and	and spend better in order	and inclusive economic	efforts to collect more	
	poverty eradication.	to support sustainable	growth and jobs and	and spend better in order	
		and inclusive economic	poverty eradication.	to support sustainable,	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		growth and jobs socio- economic development which benefits all, decent job creation and poverty eradication with due regard to local economies, environmental and social rights.	Budget support shall also contribute to the realisation of gender equality.	and inclusive economic growth and jobs and decent job creation, including for young people, and poverty eradication, inequality reduction, and to build and consolidate democracies and peaceful societies. Budget support shall also contribute to gender equality.	
299.	Any decision to provide budget support shall be based on budget support policies agreed by the Union, a clear set of eligibility criteria and a careful assessment of the risks and benefits.	Any decision to provide budget support shall be based on budget support policies agreed by the Union, a clear set of eligibility criteria and a careful assessment of the risks and benefits. One of the key determinants of that decision shall be an assessment of the commitment, record and progress of partner countries with regard to democracy, human rights and the rule of law.	Any decision to provide budget support shall be based on budget support policies agreed by the Union, a clear set of eligibility criteria and a careful assessment of the risks and benefits.	Any decision to provide budget support shall be based on budget support policies agreed by the Union, a clear set of eligibility criteria and a careful assessment of the risks and benefits.	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
299. bis				4. In accordance with point (a) of the second subparagraph of Article 193(2) of Regulation (EU, Euratom) No 2018/1046, in duly justified cases specified in the financing decision, activities supported under this Regulation and the underlying costs may be considered eligible as of 1 January 2021, even if they were implemented and incurred before the grant application was submitted.	Provisionally closed
300.	4. Budget support shall be differentiated in such a way as to respond better to the political, economic and social context of the partner country, taking into account situations of fragility.	4. Budget support shall be differentiated in such a way as to respond better to the political, economic and social context of the partner country, taking into account situations of fragility.	4. Budget support shall be differentiated in such a way as to respond better to the political, economic and social context of the partner country, taking into account situations of fragility and environmental considerations.	4. Budget support shall be differentiated in such a way as to respond better to the political, economic-and, social and environmental context of the partner country, taking into account situations of fragility.	Provisionally closed on 2 October 2020
301.	When providing budget support in accordance	When providing budget support in accordance	When providing budget support in accordance	When providing budget support in accordance	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	with Article 236 of the Financial Regulation, the Commission shall clearly define and monitor criteria for budget support conditionality, including progress in reforms and transparency, and shall support the development of parliamentary control, national audit capacities and increased transparency and public access to information.	with Article 236 of the Financial Regulation, the Commission shall clearly define and monitor criteria for budget support conditionality, including progress in reforms and transparency, and shall support the development of parliamentary control, national audit capacities, CSO participation in monitoring and increased transparency and public access to information and development of strong public procurement systems that support local economic development and local	with Article 236 of the Financial Regulation, the Commission shall clearly define and monitor criteria for budget support conditionality, including progress in reforms and transparency, and shall support the development of parliamentary control, national audit capacities and increased transparency and public access to information.	with Article 236 of the Financial Regulation, the Commission shall clearly define and monitor criteria for budget support conditionality, including progress in reforms and transparency, and shall support the development of parliamentary control, national audit capacities and increased transparency and public access to information.	
		businesses.			
302.	5. Disbursement of the budget support shall be based on indicators demonstrating satisfactory progress being made towards achieving the objectives	5. Disbursement of the budget support shall be based on indicators demonstrating satisfactory progress being made towards achieving the objectives	5. Disbursement of the budget support shall be based on indicators demonstrating satisfactory progress being made towards achieving the objectives	5. Disbursement of the budget support shall be based on indicators demonstrating satisfactory progress being made towards achieving the objectives	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	agreed with the partner	agreed with the partner	agreed with the partner	agreed with the partner	
	country.	country.	country.	country.	
303.	6. Financial instruments	6. Financial instruments	6. Financial instruments	6. Financial	Provisionally closed
	under this Regulation	under this Regulation	and blending operations	instruments, budgetary	
	may take forms such as	may take forms such as	under this Regulation	guarantees and blending	
	loans, guarantees, equity	loans, guarantees, equity	may take forms such as	<i>operations</i> under this	
	or quasi-equity,	or quasi-equity,	loans, guarantees, equity	Regulation may take	
	investments or	investments or	or quasi-equity,	forms such as loans,	
	participations, and risk-	participations, and risk-	investments or	guarantees, equity or	
	sharing instruments,	sharing instruments,	participations, and risk-	quasi-equity, investments	
	whenever possible and in	whenever possible and in	sharing instruments,	or participations, and	
	accordance with the	accordance with the	whenever possible and	risk-sharing instruments,	
	principles laid down in	principles laid down in	shall be implemented in	whenever possible and	
	Article 209(1) of the	Article 209(1) of the	accordance with the	shall be implemented in	
	Financial Regulation	Financial Regulation	principles laid down in	accordance with the	
	under the lead of the	under the lead of the	Article 209(1) of the	principles laid down in	
	EIB, a multilateral	EIB, a multilateral	Financial Regulation and	Article 209(1) of the	
	European finance	European finance	whenever possible under	Financial Regulation and	
	institution, such as the	institution, such as the	the lead of the EIB, a	whenever possible under	
	European Bank for	European Bank for	multilateral European	the lead of the EIB, a	
	Reconstruction and	Reconstruction and	finance institution, such	multilateral European	
	Development, or a	Development, or a	as the European Bank for	finance institution, such	
	bilateral European	bilateral European	Reconstruction and	as the European Bank for	
	finance institution, such	finance institution, such	Development, or a	Reconstruction and	
	as bilateral development	as bilateral development	bilateral European	Development, or a	
	banks, possibly pooled	banks, possibly pooled	finance institution, such	bilateral European	
	with additional other	with additional other	as bilateral development	finance institution, such	
	forms of financial	forms of financial	banks, possibly pooled	as bilateral development	
	support, both from	support, both from	with additional other	banks, possibly pooled	
	Member States and third	Member States and third	forms of financial	with additional other	
	parties.	parties.	support, both from	forms of financial	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			Member States and third parties.	support, both from Member States and third parties.	
304.	Contributions to Union financial instruments under this Regulation may be made by Member States as well as any entity referred to in Article 62(1)(c) of the Financial Regulation.	Contributions to Union financial instruments under this Regulation may be made by Member States as well as any entity referred to in Article 62(1)(c) of the Financial Regulation.	Contributions to Union financial instruments under this Regulation may be made by Member States as well as any entity referred to in Article 62(1)(c) of the Financial Regulation.	Contributions to Union financial instruments under this Regulation may be made by Member States as well as any entity referred to in Article 62(1)(c) of the Financial Regulation.	Provisionally closed on 2 October 2020
305.	7. Those financial instruments may be grouped into facilities for implementation and reporting purposes.	7. Those financial instruments may be grouped into facilities for implementation application and reporting purposes.	7. Those financial instruments may be grouped into facilities for implementation and reporting purposes.	7. Those financial instruments may be grouped into facilities for implementation and reporting purposes.	Provisionally closed
305. bis		7a. The Commission and the EEAS shall not enter into new or renewed operations with entities incorporated or established in jurisdictions defined under the relevant Union policy as noncooperative, or that are identified as high risk third countries pursuant to Article 9(2) of Directive(EU) 2015/849			Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		of the European			
		Parliament and of the			
		Council, or that do not effectively comply with			
		Union or internationally			
		agreed tax standards on			
		transparency and			
		exchange of			
		information.			
306.	8. The Union's funding	8. The Union's funding	8. The Union's funding	8. The Union's funding	Provisionally closed on 2
	shall not generate or	shall not generate or	shall not generate or	shall not generate or	October 2020
	activate the collection of	activate the collection of	activate the collection of	activate the collection of	
	specific taxes, duties or	specific taxes, duties or	specific taxes, duties or	specific taxes, duties or	
307.	charges.	charges.	charges.	charges.	D :: 11 1 1 2
307.	9. Taxes, duties and charges imposed by	9. Taxes, duties and	9. Taxes, duties and	9. Taxes, duties and charges imposed by	Provisionally closed on 2 October 2020
	partner countries may be	charges imposed by partner countries may be	charges imposed by partner countries may be	partner countries may be	October 2020
	eligible for financing	eligible for financing	eligible for financing	eligible for financing	
	under this Regulation.	under this Regulation.	under this Regulation.	under this Regulation.	
307.	under tims regulation.	Article 23a	under unis regulation.	under tims regulation.	Provisionally closed on 2
bis		Small projects funds			October 2020
307.		1. Financing under this			Provisionally closed on 2
ter		Regulation may be			October 2020
		provided to small			
		projects funds, aimed at			
		the selection and			
		implementation of			
		projects of limited			
		financial volume.			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
307.		2. The beneficiaries of a			Provisionally closed on 2
quater		small project fund shall			October 2020
		be civil society			
		organisations.			
307.		3. The final recipients			Provisionally closed on 2
quinqu ies		within a small project			October 2020
103		fund shall receive			
		support under this			
		Regulation, through the			
		beneficiary, and			
		implement the small			
		projects within that			
		small project fund			
207		('small project').			
307. sexies		4. Where the public			Provisionally closed on 2
SCAICS		contribution to a small			October 2020
		project does not exceed			
		EUR 50 000, it shall			
		take the form of unit			
		costs or lump sums or			
308.	A4: -1 - 0.4	include flat rates.	A	A ::: -1 - 24	D :: 11 1 2
308.	Article 24	Article 24	Article 24	Article 24	Provisionally closed on 2 October 2020
	Eligible persons and entities	October 2020			
309.					Provisionally closed on 2
309.	1. Participation in	1. Participation in	1. Participation in	1. Participation in	October 2020
	procurement, grant and prize award procedures	October 2020			
	for actions financed	for actions financed	for actions financed	for actions financed	
	under geographic programmes and under				
	the Civil Society	1 0	1 0	1 0	
	the Civil Society	the Civil Society	the Civil Society	the Civil Society	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Organisations and Global	Organisations and Global	Organisations and Global	Organisations and Global	
	Challenges programmes	Challenges programmes	Challenges programmes	Challenges programmes	
	shall be open to	shall be open to	shall be open to	shall be open to	
	international	international	international	international	
	organisations and to all	organisations and to all	organisations and to all	organisations and to all	
	other legal entities who	other legal entities who	other legal entities,	other legal entities,	
	are nationals of and, in	are nationals of and, in	including civil society	including civil society	
	the case of legal persons,	the case of legal persons,	organisations, who are	organisations, who are	
	who are also effectively	who are also effectively	nationals of and, in the	nationals of and, in the	
	established in, the	established in, the	case of legal persons,	case of legal persons,	
	following countries or	following countries or	who are also effectively	who are also effectively	
	territories:	territories:	established in, the	established in, the	
			following countries -or	following countries or	
			territories:	territories:	
310.	(a) Member States,	(a) Member States,	(a) Member States,	(a) Member States,	Provisionally closed on 2
	beneficiaries of the	beneficiaries of the IPA	beneficiaries of the	beneficiaries of the IPA	October 2020
	Regulation (EU)	III Regulation, and	Regulation (EU)	III Regulation, and	
	/(IPA III), and	contracting parties to the	/(IPA III), and	contracting parties to the	
	contracting parties to the	Agreement on the	contracting parties to the	Agreement on the	
	Agreement on the	European Economic	Agreement on the	European Economic	
	European Economic	Area;	European Economic	Area;	
	Area;		Area;		
311.	(b) Neighbourhood	(b) Neighbourhood	(b) Neighbourhood	(b) Neighbourhood	Provisionally closed on 2
	partner countries and the	partner countries and the	partner countries and the	partner countries and the	October 2020
	Russian Federation when	Russian Federation when	Russian Federation when	Russian Federation when	
	the relevant procedure	the relevant procedure	the relevant procedure	the relevant procedure	
	takes place in the context	takes place in the context	takes place in the context	takes place in the context	
	of the programmes	of the programmes	of the programmes	of the programmes	
	referred to in Annex I in	referred to in Annex I in	referred to in Annex I in	referred to in Annex I in	
	which it participates;	which it participates;	which it participates;	which it participates;	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
312.	(c) developing countries	(c) developing countries	(c) developing countries	(c) developing countries	Provisionally closed on 2
	and territories, as	and territories, as	and territories, as	and territories, as	October 2020
	included in the list of	included in the list of	included in the list of	included in the list of	
	Official Development	Official Development	Official Development	Official Development	
	Assistance recipients	Assistance recipients	Assistance recipients	Assistance recipients	
	published by the	published by the	published by the	published by the	
	Development Assistance	Development Assistance	Development Assistance	Development Assistance	
	Committee of the	Committee of the	Committee of the	Committee of the	
	Organisation for	Organisation for	Organisation for	Organisation for	
	Economic Cooperation	Economic Cooperation	Economic Cooperation	Economic Cooperation	
	and Development, which	and Development, which	and Development, which	and Development, which	
	are not members of the	are not members of the	are not members of the	are not members of the	
	G-20 group, and overseas	G-20 group, and overseas	G-20 group, and overseas	G-20 group, and overseas	
	countries and territories	countries and territories	countries and territories	countries and territories	
	as defined in Council	as defined in Council	as defined in Council	as defined in Council	
	Decision/ (EU);	Decision/ (EU);	Decision/ (EU);	Decision/ (EU);	
313.	(d) developing countries,	(d) developing countries,	(d) developing countries,	(d) developing countries,	Provisionally closed on 2
	as included in the list of	as included in the list of	as included in the list of	as included in the list of	October 2020
	Official Development	Official Development	Official Development	Official Development	
	Assistance recipients,	Assistance recipients,	Assistance recipients,	Assistance recipients,	
	which are members of	which are members of	which are members of	which are members of	
	the G-20 group, and	the G-20 group, and	the G-20 group, and	the G-20 group, and	
	other countries and	other countries and	other countries and	other countries and	
	territories, when the	territories, when the	territories, when the	territories, when the	
	relevant procedure takes	relevant procedure takes	relevant procedure takes	relevant procedure takes	
	place in the context of an	place in the context of an	place in the context of an	place in the context of an	
	action financed by the	action financed by the	action financed by the	action financed by the	
	Union under this	Union under this	Union under this	Union under this	
	Regulation in which they	Regulation in which they	Regulation in which they	Regulation in which they	
	participate;	participate;	participate;	participate;	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
314.	(e) countries for which	(e) countries for which	(e) countries for which	(e) countries for which	Provisionally closed on 2
	reciprocal access to	reciprocal access to	reciprocal access to	reciprocal access to	October 2020
	external funding is	external funding is	external funding is	external funding is	
	established by the	established by the	established by the	established by the	
	Commission; that access	Commission; that access	Commission; that access	Commission; that access	
	may be granted, for a	may be granted, for a	may be granted, for a	may be granted, for a	
	limited period of at least	limited period of at least	limited period of at least	limited period of at least	
	one year, whenever a	one year, whenever a	one year, whenever a	one year, whenever a	
	country grants eligibility	country grants eligibility	country grants eligibility	country grants eligibility	
	on equal terms to entities	on equal terms to entities	on equal terms to entities	on equal terms to entities	
	from the Union and from	from the Union and from	from the Union and from	from the Union and from	
	countries eligible under	countries eligible under	countries eligible under	countries eligible under	
	this Regulation; the	this Regulation; the	this Regulation; the	this Regulation; the	
	Commission shall decide	Commission shall decide	Commission shall decide	Commission shall decide	
	on the reciprocal access	on the reciprocal access	on the reciprocal access	on the reciprocal access	
	and on its duration after	and on its duration after	and on its duration after	and on its duration after	
	consultation of the	consultation of the	consultation of the	consultation of the	
	recipient country or	recipient country or	recipient country or	recipient country or	
	countries concerned;	countries concerned;	countries concerned;	countries concerned;	
315.	(f) member countries of	(f) member countries of	(f) member countries of	(f) member countries of	Provisionally closed
	the Organisation for	the Organisation for	the Organisation for	the Organisation for	
	Economic Cooperation	Economic Cooperation	Economic Cooperation	Economic Cooperation	
	and Development, in the	and Development, in the	and Development, in the	and Development, in the	
	case of contracts	case of contracts	case of contracts	case of contracts	
	implemented in a Least	implemented applied in a	implemented in a Least	implemented in a Least	
	Developed Country or a	Least Developed Country	Developed Country or a	Developed Country or a	
	Highly Indebted Poor	or a Highly Indebted	Highly Indebted Poor	Highly Indebted Poor	
	Country, as included in	Poor Country, as	Country, as included in	Country, as included in	
	the list of Official	included in the list of	the list of Official	the list of Official	
	Development Assistance	Official Development	Development Assistance	Development Assistance	
	recipients.	Assistance recipients.	recipients.	recipients.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
316.	2. Without prejudice to	2. Without prejudice to	2. Without prejudice to	2. Without prejudice to	Provisionally closed on 2
	the limitations inherent to	the limitations inherent to	the limitations inherent	the limitations inherent	October 2020
	the nature and objectives	the nature and objectives	to the nature and	to the nature and	
	of the action,	of the action,	objectives of the action,	objectives of the action,	
	participation in	participation in	participation in	participation in	
	procurement, grant and	procurement, grant and	procurement, grant and	procurement, grant and	
	prize award procedures	prize award procedures	prize award procedures	prize award procedures	
	for actions financed	for actions financed	for actions financed	for actions financed	
	under the Human Rights	under the Human Rights	under the Human Rights	under the Human Rights	
	and Democracy and	and Democracy and	and Democracy and the	and Democracy and the	
	Stability and Peace	Stability and Peace	Peace, Stability and	Peace , Stability and	
	programmes as well as	programmes as well as	Peace Conflict	Peace Conflict	
	rapid response actions,	rapid response actions,	Prevention programmes	Prevention programmes	
	shall be open without	shall be open without	as well as rapid response	as well as rapid response	
	limitations.	limitations.	actions, shall be open	actions, shall be open	
			without limitations.	without limitations.	
317.	3. All supplies and	3. All supplies and	3. All supplies and	3. All supplies and	Provisionally closed on 2
	materials financed under	materials financed under	materials financed under	materials financed under	October 2020
	this Regulation may	this Regulation may	this Regulation may	this Regulation may	
	originate from any	originate from any	originate from any	originate from any	
	country.	country.	country.	country.	
318.	4. The rules laid down in	4. The rules laid down in	4. The rules laid down in	4. The rules laid down in	Provisionally closed on 2
	this Article shall not	this Article shall not	this Article shall not	this Article shall not	October 2020
	apply to, and shall not	apply to, and shall not	apply to, and shall not	apply to, and shall not	
	create, nationality	create, nationality	create, nationality	create, nationality	
	restrictions for natural	restrictions for natural	restrictions for natural	restrictions for natural	
	persons employed or	persons employed or	persons employed or	persons employed or	
	otherwise legally	otherwise legally	otherwise legally	otherwise legally	
	contracted by an eligible	contracted by an eligible	contracted by an eligible	contracted by an eligible	
	contractor or, where	contractor or, where	contractor or, where	contractor or, where	
	applicable, subcontractor.	applicable, subcontractor.			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			applicable,	applicable,	
			subcontractor.	subcontractor.	
319.	5. For actions jointly co-	Provisionally closed			
	financed by an entity, or				
	implemented in direct or	implemented applied in	implemented in direct or	implemented in direct or	
	indirect management	direct or indirect	indirect management	indirect management	
	with entities as referred	management with entities	with entities as referred	with entities as referred	
	to point (c) (ii) to (viii) of	as referred to point (c)	to point (c) (ii) to (viii) of	to point (c) (ii) to (viii) of	
	Article 62(1) of the	(ii) to (viii) of Article	Article 62(1) of the	Article 62(1) of the	
	Financial Regulation, the	62(1) of the Financial	Financial Regulation, the	Financial Regulation, the	
	eligibility rules of those	Regulation, the eligibility	eligibility rules of those	eligibility rules of those	
	entities shall also apply.	rules of those entities	entities shall also apply.	entities shall also apply.	
		shall also apply.			
320.	6. Where donors provide	Provisionally closed on 2			
	financing to a trust fund	October 2020			
	established by the	established by the	established by the	established by the	
	Commission or through	Commission or through	Commission or through	Commission or through	
	external assigned	external assigned	external assigned	external assigned	
	revenues, the eligibility	revenues, the eligibility	revenues, the eligibility	revenues, the eligibility	
	rules in the constitutive				
	act of the trust fund or in				
	the agreement with the				
	donor in case of external				
	assigned revenues shall	assigned revenues shall	assigned revenues shall	assigned revenues shall	
321.	apply. 7. In the case of actions	Dravisionally along days			
321.	financed under this	financed under this	financed under this	financed under this	Provisionally closed on 2 October 2020
	Regulation and by	Regulation and by	Regulation and by	Regulation and by	October 2020
	another Union	another Union	another Union	another Union	
	Programme, eligible	Programme, eligible	Programme, eligible	Programme, eligible	
	entities under any of				
	charies under any of	charact any of	charies under any of	childes under any of	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	those Programmes shall	those Programmes shall	those Programmes shall	those Programmes shall	
	be considered eligible.	be considered eligible.	be considered eligible.	be considered eligible.	
322.	8. In the case of multi-	Provisionally closed on 2			
	country actions legal	country actions legal	country actions legal	country actions legal	October 2020
	entities who are nationals				
	of and, in the case of				
	legal entities who are				
	also effectively	also effectively	also effectively	also effectively	
	established in, the	established in, the	established in, the	established in, the	
	countries and territories	countries and territories	countries and territories	countries and territories	
	covered by the action				
	may be considered	may be considered	may be considered	may be considered	
	eligible.	eligible.	eligible.	eligible.	
323.	9. The eligibility rules of	Provisionally closed			
	this Article may be				
	restricted with regard to				
	the nationality,	the nationality,	the nationality,	the nationality,	
	geographical location or	geographical location or	geographical location or	geographical location or	
	nature of applicants,	nature of applicants,	nature of applicants,	nature of applicants,	
	where such restrictions	where such restrictions	where such restrictions	where such restrictions	
	are required on account				
	of the specific nature and				
	the objectives of the				
	action and where they are				
	necessary for its effective				
	implementation.	implementation	implementation.	implementation.	
		application. Nationality			
		restrictions shall not			
		apply to international			
		organisations.			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
324.	10. Tenderers, applicants	10. Tenderers, applicants	10. Tenderers, applicants	10. Tenderers, applicants	Provisionally closed on 2
	and candidates from non-	and candidates from non-	and candidates from non-	and candidates from non-	October 2020
	eligible countries may be	eligible countries may be	eligible countries may be	eligible countries may be	
	accepted as eligible in the	accepted as eligible in	accepted as eligible in	accepted as eligible in	
	case of urgency or the	the case of urgency or the	the case of urgency or	the case of urgency or	
	unavailability of services	unavailability of services	the unavailability of	the unavailability of	
	in the markets of the	in the markets of the	services in the markets of	services in the markets of	
	countries or territories	countries or territories	the countries or	the countries or	
	concerned, or in other	concerned, or in other	territories concerned, or	territories concerned, or	
	duly substantiated cases	duly substantiated cases	in other duly	in other duly	
	where application of the	where application of the	substantiated cases where	substantiated cases where	
	eligibility rules would	eligibility rules would	application of the	application of the	
	make the realisation of an	make the realisation of	eligibility rules would	eligibility rules would	
	action impossible or	an action impossible or	make the realisation of	make the realisation of	
	exceedingly difficult.	exceedingly difficult.	an action impossible or	an action impossible or	
			exceedingly difficult.	exceedingly difficult.	
325.	11. In order to promote	11. In order to promote	11. In order to promote	11. In order to promote	Provisionally closed on 2
	local capacities, markets	local capacities, markets	local capacities, markets	local capacities, markets	October 2020
	and purchases, priority	and purchases, priority	and purchases, priority	and purchases, priority	
	shall be given to local	shall be given to local	shall be given to local	shall be given to local	
	and regional contractors	and regional contractors,	and regional contractors	and regional contractors	
	when the Financial	while paying attention to	when the Financial	when the Financial	
	Regulation provides for	their track record in	Regulation provides for	Regulation provides for	
	an award on the basis of	environmental	an award on the basis of	an award on the basis of	
	a single tender. In all	sustainability or fair	a single tender. In all	a single tender. In all	
	other cases, participation	<i>trade</i> when the Financial	other cases, participation	other cases, participation	
	of local and regional	Regulation provides for	of local and regional	of local and regional	
	contractors shall be	an award on the basis of	contractors shall be	contractors shall be	
	promoted in accordance	a single tender. In all	promoted in accordance	promoted in accordance	
	with the relevant	other cases, participation	with the relevant	with the relevant	
		of local and regional		provisions of that	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	provisions of that Regulation.	contractors shall be promoted in accordance with the relevant provisions of that Regulation. In all cases sustainability and due diligence criteria shall be applied.	provisions of that Regulation.	Regulation. Sustainability and due diligence criteria shall be promoted.	
326.	12. Under the Democracy and Human Rights programme, any entity not covered under the definition of legal entity in Article 2(6) shall be eligible when this is necessary to pursue the areas of intervention of this programme.	12. Under the Democracy and Human Rights programme, any entity not covered under the definition of legal entity in Article 2(6) shall be eligible when this is necessary to pursue the areas of intervention of this programme.	12. Under the Democracy and Human Rights programme, any entity not covered under the definition of legal entity in Article 2(6) shall be eligible when this is necessary to pursue the areas of intervention of this programme.	12. Under the Democracy and Human Rights programme, any entity not covered under the definition of legal entity in Article 2(6) shall be eligible when this is necessary to pursue the areas of intervention of this programme.	Provisionally closed on 2 October 2020
326. bis		12a. The Neighbourhood, Development and International Cooperation Instrument shall not support actions that, according to the environmental screening referred to in Article 21, cause harm to the environment or climate. Allocations shall be fully			Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		compatible with the Paris Agreement and overall, European financing dedicated to external action shall contribute to the Paris agreement's long term objectives. In particular, the instrument shall not support:			
326. ter		(a) Actions incompatible with recipient countries' Nationally Determined Contributions under the Paris Agreement;			Provisionally closed on 20 November 2020
326. qua- ter		(b) investment in upstream, midstream and downstream fossil fuels.			Provisionally closed on 20 November 2020
326. quinqu ies				Art.24 bis Excluded activities	Provisionally closed on 20 November 2020
326. sexies				Union funding under this Regulation shall not support actions and measures that:	Provisionally closed on 20 November 2020
326. septies				a) may result in violation of human rights in partner countries;	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
326. octies			manaure	b) are incompatible with the recipient country's Nationally Determined Contribution under the Paris Agreement, or that promote investments in fossil fuels, or that, according to the environmental screening and impact assessment, cause significant adverse effects on the environment or the climate, unless such actions or measures are strictly necessary for achieving the objectives of this Regulation and they are accompanied with appropriate measures to avoid, prevent or reduce and, if possible, off-set these effects, including support to phase out environmentally harmful fossil fuel subsidies.	Provisionally closed
327.	Article 25 Carry-overs, annual instalments, commitment	Provisionally closed on 20 November 2020			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	appropriations, re-	appropriations, re-	appropriations, re-	appropriations, re-	
	payments and revenue	payments and revenue	payments and revenue	payments and revenue	
	generated by financial	generated by financial	generated by financial	generated by financial	
	instruments	instruments	instruments	instruments and	
				budgetary guarantees	
328.	1. In addition to Article	1. In addition to Article	1. In addition to Article	1. In addition to Article	Provisionally closed on
	12(2) of the Financial	12(2) of the Financial	12(24) of the Financial	12(24) of the Financial	20 November 2020
	Regulation, unused	Regulation, unused	Regulation, unused	Regulation, unused	
	commitment and	commitment and	commitment and	commitment and	
	payment appropriations	payment appropriations	payment appropriations	payment appropriations	
	under this Regulation	under this Regulation	under this Regulation	under this Regulation	
	shall be automatically	shall be automatically	shall be automatically	shall be automatically	
	carried over and may be	carried over and may be	carried over and may be	carried over and may be	
	committed up to 31	committed up to 31	respectively committed	respectively committed	
	December of the	December of the	and used up to 31	and used up to 31	
	following financial year.	following financial year.	December of the	December of the	
	The carried-over amount	The carried-over amount	following financial year.	following financial year.	
	shall be used first in the	shall be used first in the	The carried-over amount	The carried-over amount	
	following financial year.	following financial year.	shall be used first in the	shall be used first in the	
			following financial year.	following financial year.	
329.	The Commission shall	The Commission shall	The Commission shall	The Commission shall	Provisionally closed on
	inform the European	inform submit to the	inform the European	inform the European	20 November 2020
	Parliament and the	European Parliament and	Parliament and the	Parliament and the	
	Council of carried over	to the Council of carried	Council of carried over	Council of carried over	
	commitment	over commitment	commitment	commitment	
	appropriations in line	information on	appropriations in line	appropriations in line	
	with Article 12(6) of the	appropriations which	with Article 12(6) of the	with Article 12(6) of the	
	Financial Regulation.	were automatically	Financial Regulation.	Financial Regulation.	
		carried over, including			
		the amounts involved, in			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		line with Article 12(6) of			
		the Financial Regulation.			
330.	2. In addition to the rules	Provisionally closed			
	laid down in Article 15				
	of the Financial	of the Financial	of the Financial	of the Financial	
	Regulation on making	Regulation on making	Regulation on making	Regulation on making	
	appropriations available	appropriations available	appropriations available	appropriations available	
	again, commitment	again, commitment	again, commitment	again, commitment	
	appropriations	appropriations	appropriations	appropriations	
	corresponding to the	corresponding to the	corresponding to the	corresponding to the	
	amount of	amount of	amount of	amount of	
	decommitments made as	decommitments made as	decommitments made as	decommitments made as	
	a result of total or partial				
	non implementation of an	non implementation of an	non implementation of	non implementation of	
	action under this	action under this	an action under this	an action under this	
	Regulation shall be made				
	available again to the				
	benefit of the budget line				
	of origin.	of origin.	of origin.	of origin.	
331.	References to Article 15	References to Article 15	References to Article 15		Provisionally closed on
	of the Financial	of the Financial	of the Financial		20 November 2020
	Regulation in Article	Regulation in Article	Regulation in Article		
	12(1)(b) of Regulation	12(1)(b) of Regulation	12(1)(b) of Regulation		
	laying down the multi	laying down the multi	laying down the multi		
	annual financial	annual financial	annual financial		
	framework shall be	framework shall be	framework shall be		
	understood as including a	understood as including a	understood as including a		
	reference to this	reference to this	reference to this		
	paragraph for the purpose	paragraph for the purpose	paragraph for the		
	of this Regulation.	of this Regulation.	purpose of this		
			Regulation.		

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
332.	3. Budgetary	3. Budgetary	3. Budgetary	3. Budgetary	Provisionally closed on
	commitments for actions	commitments for actions	commitments for actions	commitments for actions	20 November 2020
	extending over more than	extending over more than	extending over more than	extending over more than	
	one financial year may be	one financial year may	one financial year may	one financial year may	
	broken down over	be broken down over	be broken down over	be broken down over	
	several years into annual	several years into annual	several years into annual	several years into annual	
	instalments, in line with	instalments, in line with	instalments, in line with	instalments, in line with	
	Article 112(2) of the	Article 112(2) of the	Article 112(2) of the	Article 112(2) of the	
	Financial Regulation.	Financial Regulation.	Financial Regulation.	Financial Regulation.	
333.	The third subparagraph	The third subparagraph	The third subparagraph	The third subparagraph	Provisionally closed on
	of Article 114(2) of the	of Article 114(2) of the	of Article 114(2) of the	of Article 114(2) of the	20 November 2020
	Financial Regulation	Financial Regulation	Financial Regulation	Financial Regulation	
	shall not apply to these	shall not apply to these	shall not apply to these	shall not apply to these	
	multiannual actions. The	multiannual actions. The	multiannual actions. The	multiannual actions. The	
	Commission shall	Commission shall	Commission shall	Commission shall	
	automatically de-commit	automatically de-commit	automatically de-commit	automatically de-commit	
	any portion of a	any portion of a	any portion of a	any portion of a	
	budgetary commitment	budgetary commitment	budgetary commitment	budgetary commitment	
	for an action that by	for an action that by 31	for an action that by	for an action that by	
	31 December of the fifth	December of the fifth	31 December of the fifth	31 December of the fifth	
	year following that of the	year following that of the	year following that of the	year following that of the	
	budgetary commitment	budgetary commitment	budgetary commitment	budgetary commitment	
	has not been used for the	has not been used for the	has not been used for the	has not been used for the	
	purpose of pre-financing	purpose of pre-financing	purpose of pre-financing	purpose of pre-financing	
	or making interim	or making interim	or making interim	or making interim	
	payments or for which no	payments or for which no	payments or for which no	payments or for which no	
	certified statement of	certified statement of	certified statement of	certified statement of	
	expenditure or any	expenditure or any	expenditure or any	expenditure or any	
	payment request has been	payment request has been	payment request has	payment request has	
	submitted.	submitted.	been submitted.	been submitted.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
334.	Paragraph 2 of this	Provisionally closed on			
	Article shall also apply to	20 November 2020			
	annual instalments.	annual instalments.	annual instalments.	annual instalments.	
335.	4. By way of derogation	Provisionally closed on			
	from Article 209(3) of	20 November 2020			
	the Financial Regulation	the Financial Regulation	the Financial Regulation	the Financial Regulation	
	repayments and revenues	repayments and revenues	repayments and revenues	repayments and revenues	
	generated by a financial				
	instrument shall be	instrument shall be	instrument and	instrument <i>and</i>	
	assigned to the budget	assigned to the budget	budgetary guarantees	budgetary guarantees	
	line of origin as internal	line of origin as internal	shall be assigned to the	shall be assigned to the	
	assigned revenue after	assigned revenue after	budget line of origin as	budget line of origin as	
	deduction of	deduction of	internal assigned revenue	internal assigned revenue	
	management costs and	management costs and	after deduction of	after deduction of	
	fees. Every five years,	fees. Every five years,	management costs and	management costs and	
	the Commission shall	the Commission shall	fees. Every five years,	fees. Every five years,	
	examine the contribution	examine the contribution	the Commission shall	the Commission shall	
	made to the achievement	made to the achievement	examine the contribution	examine the contribution	
	of Union objectives, and	of Union objectives, and	made to the achievement	made to the achievement	
	the effectiveness, of	the effectiveness, of	of Union objectives, and	of Union objectives, and	
	existing financial	existing financial	the effectiveness, of	the effectiveness, of	
	instruments.	instruments.	existing financial	existing financial	
			instruments.	instruments.	
336.	Chapter IV	Chapter IV	Chapter IV	Chapter IV	Provisionally closed on 2
	EFSD+, budgetary	EFSD+, budgetary	EFSD+, budgetary	EFSD+, budgetary	October 2020
	guarantees and financial	guarantees and financial	guarantees and financial	guarantees and financial	
	assistance to third	assistance to third	assistance to third	assistance to third	
	countries	countries	countries	countries	
337.	Article 26	Article 26	Article 26	Article 26	Provisionally closed on 2
	Scope and financing	Scope and financing	Scope and financing	Scope and financing	October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
338.	1. The financial envelope referred to in Article (6)(2)(a) shall finance the European Fund for Sustainable Development Plus (EFSD+) and the External Action Guarantee.	1. The financial envelope referred to in Article (6)(2)(a) shall finance The European Fund for Sustainable Development Plus (EFSD+) and the External Action Guarantee shall be financed through the financial envelopes for geographic programmes referred to in point (a) of Article 6(2), whilst ensuring that this financing is not to the detriment of other actions supported by geographic programmes.	1. The financial envelope referred to in Article (6)(2)(a) shall finance the European Fund for Sustainable Development Plus (EFSD+) and the External Action Guarantee.	1. The financial envelope referred to in Article (6)(2)(a) shall finance the European Fund for Sustainable Development Plus (EFSD+) and the External Action Guarantee.	Provisionally closed on 2 October 2020
339.	The purpose of the EFSD+ as an integrated financial package supplying financial capacity drawing on the methods of implementation set up in Article 23(1)(a), (e), (f) and (g), shall be to support investments and increase access to financing, in order to foster sustainable and	The purpose of the EFSD+ as an integrated financial package supplying financial capacity drawing on the methods of implementation set up in the form of grants, guarantees and other financial instruments as set out in Article 23(1)(a), (e), (f) and (g), shall be to support	The purpose of the EFSD+ as an integrated financial package supplying financial capacity drawing on the methods of implementation set up in the form of grants, technical assistance, financial instruments, budgetary guarantees and blending operations referred to in Article	The purpose of the EFSD+ as an integrated financial package supplying financial capacity drawing on the methods of implementation set up in the form of grants, technical assistance, financial instruments, budgetary guarantees and blending operations referred to in Article	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	inclusive economic and	investments and increase	23(1)(a), (e), (f) and (g),	23(1) (a), (e), (f) and (g),	
	social development and	access to financing,	shall be to support	shall be to support	
	promote the socio-	while maximising	investments and increase	investments and increase	
	economic resilience in	additionality, delivering	access to financing, in	access to financing, as a	
	partner countries with a	innovative products and	order to as a means of	means of contributing to	
	particular focus on the,	crowding in private	contributing to the	the achievement of the	
	eradication of poverty,	sector, in order to foster	achievement of the	objectives and principles	
	sustainable and inclusive	sustainable and inclusive	objectives and principles	referred to in Articles 3	
	growth, the creation of	economic,	referred to in Articles 3	and 8 of this Regulation,	
	decent jobs, economic	environmental and social	and 8 of this Regulation,	and, where relevant, the	
	opportunities, skills and	development, and	and, where relevant,	objectives of [IPA III]	
	entrepreneurship,	industrialisation and a	with the objectives of	while maximising	
	socioeconomic sectors,	stable investment	[IPA III]. The EFSD+	additionality and	
	micro, small and	environment, in order to	shall in particular foster	development impact and	
	medium-sized enterprises	promote the socio-	sustainable and inclusive	delivering innovative	
	as well as addressing	economic and	economic and social	products, including to	
	specific socioeconomic	environmental resilience	development and	micro, small and	
	root causes of irregular	in partner countries with	promote the socio-	medium-sized	
	migration, in accordance	a particular focus on the,	economic resilience in	enterprises. The EFSD+	
	with the relevant	eradication of poverty,	partner countries with a	shall in particular foster	
	indicative programming	sustainable and inclusive	particular focus on the,	sustainable and inclusive	
	documents. Special	growth, climate change	eradication of poverty,	economic,	
	attention shall be given	adaptation and	sustainable and inclusive	environmental and social	
	to countries identified as	mitigation,	growth, the creation of	development, transition	
	experiencing fragility or	environmental	decent jobs, economic	into sustainable value-	
	conflict, Least Developed	protection and	opportunities, skills and	added economy,	
	Countries and heavily	management, the	entrepreneurship,	a stable investment	
	indebted poor countries.	creation of decent jobs in	socioeconomic sectors,	environment, in order to	
		compliance with	micro, small and	and promote the socio-	
		relevant ILO standards,	medium-sized	economic and	
		in particular for	enterprises, sustainable	environmental resilience	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		vulnerable groups,	connectivity, the fight	in partner countries with	
		including women and	against climate change	a particular focus on the,	
		young people, economic	and the management	eradication of poverty,	
		opportunities, skills and	and protection of the	contributing to the	
		entrepreneurship,	environment, gender	reduction of socio-	
		socioeconomic sectors,	equality and the	economic inequalities,	
		with a focus on social	empowerment of women	sustainable and inclusive	
		enterprises and	and young people, as	growth, <i>climate change</i>	
		cooperatives in view of	well as addressing	adaptation and	
		their potential to reduce	specific socioeconomic	mitigation,	
		poverty, inequalities,	root causes of irregular	environmental	
		and promote human	migration <i>and root</i>	protection and	
		rights and livelihoods,	causes of forced	management, the	
		supporting micro, small	displacement, in	creation of decent jobs	
		and medium-sized	accordance with the	on the basis of the core	
		enterprises as well as	relevant indicative	ILO labour standards,	
		addressing specific	programming documents	economic opportunities,	
		socioeconomic root	and while maximising	skills and	
		causes of irregular	additionality and	entrepreneurship,	
		migration and forced	development impact,	socioeconomic sectors,	
		displacement, and	delivering innovative	including social	
		contributing to the	products and crowding	enterprises and	
		sustainable	in private sector funds,	cooperatives, micro,	
		reintegration of returned	including micro, small	small and medium-sized	
		migrants in their	and medium-sized	enterprises, sustainable	
		countries of origin, in	enterprises. Special	connectivity, the support	
		accordance with the	attention shall be given	to vulnerable groups, the	
		relevant indicative	to countries identified as	promotion of human	
		programming documents.	experiencing fragility or	rights, gender equality	
		45 % of the financing	conflict, Least	and the empowerment of	
		shall be allocated to	Developed Countries and	women and young	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		investments that	heavily indebted poor	people, as well as	
		contribute to climate	countries.	addressing specific	
		objectives,		socioeconomic root	
		environmental		causes of irregular	
		management and		migration and root	
		protection, biodiversity		causes of forced	
		and combatting		displacement, in	
		desertification, of which		accordance with the	
		30 % of the overall		priority areas outlined in	
		financial envelope shall		Annex V and relevant	
		be dedicated to climate		indicative programming	
		change mitigation and		documents. Special	
		adaptation. Special		attention shall be given	
		attention, and additional		to countries identified as	
		support for institutional		experiencing fragility or	
		capacity building,		conflict, Least	
		economic governance,		Developed Countries and	
		and technical assistance,		heavily indebted poor	
		shall be given to		countries, including by	
		countries identified as		providing support for	
		experiencing fragility or		institutional capacity	
		conflict, Least Developed		building, economic	
		Countries and heavily		governance and	
		indebted poor countries.		technical assistance.	
		The External Action			
		Guarantee shall be used			
		in addition to the			
		government's			
		investment in essential			
		public services, which			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		remain a governmental responsibility.			
340.	2. The External Action Guarantee shall support the EFSD+ operations covered by budgetary guarantees in accordance with Articles 27, 28 and 29 of this Regulation, macro-financial assistance and loans to third countries referred to in Article 10(2) of Regulation EINS.	2. The External Action Guarantee shall support the EFSD+ operations covered by budgetary guarantees in accordance with Articles 27, 28 and 29 of this Regulation, macro-financial assistance and loans to third countries referred to in Article 10(2) of Regulation EINS.	2. The External Action Guarantee shall support the EFSD+ operations covered by budgetary guarantees in accordance with Articles 27, 28 and 29 of this Regulation ₅ . The External Action Guarantee shall also support macro-financial assistance and loans to third countries referred to in Article 10(2) of Regulation EINS.	2. The External Action Guarantee shall support the EFSD+ operations covered by budgetary guarantees in accordance with Articles 27, 28 and 29 of this Regulation. The External Action Guarantee shall also support macro-financial assistance and loans to third countries referred to in Article 10(2) of Regulation EINS.	Provisionally closed on 2 October 2020
341.	3. Under the External Action Guarantee, the Union may guarantee operations, signed between 1 January 2021 and 31 December 2027, up to [EUR 60 000 000 000].	3. Under the External Action Guarantee, the Union may guarantee operations, signed between 1 January 2021 and 31 December 2027, up to EUR 60 000 000 000. That ceiling shall be reviewed in the context of the mid-term evaluation report pursuant to Article 32.	3. Under the External Action Guarantee, the Union may guarantee operations, signed under Guarantee Agreements approved between 1 January 2021 and 31 December 2027, up to EUR 60 000 53 449 000 000 million.	3. Under the External Action Guarantee, the Union may guarantee operations, signed under Guarantee Agreements signed between 1 January 2021 and 31 December 2027, up to EUR 53 449 million. The Commission shall be empowered to adopt a delegated act in accordance with Article 34 to amend the	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				maximum amount of the External Action Guarantee by up to 20%.	
342.	4. The provisioning rate shall range between 9% and 50% depending on the type of operations.	4. The provisioning rate shall range between 9 % and 50 % depending on the type of operations. A maximum amount of EUR 10 billion shall be provisioned from the Union budget through a specific budget line in the framework of the annual budgetary procedure or through a budget transfer. The Commission shall be empowered to adopt delegated acts in accordance with Article 34 to amend this maximum amount if the need arises.	4. The provisioning rate shall range between 9 % and 50 % depending on the type of operations.	4. The provisioning rate shall range between 9 % and 50 % depending on the type of operations. A maximum amount of EUR 10 000 000 000 from the Union budget may be used to provision the External Action Guarantee. The Commission shall be empowered to adopt delegated acts in accordance with Article 34 to amend this maximum amount in order to ensure that the provisioning amount reflects the amount and the provisioning rates of the External Action Guarantee, taking into account the type of guaranteed operations.	Provisionally closed EP:
343.	The provisioning rate for the External Action	The provisioning rate for the External Action	The provisioning rate for the External Action	The provisioning rate for the External Action	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
344.	Guarantee shall be 9% for the Union's macrofinancial assistance and for budgetary guarantees covering sovereign risks associated with lending operations. The provisioning rates shall be reviewed every three years from the date of application of this Regulation laid down in Article 40. The Commission shall be empowered to adopt delegated acts in accordance with Article 34 to supplement or amend these rates.	Guarantee shall be 9 % for the Union's macrofinancial assistance and for budgetary guarantees covering sovereign risks associated with lending operations. The provisioning rates shall be reviewed every three two years starting from the date of application of this Regulation laid down in Article 40. The Commission shall be empowered to adopt delegated acts in accordance with Article 34 to supplement or amend these rates, and the financial amounts	Guarantee shall be 9 % for the Union's macrofinancial assistance and for budgetary guarantees covering sovereign risks associated with lending operations. The provisioning rates shall be reviewed every three years from the date of application of this Regulation laid down in Article 40. The Commission shall be empowered to adopt delegated acts in accordance with Article 34 to supplement or amend these rates.	Guarantee shall be 9 % for the Union's macrofinancial assistance and for budgetary guarantees covering sovereign risks associated with lending operations. The provisioning rates shall be reviewed <i>at least</i> every three years from the date of application of this Regulation laid down in Article 40. The Commission shall be empowered to adopt delegated acts in accordance with Article 34 to amend these rates.	Provisionally closed
345.	5. The External Action Guarantee shall be considered as a single guarantee in the common provisioning fund established by Article 212 of the Financial Regulation.	involved. 5. The External Action Guarantee shall be considered as a single guarantee in the common provisioning fund established by Article 212 of the Financial Regulation.	5. The External Action Guarantee shall be considered as a single guarantee in the common provisioning fund established by Article 212 of the Financial Regulation.	5. The External Action Guarantee shall be considered as a single guarantee in the common provisioning fund established by Article 212 of the Financial Regulation.	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
346.	6. The EFSD+ and the	6. The EFSD+ and the	6. The EFSD+ and the	6. The EFSD+ and the	Provisionally closed on 2
	External Action	External Action	External Action	External Action	October 2020
	Guarantee may support	Guarantee may support	Guarantee may support	Guarantee may support	
	financing and investment	financing and investment	financing and investment	financing and investment	
	operations in partner	operations in partner	operations in partner	operations in partner	
	countries in the	countries in the	countries in the	countries in the	
	geographical areas	geographical areas	geographical areas	geographical areas	
	referred to in Article	referred to in Article	referred to in Article	referred to in Article	
	4(2). The provisioning of	4(2). The provisioning of	4(2). The provisioning of	4(2). The provisioning of	
	the External Action	the External Action	the External Action	the External Action	
	Guarantee shall be	Guarantee shall be	Guarantee shall be	Guarantee shall be	
	financed from the budget	financed from the budget	financed from the budget	financed from the budget	
	of the relevant	of the relevant	of the relevant	of the relevant	
	geographic programmes	geographic programmes	geographic programmes	geographic programmes	
	established by Article	established by Article	established by Article	established by Article	
	6(2)(a) and shall be	6(2)(a) and shall be	6(2)(a) and shall be	6(2)(a) and shall be	
	transferred into the	transferred into the	transferred into the	transferred into the	
	common provisioning	common provisioning	common provisioning	common provisioning	
	fund. The EFSD+ and the	fund. <i>The geographic</i>	fund. The EFSD+ and	fund. The EFSD+ and	
	External Action	distribution of EFSD+	the External Action	the External Action	
	Guarantee may also	operations shall, to the	Guarantee may also	Guarantee may also	
	support operations in	maximum extent	support operations in	support operations in	
	beneficiaries listed in	possible, also reflect the	beneficiaries listed in	beneficiaries listed in	
	Annex I of Regulation	relative weight of the	Annex I of Regulation	Annex I of Regulation	
	IPA III. The funding for	financial allocations for	[IPA III]. The funding	[IPA III]. The funding	
	these operations under	the different regions as	for these operations	for these operations	
	the EFSD+ and for the	outlined in point (a) of	under the EFSD+ and for	under the EFSD+ and for	
	provisioning of the	<i>Article 6(2)</i> . The EFSD+	the provisioning of the	the provisioning of the	
	External Action	and the External Action	External Action	External Action	
	Guarantee shall be	Guarantee may also	Guarantee shall be	Guarantee shall be	
	financed from the	support operations in	financed from the	financed from the	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Regulation IPA. The provisioning of the External Action Guarantee for loans to third countries referred to in Article 10 (2) of Regulation EINS shall be financed from Regulation EINS.	beneficiaries listed in Annex I of the IPA III Regulation. The funding for these operations under the EFSD+ and for the provisioning of the External Action Guarantee shall be financed from the Regulation IPA. The provisioning of the External Action Guarantee for loans to third countries referred to in Article 10 (2) of Regulation EINS shall be financed from Regulation EINS.	Regulation IPA. The provisioning of the External Action Guarantee for loans to third countries referred to in Article 10 (2) of Regulation EINS shall be financed from Regulation EINS.	Regulation IPA. The provisioning of the External Action Guarantee for loans to third countries referred to in Article 10 (2) of Regulation EINS shall be financed from Regulation EINS.	
347.	7. The provisioning referred to in Article 211(2) of the Financial Regulation shall be constituted on the basis of the Union's total outstanding liabilities arising from each operation, including operations signed before 2021 and guaranteed by the Union. The annual amount of provisioning	7. The provisioning referred to in Article 211(2) of the Financial Regulation shall be constituted on the basis of the Union's total outstanding liabilities arising from each operation, including operations signed before 2021 and guaranteed by the Union. The annual amount of provisioning	7. The provisioning referred to in Article 211(2) of the Financial Regulation shall be constituted on the basis of the Union's total outstanding liabilities arising from each operation, including operations signed before 2021 and guaranteed by the Union. The annual amount of provisioning	7. The provisioning referred to in Article 211(2) of the Financial Regulation shall be constituted on the basis of the Union's total outstanding liabilities authorised under the present Regulation arising from each operation, including operations signed before 2021 and guaranteed by	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	required may be constituted during a period of up to seven years.	required may be constituted during a period of up to seven years.	required may be constituted during a period of up to seven years.	the Union. The annual amount of provisioning required may be constituted during a period of up to seven years. The provisioning of guarantees authorised under Regulation (EU) 2017/1601 and of guarantees, financial assistance and Euratom loans to third countries authorised under basic acts whose provisioning is governed by Regulation (EC, Euratom) No 480/2009 shall continue to follow the provisions of those Regulations.	
348.	8. The balance of assets by 31 December 2020 in the EFSD Guarantee Fund and in the Guarantee fund for external actions established respectively by Regulation EU 2017/1601 of the European Parliament and the Council and Council	8. The balance of assets by 31 December 2020 in the EFSD Guarantee Fund and in the Guarantee fund for external actions established respectively by Regulation EU 2017/1601 of the European Parliament and the Council and Council	8. The balance of assets by 31 December 2020 in the EFSD Guarantee Fund and in the Guarantee fund for external actions established respectively by Regulation EU 2017/1601 of the European Parliament and the Council and Council	8. The net balance of assets as at by the last day of the month following the month of entry into force of this Regulation of 31 December 2020 in the EFSD Guarantee Fund and in of the Guarantee fund for external actions established respectively	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Regulation (EC, Euratom) No 480/2009 shall be transferred into the common provisioning fund for the purpose of provisioning its respective operations under the same single guarantee provided for in paragraph 4 of this Article.	Regulation (EC, Euratom) No 480/2009 shall be transferred into the common provisioning fund for the purpose of provisioning its respective operations under the same single guarantee provided for in paragraph 4 of this Article.	Regulation (EC, Euratom) No 480/2009 shall be transferred into the common provisioning fund for the purpose of provisioning its respective operations under the same single guarantee provided for in paragraph 4 of this Article.	by Regulation EU 2017/1601 of the European Parliament and the Council and Council Regulation (EC, Euratom) No 480/2009 shall be transferred into the common provisioning fund for the purpose of provisioning its respective operations under the same single guarantee provided for in paragraph 4 of this Article the budgetary guarantees authorised under Regulation (EU) 2017/1601 and the guarantees, financial assistance and Euratom loans to third countries authorised under basic acts whose provisioning is governed by Regulation (EC, Euratom) No 480/2009.	
348. bis bis		Article 26a Objectives for the EFSD+	Article 26 bis Structure of the EFSD+	Article 26 bis Structure of the EFSD+	Provisionally closed on 2 October 2020
348. ter		1. The EFSD+ operations eligible for	1. The EFSD+ shall be composed of regional	1. The EFSD+ shall be composed of regional	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		support through the External Action Guarantee shall contribute to the following priority areas:	investment platforms within the regional areas laid down in Article 4(2) and established on the basis of the working methods, procedures and structures of the existing external blending facilities of the Union, which may combine their blending operations and External Action Guarantee operations under the EFSD+.	investment platforms within the regional areas laid down in Article 4(2) and the IPA Regulation and established on the basis of the working methods, procedures and structures of the existing external blending facilities of the Union, which may combine their blending operations and External Action Guarantee operations under the EFSD+.	
348. quater		(a) providing finance and support to private, cooperative and social enterprise sector development to contribute to sustainable development in its economic, social and environmental dimensions with a particular focus on the eradication of poverty and, where appropriate, the European			Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate		
		Neighbourhood Policy			
		and the objectives set out			
		in Article 3 of the of			
		Regulation EU/ [IPA			
		III];			
348.		(b) addressing			Provisionally closed on 2
quin-		bottlenecks to private			October 2020
quies		investments, in			
		particular by ensuring			
		the legal security of			
		investments;			
348.		(c) leveraging private			Provisionally closed on 2
sexies		sector financing, with a			October 2020
		particular focus on			
		micro, small and			
		medium-sized			
		enterprises;			
348.		(d) strengthening socio-			Provisionally closed on 2
septies		economic sectors and			October 2020
		areas and related public			
		and private			
		infrastructure and			
		sustainable connectivity			
		and sustainable			
		production, with the			
		objective of promoting			
		an inclusive and			
		sustainable socio-			
		economic development			
		that respects human			
		нин гезресья пинин			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		rights and the environment;			
348. octies		(e) contributing to climate action and environmental protection and management;			Provisionally closed on 2 October 2020
348. nonies		(f) contributing, by promoting sustainable development, to addressing specific root causes of migration, including irregular migration and forced displacement, and contribute to safe, orderly and regular migration and mobility.			Provisionally closed on 2 October 2020
348. decies			2. The management of the EFSD+ shall be ensured by the Commission.	2. The management of the EFSD+ shall be ensured by the Commission.	Provisionally closed on 2 October 2020
348. un- decies			Article 26 ter Strategic board of the EFSD+	Article 26 ter Strategic board of the EFSD+	Provisionally closed on 2 October 2020
348. duo- decies			1. In the management of the EFSD+ the Commission shall be	1. In the management of the EFSD+ the Commission shall be	Provisionally closed on 20 November 2020 pending IPA agreement
			advised by a strategic board, except in the case	advised by a strategic board, except in the case	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			of the operations covering the Western Balkans' beneficiaries of [IPA III], which shall	of the operations covering the Western Balkans' beneficiaries of [IPA III], which shall	
			have its specific strategic board.	have its specific strategic board.	
348. ter- decies			2. The strategic board shall advise the Commission on the strategic orientation and priorities of External Action Guarantee investments under the EFSD+, including for the windows defined in article 27bis(1) and contribute to their alignment with the guiding principles and objectives of the Union's external action, development policy, European	2. The EFSD+ strategic board shall advise the Commission on the strategic orientation and priorities of External Action Guarantee investments under the EFSD+, including for the windows referred to in Article 27bis, and contribute to their alignment with the guiding principles and objectives of the Union's external action, development policy, European	Provisionally closed on 20 November 2020
			Neighbourhood Policy, as well as with the objectives set out in Articles 3 of this Regulation and the purpose of the EFSD+ as set out in Article 26.	Neighbourhood policy, as well as with the objectives set out in Articles 3 of this Regulation and the purpose of the EFSD+ as set out in Article 26.	
			It shall also support the	It shall also support the	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			Commission in setting	Commission in setting	
			overall investment goals	overall investment goals	
			as regards the use of the	as regards the use of the	
			External Action	External Action	
			Guarantee to support	Guarantee to support	
			EFSD+ operations and	EFSD+ operations and	
			monitor an appropriate	monitor an appropriate	
			and diversified	and diversified	
			geographical and	geographical and	
			thematic coverage for	thematic coverage for	
			investment windows.	investment windows.	
348.			3. The strategic board	3. The EFSD+ strategic	Provisionally closed on 2
quater			shall also support	board shall also support	October 2020
decies			overall coordination,	overall coordination,	
decres			complementarity and	complementarity and	
			coherence between the	coherence between the	
			regional investment	regional investment	
			platforms, between the	platforms, between the	
			three pillars of the	three pillars of the	
			External Investment	External Investment	
			Plan, between the	Plan, between the	
			External Investment	External Investment	
			Plan and the Union's	Plan and the Union's	
			other efforts on	other efforts on	
			migration and on the	migration and on the	
			implementation of the	implementation of the	
			2030 Agenda, including	2030 Agenda, including	
			the fight against climate	the fight against climate	
			change, as well as with	change, as well as with	
			other programmes set	Union external	
			out in this Regulation.		

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				programmes and financing instruments.	
348. quindecies			4. The strategic board shall be composed of representatives of the Commission and of the High Representative, of all Member States and of the EIB. The European Parliament shall have observer status. Contributors, eligible counterparts, partner countries, relevant regional organisations and other stakeholders may be given observer status, where appropriate. The strategic board shall be consulted prior to the inclusion of any new observer. The strategic board shall be cochaired by the Commission and the High Representative.	4. The EFSD+ strategic board shall be composed of representatives of the Commission and of the High Representative, of all Member States and of the European Investment Bank. The European Parliament shall have observer status. Contributors, eligible counterparts, partner countries, relevant regional organisations and other stakeholders may be given observer status, where appropriate. The EFSD+ strategic board shall be consulted prior to the inclusion of any new observer. The EFSD+ strategic board shall be co-chaired by the Commission and the High Representative.	Provisionally closed on 2 October 2020
348. sex- decies			5. The strategic board shall meet at least twice a year and, when	5. The EFSD+ strategic board shall meet at least twice a year and, when	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			possible, adopt opinions	possible, adopt opinions	
			by consensus. Additional	by consensus. Additional	
			meetings may be	meetings may be	
			organised at any time by	organised at any time by	
			the chair or at the	the chair or at the	
			request of one third of	request of one third of	
			its members. Where	its members. Where	
			consensus cannot be	consensus cannot be	
			reached, the voting	reached, the voting	
			rights as agreed during	rights as agreed during	
			the first meeting of the	the first meeting of the	
			strategic board and laid	EFSD+ strategic board	
			down in its rules of	and laid down in its	
			procedure shall apply.	rules of procedure shall	
			The rules of procedure	apply. The rules of	
			shall set out the	procedure shall set out	
			framework regarding	the framework	
			the role of observers.	regarding the role of	
			The minutes and	observers. The minutes	
			agendas of the meetings	and agendas of the	
			of the strategic board	meetings of the EFSD+	
			shall, following their	strategic board shall,	
			adoption, be made	following their adoption,	
			public.	be made public.	
348.			6. The strategic board	6. The Commission shall	Provisionally closed on
sept- decies			shall examine the	report annually to the	20 November 2020
decies			annual report submitted	EFSD+ strategic board	pending IPA agreement
			by the Commission on	about the progress made	
			progress made in respect	in respect of the	
			of the implementation of	implementation of the	
			the EFSD+. The	EFSD+. The strategic	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			strategic board covering the Western Balkans shall inform on progress made on the implementation of the guarantee instrument for the Western Balkans region to complement the above-mentioned reporting. The strategic board shall examine the evaluations referred to in Article 31(5) and shall take them into account.	board covering the Western Balkans shall inform on progress made on the implementation of the guarantee instrument for that region to complement the above mentioned reporting. The strategic board shall examine the evaluations referred to in Article 31(5) and shall take them into account.	
348. octo- decies			The strategic board shall regularly organise a consultation of relevant stakeholders on the strategic orientation and implementation of the EFSD+.	The EFSD+ strategic board shall regularly organise a consultation of relevant stakeholders on the strategic orientation and implementation of the EFSD+.	Provisionally closed on 2 October 2020
348. novo- decies			7. The existence of the two strategic boards does not bear influence on the need to have a single, unified EFSD+risk management framework.	7. The existence of the EFSD+ strategic board and the strategic board covering the Western Balkans does not bear influence on the need to have a single, unified EFSD+ risk	Provisionally closed on 20 November 2020 pending IPA agreement

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				management framework.	
348. vicies			8. The risk management function for guarantees under EFSD+ shall take into account the objectives and principles of this Regulation. Risk assessment and remuneration methodologies under EFSD+ shall be consistently applied to all investment windows, including those defined in Article 27bis(1). The Commission shall ensure an independent, impartial and inclusive high-quality function of the technical assessment group and that information and analysis are shared in a timely, transparent and inclusive manner with all Member States, with	framework. 8. The risk management function for guarantees under EFSD+ shall take into account the objectives and principles of this Regulation. Risk assessment and remuneration methodologies under EFSD+ shall be consistently applied to all investment windows, including those referred to in Article 27bis. A technical assessment group shall be established. The Commission shall ensure an independent, impartial and inclusive high-quality function of the technical assessment group and that information and analysis are shared in a	Provisionally closed on 20 November 2020
			due regard to confidentiality issues. The composition, rules of procedure and	timely, transparent and inclusive manner with all Member States, with due regard to	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			working methods of the technical assessment group shall be inclusive, open to experts from the EIB, other eligible counterparts and interested Member States, and shall be presented to the strategic board. The Commission shall disclose to the Council and the European Parliament the composition, terms of reference and rules of procedure of the technical assessment group and ensure the impartiality and absence of conflict of interest of its members.	confidentiality issues. The composition, rules of procedure and working methods of the technical assessment group shall be inclusive, open to experts from the EIB, other eligible counterparts and interested Member States, and shall be presented to the EFSD+ strategic board. The Commission shall disclose to the Council and the European Parliament the composition, terms of reference and rules of procedure of the technical assessment group and ensure the impartiality and absence of conflict of interest of its members.	
348. vicies bis				9. During the application period of the EFSD+, the strategic board shall, as soon as possible, adopt and publish guidelines	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				setting out how conformity of EFSD+ operations with the	
				purpose, objectives and eligibility criteria set out in Articles 26 and 27 is to be ensured.	
348. un- vicies			Article 26 quater Regional operational boards	Article 26 quater Regional operational boards	Provisionally closed on 2 October 2020
348. duo- vicies			The operational boards of regional investment platforms, taking into account the advice of the	The operational boards of regional investment platforms, taking into account the advice of the	Provisionally closed on 2 October 2020
			strategic board and relevant risk assessments, shall	strategic board and relevant risk assessments, shall	
			support the Commission at the implementation level in defining	support the Commission at the implementation level in defining	
			regional and sectoral investment goals and regional, sectoral and thematic investment	regional and sectoral investment goals and regional, sectoral and thematic investment	
			windows and shall formulate opinions on the blending operations	windows and shall formulate opinions on blending operations and	
			and on the use of the External Action Guarantee covering EFSD+ operations.	on the use of the External Action Guarantee covering	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				EFSD+ proposed	
				investment programmes.	
349.	Article 27	Article 27	Article 27	Article 27	Provisionally closed on 2
	Eligibility and selection	Eligibility and selection	Eligibility and selection	Eligibility and selection	October 2020
	of operations and	of operations and	of operations and	of operations and	
	counterparts	counterparts	counterparts for the	counterparts for the	
			External Action	External Action	
			Guarantee under the	Guarantee under the	
			EFSD+	EFSD+	
350.	1. The financing and	1. The financing and	1. The financing and	1. The financing and	Provisionally closed on
	investment operations	investment operations	investment operations	investment operations	20 November 2020
	eligible for support	eligible for support	eligible for support	eligible for support	
	through the External	through the External	through the External	through the External	
	Action Guarantee shall	Action Guarantee shall	Action Guarantee shall	Action Guarantee shall	
	be consistent and aligned	be consistent and aligned	be consistent and aligned	be consistent and aligned	
	with Union policies, as	with Union policies, in	with Union policies, the	with Union policies, the	
	well as with the partner	particular its	relevant programming	relevant programming	
	countries' strategies and	development policy and	documents, as well as	documents, as well as	
	policies. They shall in	the European	with the partner	with the partner	
	particular support the	Neighbourhood Policy,	countries' strategies and	countries' strategies and	
	objectives, general	as well as with the	policies. They shall in	policies. They shall in	
	principles and policy	partner countries'	particular support the	particular support the	
	framework of this	strategies and policies	objectives, general	objectives, general	
	Regulation and the	and address local	principles and policy	principles and policy	
	relevant indicative	market failures or sub-	framework of this	framework of this	
	programming documents,	optimal investment	Regulation and, where	Regulation and, where	
	with due regard to the	operations and without	relevant, Regulation	relevant, Regulation	
	priority areas laid down	unfairly competing with	[IPA III], the relevant	[IPA III] and the	
	in Annex V.	local economic actors.	indicative programming	relevant indicative	
		They shall in particular	documents, with due	programming documents,	
		support the objectives,	regard to the priority	with due regard to the	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		general principles and policy framework of this Regulation and the relevant indicative programming documents, with due regard to the priority areas laid down in <i>Article 26 a and further described in</i> Annex V.	areas laid down in Annex V.	priority areas laid down in Annex V.	
350. bis		Ia. The granting of the External Action Guarantee shall be subject to the conclusion of the respective EFSD guarantee agreements between the Commission on behalf of the Union and the eligible counterpart.			Provisionally closed on 2 October 2020
351.	2. The External Action Guarantee shall support financing and investment operations compliant with the conditions set out in points (a) to (c) of Article 209(2) of the Financial Regulation and that:	2. The External Action Guarantee shall support financing and investment operations which address market failures or suboptimal investment situations. Operations shall also be compliant with the conditions set out in points (a) to (e) (d) of Article 209(2) of the	2. The External Action Guarantee shall support financing and investment operations compliant with the conditions set out in points (a) to (ee) of Article 209(2) of the Financial Regulation concerning notably the need to address market failures or sub-optimal	2. The External Action Guarantee shall support financing and investment operations compliant with the conditions set out in points (a) to (ee) of Article 209(2) of the Financial Regulation concerning notably the need to achieve additionality, including	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		Financial Regulation and that:	investment situations, achieve additionality, avoid distorting competition, alignment of interest of the eligible counterparts and, where appropriate, maximise private investment, and that:	by addressing market failures or sub-optimal investment situations, avoid distorting competition, alignment of interest of the eligible counterparts and, where appropriate, maximise private investment, and that:	
351. bis		(-aa) provide financial and development additionality;			Provisionally closed on 2 October 2020
351. ter		(-ab) undergo a publicly available participatory ex ante human rights, social, labour and environmental impact assessment identifying and addressing risks in those fields and taking due account of the principle of free and prior informed consent (FPIC) of affected communities in land related investments;		(ab) undergo, in line with article 34 of the Financial Regulation, ex ante evaluations which shall be proportionate to the objectives and amounts of the envisaged operations to determine the possible implications and risks of these operations with regard to human rights, environmental, labour and social standards including in the form of impact assessments for major programmes that	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			типише	are expected to have a significant impact on these areas, in line with the purpose of the EFSD+ laid down in article 26(1) and taking due account of the principle of free and prior informed consent (FPIC) of affected communities in land related investments;	
352.	(a) ensure complementarity with other initiatives;	(a) ensure complementarity with other initiatives;	(a) ensure complementarity within the different pillars of the External Investment Plan as well as with other initiatives;	(a) ensure complementarity within the different pillars of the External Investment Plan as well as with other initiatives;	Provisionally closed on 2 October 2020
353.	(b) are economically and financially viable, with due regard to the possible support from, and cofinancing by, private and public partners to the project, while taking into account the specific operating environment and capacities of countries identified as experiencing fragility or conflict, Least Developed	(b) are economically and financially viable, with due regard to the possible support from, and cofinancing by, private and public partners to the project, while taking into account the specific operating environment and capacities of countries identified as experiencing fragility or conflict, Least Developed	(b) are economically and financially viable, with due regard to the possible support from, and cofinancing by, private and public partners to the project, while taking into account the specific operating environment and capacities of countries identified as experiencing fragility or conflict, Least	(b) are economically and financially viable, with due regard to the possible support from, and cofinancing by, private and public partners to the project, while taking into account the specific operating environment and capacities of countries identified as experiencing fragility or conflict, Least	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Countries and heavily indebted poor countries which may benefit from	Countries and heavily indebted poor countries which may benefit from	Developed Countries, small island developing states, landlocked	Developed Countries, small island developing states, landlocked	
	concessional terms;	concessional terms;	developing countries and heavily indebted poor countries which may benefit from more concessional terms;	developing countries and heavily indebted poor countries which may benefit from more concessional terms;	
354.	(c) are technically viable and are sustainable from an environmental and social point of view.	(c) are technically viable and are sustainable from an environmental and social socio-economic point of view;	(c) are technically viable and are sustainable from an environmental and social point of view and maximise development	(c) are technically viable and are sustainable from an environmental and social point of view and maximise development	Provisionally closed on 2 October 2020
354.		(ca) target sectors and	impact.	impact.	Provisionally closed on 2
bis		issues where there are clear market or institutional failures inhibiting private sector financing;			October 2020
354. ter		(cb) are structured in a manner which contributes to catalysing market development and to mobilising private sector resources towards investment gaps;			Provisionally closed on 2 October 2020
354. quater		(cc) focus on projects involving greater risks than private lenders are prepared to undertake			Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		on a commercial basis alone;			
354. quin- quies		(cd) do not distort markets in partner countries and regions.		(d) do not distort markets in partner countries and regions and without unfairly competing with local actors.	Provisionally closed on 2 October 2020
354. sexies		(ce) maximise, where possible, the mobilisation of local private sector capital;			Provisionally closed on 2 October 2020
354. septies		(cf) respect the development effectiveness principles as set out in the Busan Partnership for Effective Development Cooperation and reaffirmed in Nairobi in 2016, including ownership, alignment, focus on results, transparency and mutual accountability, as well as the objective of untying aid;			Provisionally closed on 2 October 2020
354. octies		(cg) are designed to fulfil the criteria for ODA established by the OECD-DAC, taking into			Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		account the specificities			
		of private sector development, except for			
		operations in			
		industrialised countries			
		non eligible for ODA;			
354.		(ch) are applied with full			Provisionally closed on 2
nonies		respect for international			October 2020
		human rights law as			
		well as internationally			
		agreed guidelines,			
		principles and			
		conventions, including			
		the Principles for			
		Responsible Investment,			
		UN Guiding Principles			
		on Business and Human			
		Rights, OECD			
		Guidelines for Multinational			
		Enterprises, the UN Food and Agriculture			
		Organization's (FAO)			
		Principles for			
		Responsible Investment			
		in Agriculture and Food			
		Systems and			
		International Labour			
		Organization			
		conventions and			
		standards, the UN			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		Convention on the Elimination of All Forms of Discrimination Against Women, the Maastricht Principles on the Extraterritorial Obligations of States in the Area of Economic, Social and Cultural Rights and the FAO Voluntary Guidelines on the Responsible Governance of Tenure of Land, Fisheries and Forests in the Context of National Food Security.			
354. decies			(d) are implemented in accordance with the policy framework referred to in Article 7, applicable environmental, social and labour law obligations and standards, agreed guidelines, principles and conventions on investments, as well as in accordance with the objectives and general	(d) are implemented in accordance with the policy framework referred to in Article 7, applicable environmental, social and labour law obligations and standards and with full respect for international human rights law as well internationally agreed guidelines, principles and conventions on investments, in	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			principles laid down in Articles 3 and 8.	particular those adopted by the UN and the OECD, with full respect for international human rights law as well as in accordance with the objectives and general principles laid down in Articles 3 and 8.	
355.	3. The External Action Guarantee shall be used to cover the risks for the following instruments:	3. The External Action Guarantee shall be used to cover the risks for the following instruments:	3. The External Action Guarantee shall be used to cover the risks for the following instruments:	3. The External Action Guarantee shall be used to cover the risks for the following instruments:	Provisionally closed on 2 October 2020
356.	(a) loans, including local currency loans and macro-financial assistance loans;	(a) loans, including local currency loans and macro-financial assistance loans;	(a) loans, including local currency loans and macro-financial assistance loans;	(a) loans, including local currency loans and macro-financial assistance loans;	Provisionally closed on 2 October 2020
357.	(b) guarantees;	(b) guarantees;	(b) guarantees;	(b) guarantees;	Provisionally closed on 2 October 2020
358.	(c) counter-guarantees;	(c) counter-guarantees;	(c) counter-guarantees;	(c) counter-guarantees;	Provisionally closed on 2 October 2020
359.	(d) capital market instruments;	Provisionally closed on 2 October 2020			
360.	(e) any other form of funding or credit enhancement, insurance, and equity or quasiequity participations.	(e) any other form of funding or credit enhancement, insurance, and equity or quasiequity participations.	(e) any other form of funding or credit enhancement, insurance, and equity or quasiequity participations.	(e) any other form of funding or credit enhancement, insurance, and equity or quasiequity participations.	Provisionally closed on 2 October 2020
361.	4. The eligible counterparts for the	Provisionally closed on 2 October 2020			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	purposes of the External	purposes of the External	purposes of the External	purposes of the External	
	Action Guarantee shall	Action Guarantee shall	Action Guarantee shall	Action Guarantee shall	
	be the ones identified in	be the ones identified in	be the ones identified in	be the ones identified in	
	Article 208(4) of the	Article 208(4) of the	Article 208(4) of the	Article 208(4) of the	
	Financial Regulation,	Financial Regulation,	Financial Regulation,	Financial Regulation,	
	including those from	including those from	including those from	including those from	
	third countries	third countries	partner countries and	partner countries and	
	contributing to the	contributing to the	third countries	third countries	
	External Action	External Action	contributing to the	contributing to the	
	Guarantee, subject to	Guarantee, subject to	External Action	External Action	
	approval by the	approval by the	Guarantee, subject to	Guarantee, subject to	
	Commission in	Commission in	approval by the	approval by the	
	accordance with Article	accordance with Article	Commission in	Commission in	
	28 of this Regulation. In	28 of this Regulation,	accordance with Article	accordance with Article	
	addition, and by	and the opinion of the	28 of this Regulation. In	28 of this Regulation. In	
	derogation to Article	<i>strategic board</i> . In	addition, and by	addition, and by	
	62(2)(c) of the Financial	addition, and by	derogation to Article	derogation to Article	
	Regulation, bodies	derogation to Article	62(21)(c) of the	62(21)(c) of the	
	governed by the private	62(2)(c) of the Financial	Financial Regulation,	Financial Regulation,	
	law of a Member State or	Regulation, bodies	bodies governed by the	bodies governed by the	
	a third country which has	governed by the private	private law of a Member	private law of a Member	
	contributed to the	law of a Member State or	State, a partner country	State, a partner country	
	External Action	a third country which has	or a third country which	or a third country which	
	Guarantee in accordance	contributed to the	has contributed to the	has contributed to the	
	with Article 28, and	External Action	External Action	External Action	
	which provide adequate	Guarantee in accordance	Guarantee in accordance	Guarantee in accordance	
	assurance of their	with Article 28, and	with Article 28, and	with Article 28, and	
	financial capacity shall	which provide adequate	which provide adequate	which provide adequate	
	be eligible for the	assurance of their	assurance of their	assurance of their	
	purpose of the Guarantee.	financial capacity shall	financial capacity shall	financial capacity shall	
		be eligible for the	be eligible for the	be eligible for the	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		purpose of the	purpose of the	purpose of the	
		Guarantee.	Guarantee.	Guarantee.	
361.		4a. The European	Guarantee.	Guarantee.	Provisionally closed on 2
bis		Investment Bank group,			October 2020
		shall, inter alia:			
361.		(a) participate, together			Provisionally closed on 2
ter		with other European			October 2020
		financial institutions, in			
		the risk management of			
		the EFSD+, having due			
		regard to the need to			
		avoid possible conflict of interest;			
361.		(b) exclusively			Provisionally closed on 2
quater		implement part of an			October 2020
		investment window			
		covering sovereign			
		lending to be			
		provisioned with at least			
		EUR 1 000 000 000			
		from the financial			
		envelopes of the geographic programmes,			
		in accordance with the			
		procedures laid down in			
		chapters 1 and 3 of this			
		title;			
361.		(c) be an eligible			Provisionally closed on 2
quin-		counterpart of			October 2020
quies		implementing activities			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		under other investment windows.			
362.	5. Eligible counterparts shall comply with the rules and conditions provided for in Article 62(2)(c) of the Financial Regulation. In the case of bodies governed by the private law of a Member State or a third country which have contributed to the External Action Guarantee in accordance with Article 28 of this Regulation, preference shall be given to those bodies that disclose information related to environment, social and corporate governance criteria.	5. Eligible counterparts shall comply with the rules and conditions provided for in Article 62(2)(c) of the Financial Regulation. In the case of bodies governed by the private law of a Member State or a third country which have contributed to the External Action Guarantee in accordance with Article 28 of this Regulation, preference shall be given to those bodies that disclose information related to environment, social, <i>tax</i> and corporate governance criteria.	5. Eligible counterparts shall comply with the rules and conditions provided for in Article 62(21)(c) of the Financial Regulation. In the case of bodies governed by the private law of a Member State, a partner country or a third country which have contributed to the External Action Guarantee in accordance with Article 28 of this Regulation, preference shall be given to those bodies that disclose information related to environment, social and corporate governance criteria.	5. Eligible counterparts shall comply with the rules and conditions provided for in Article 62(21)(c) of the Financial Regulation. In the case of bodies governed by the private law of a Member State, a partner country or a third country which have contributed to the External Action Guarantee in accordance with Article 28 of this Regulation, preference shall be given to those bodies that disclose information related to environment, social, tax and corporate governance criteria.	Provisionally closed on 2 October 2020
363.	The Commission shall ensure an effective, efficient and fair use of available resources among eligible counterparts, while	The Commission shall ensure an effective, efficient and fair use of available resources among eligible counterparts, while	The Commission shall ensure an effective, efficient and fair use of available resources among eligible counterparts, <i>including</i> small and medium-sized	The Commission shall ensure an effective, efficient and fair use of available resources among eligible counterparts, <i>including small and medium-sized</i>	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	promoting cooperation between them.	promoting cooperation between them.	counterparts, while promoting cooperation between them and taking due account of their capacities, added value and experience.	counterparts, while promoting cooperation between them and taking due account of their capacities, added value and experience.	
364.	The Commission shall ensure fair treatment for all eligible counterparts and shall ensure that conflicts of interest are avoided throughout the implementation period of the EFSD+. In order to ensure complementarity, the Commission may request any relevant information from eligible counterparts about their non-EFSD+ operations.	The Commission shall ensure fair treatment and equal access to funding for all eligible counterparts and shall ensure that conflicts of interest are avoided throughout the implementation application period of the EFSD+. In order to ensure complementarity, the Commission may request any relevant information from eligible counterparts about their non-EFSD+ operations.	The Commission shall ensure fair treatment for all eligible counterparts, in accordance with Article 23(6), and shall ensure that conflicts of interest are avoided throughout the implementation period of the EFSD+. In order to ensure complementarity, the Commission may request any relevant information from eligible counterparts about their non-EFSD+ operations.	The Commission shall ensure fair treatment for all eligible counterparts, in accordance with Article 23(6), and shall ensure that conflicts of interest are avoided throughout the implementation period of the EFSD+. In order to ensure complementarity, the Commission may request any relevant information from eligible counterparts about their non-EFSD+ operations.	Provisionally closed on 2 October 2020
364. bis		5a. The European Parliament or the Council may invite eligible counterparts, CSOs and local communities to an exchange of views concerning the			Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		financing and investment operations covered by this Regulation.			
364. bis bis			5 bis The condition set out in Article 219(4) of the Financial Regulation on contributions with own resources shall apply to each eligible counterpart allocated a budgetary guarantee under this Regulation on a portfolio basis.	5 bis The condition set out in Article 219(4) of the Financial Regulation on contributions with own resources shall apply to each eligible counterpart allocated a budgetary guarantee under this Regulation on a portfolio basis.	Provisionally closed on 2 October 2020
364. ter			5 ter In respect of the EIB exclusive dedicated window, the own resources contribution shall be understood as the assumption of residual risk.		Provisionally closed on 20 November 2020
365.	6. The Commission shall select the eligible counterparts in accordance with Article 154 of the Financial Regulation, taking due account of:	6. The Commission shall select the eligible counterparts in accordance with Article 154 of the Financial Regulation, taking due account of:	6. The Commission shall select the eligible counterparts in accordance with Article 154 of the Financial Regulation, taking due account of:	6. The Commission shall select the eligible counterparts in accordance with Article 154 of the Financial Regulation, taking due account of:	Provisionally closed on 2 October 2020
366.	(a) the advice of the strategic and regional	(a) the advice of the strategic and regional	(a) the advice of the strategic and regional	(a) the advice of the strategic and regional	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	operation boards, in	operation boards, in	operation <i>al</i> boards , in	operation <i>al</i> boards , in	
	accordance with Annex	accordance with Annex	accordance with Annex	accordance with Annex	
	VI;	VI;	¥I;	V I;	
367.	(b) the objectives of the	(b) the objectives of the	(b) the objectives of the	(b) the objectives of the	Provisionally closed on 2
	investment window;	investment window;	investment window;	investment window;	October 2020
368.	(c) the experience and	(c) the experience and	(c) the experience and	(c) the experience and	Provisionally closed on 2
	risk management	risk management	risk management	risk management	October 2020
	capacity of the eligible	capacity of the eligible	capacity of the eligible	capacity of the eligible	
	counterpart;	counterpart;	counterpart;	counterpart;	
369.	(d) the amount of own	(d) the amount of own	(d) the amount of own	(d) the amount of own	Provisionally closed on 2
	resources, as well as	resources, as well as	and additional resources,	and additional resources,	October 2020
	private sector co-	private sector co-	as well as private sector	as well as private sector	
	financing, that the	financing, that the	co-financing, that the	co-financing, that the	
	eligible counterpart is	eligible counterpart is	eligible counterpart is	eligible counterpart is	
	ready to mobilise for the	ready to mobilise for the	ready to mobilise for the	ready to mobilise for the	
	investment window.	investment window.	investment window	investment window	
			taking in due account	taking in due account	
			the size of the	the size of the	
			investment.	investment;	
369.		(da) the principles of			Provisionally closed on 2
bis		fair and open tender			October 2020
		procedures.			
369.			(e) The sectoral or	(e) The sectoral or	Provisionally closed on 2
ter			geographic expertise of	geographic expertise of	October 2020
			the eligible counterparts.	the eligible	
<u>_</u>				counterparts;	
369.			(f) The benefits of	(f) The benefits of	Provisionally closed on 2
quater			promoting collaboration	promoting collaboration	October 2020
			between eligible	between eligible	
			counterparts.	counterparts.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
370.	7. The Commission shall	7. The Commission shall	7. On the basis of the	7. On the basis of the	Provisionally closed
	set up investment	set up investment	multi-annual indicative	multi-annual indicative	
	windows for regions,	windows for regions,	programmes adopted by	programmes	
	specific partner countries	specific partner countries	the Commission	and of the advice	
	or both, for specific	or both, for specific	pursuant to Article 14	provided by the EFSD+	
	sectors, or for specific	sectors, or for specific	after the favourable	strategic board and the	
	projects, specific	projects, specific	opinion of the	strategic board coverin g	
	categories of final	categories of final	Committee laid down in	the Western Balkans, the	
	beneficiaries or both,	beneficiaries or both,	Article 35 and of the	Commission shall, after	
	which are to be funded	which are to be funded	advice provided by the	consulting the	
	by this Regulation, to be	by this Regulation, to be	strategic board, I the	operational boards and	
	covered by the External	covered by the External	Commission shall, after	informing the European	
	action Guarantee up to a	action Guarantee up to a	consulting the	Parliament and the	
	fixed amount. The	fixed amount. The	operational boards and	Council, set up	
	Commission shall inform	Commission shall inform	informing the European	investment windows for	
	the European Parliament	the European Parliament	Parliament and the	regions, specific partner	
	and the Council on how	and the Council on how	Council, set up	countries or both, for	
	the investment windows	the investment windows	investment windows for	specific sectors, or for	
	comply with this Article	comply with this Article	regions, specific partner	specific projects, specific	
	and their detailed funding	and their detailed funding	countries or both, for	categories of final	
	priorities. All requests	priorities. All requests	specific sectors, or for	beneficiaries or both,	
	for financial support	for financial support	specific projects, specific	which are to be funded	
	within investment	within investment	categories of final	by this Regulation, to be	
	windows shall be made	windows shall be made	beneficiaries or both,	covered by the External	
	to the Commission.	to the Commission.	which are to be funded	action Guarantee up to a	
			by this Regulation, to be	fixed amount. The	
			covered by the External	Commission shall inform	
			action Guarantee up to a	the European Parliament	
			fixed amount. The	and the Council on how	
			Commission shall inform	the investment windows	
			the European Parliament	comply with this Article	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			and the Council on how the investment windows comply with this Article and their detailed funding priorities. All requests for financial support within investment windows shall be made to the Commission.	and their detailed funding priorities. All requests for financial support within investment windows shall be made to the Commission.	
371.	The choice of investment windows shall be duly justified by an analysis of the market failure or suboptimal investment situations. That analysis shall be carried out by the Commission in cooperation with potentially eligible counterparts and stakeholders.	The choice of investment windows shall be duly justified by an analysis of the market failure or suboptimal investment situations. That analysis shall be carried out by the Commission in cooperation with potentially eligible counterparts and stakeholders.	The choice of investment windows shall be duly justified by an analysis of the market failure or suboptimal investment situations and an assessment of its alignment with the priorities of this Regulation and, where relevant, [IPA III]. That analysis shall be carried out by the Commission in cooperation with potentially eligible counterparts and stakeholders.	The choice of investment windows shall be duly justified by an analysis of the market failure or suboptimal investment situations and an assessment of its alignment with the priorities of this Regulation and, where relevant, [IPA III]. That analysis shall be carried out by the Commission in cooperation with potentially eligible counterparts and stakeholders.	Provisionally closed on 2 October 2020
372.	Eligible counterparts may provide the instruments referred to in paragraph 3 under an	Eligible counterparts may provide the instruments referred to in paragraph 3 under an	Eligible counterparts may provide the instruments referred to in paragraph 3 under an	Eligible counterparts may provide the instruments referred to in paragraph 3 under an	Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	investment window or individual project administered by an eligible counterpart. The instruments may be provided for the benefit of partner countries, including countries experiencing fragility or conflict or countries facing challenges in reconstruction and post-conflict recovery, for the benefit of those partner countries' institutions, including their public national and private local banks and finance institutions, as well as for the benefit of private sector entities of those partner countries.	investment window or individual project administered by an eligible counterpart. The instruments may be provided for the benefit of partner countries, including countries experiencing fragility or conflict or countries facing challenges in reconstruction and post-conflict recovery, for the benefit of those partner countries' institutions, including their public national and private local banks and finance institutions, as well as for the benefit of private sector entities of those partner countries.	investment window or individual project administered by an eligible counterpart. The instruments may be provided for the benefit of partner countries, including countries experiencing fragility or conflict or countries facing challenges in reconstruction and post-conflict recovery, for the benefit of those partner countries' institutions, including their public national and private local banks and finance institutions, as well as for the benefit of private sector entities, including micro, small and medium-sized enterprises, of those partner countries.	investment window or individual project administered by an eligible counterpart. The instruments may be provided for the benefit of partner countries, including countries experiencing fragility or conflict or countries facing challenges in reconstruction and post-conflict recovery, for the benefit of those partner countries' institutions, including their public national and private local banks and finance institutions, as well as for the benefit of private sector entities, including micro, small and medium-sized enterprises, of those partner countries. The instrument shall not benefit companies controlled by the military or state security sector, except for duly justified cases.	

Line Commis	ssion proposal	EP position	Council negotiating mandate	Possible compromise	Comments
assess the supported Action of the eligical out in particular out	Commission shall he operations ed by the External Guarantee against ibility criteria set taragraphs 2 and e possible gon the existing neasurement is of eligible parts. The ssion shall the result of its nent for each nent window on an basis.	8. The Commission shall assess the operations supported by the External Action Guarantee against the eligibility criteria set out in paragraphs 2 and 3., where possible drawing The Commission shall establish a scoreboard of indicators to guide project selection. Implementing partners shall fill in the scoreboard for all operations under EFSD+. The Commission shall assess all operations supported by the Guarantee against eligibility criteria listed in Article 27 and shall use the scoreboard to perform an independent quality check on the existing result measurement systems of eligible counterparts. due diligence and assessment made by	8. The Commission shall assess the operations supported by the External Action Guarantee against the eligibility criteria set out in paragraphs 1, 2 and 3, where possible drawing on the existing result measurement systems of the EU and of eligible counterparts. The Commission shall publish the result of its assessment for each investment window broken down by country and sector on an annual basis.	8. The Commission shall assess the operations supported by the External Action Guarantee against the eligibility criteria set out in paragraphs 1, 2 and 3, where possible drawing on the existing result measurement systems of the EU and of eligible counterparts. The Commission shall establish a checklist of the eligibility criteria listed in Articles 26, 27 (1) and 27 (2) and shall assess-and select all proposals to be supported by the Guarantee against this checklist, on the basis of the information provided by the eligible counterparts. If necessary, the Commission shall ask for clarification and modifications to the eligible counterparts. The Commission shall	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		implementing partners		publish these checklists	
		at project level. If		and the results of its	
		necessary, the		assessment for each	
		Commission shall ask		investment window	
		for clarification and		broken down by country	
		modifications to the		and sector on an annual	
		implementing partners.		basis.	
		The Commission shall		busis.	
		publish the <i>scoreboard</i>			
		for all projects after			
		approval for the use of			
		the guarantee by the			
		Commission and			
		implementing partners,			
		and the result of all			
		guarantee tools and			
		individual projects			
		<i>under</i> its assessment for			
		each investment window			
		on an annual basis.			
374.	9. The Commission shall	9. The Commission shall	9. The Commission shall	9. The Commission shall	Provisionally closed
	be empowered to adopt	be empowered to adopt	be empowered to adopt	be empowered to adopt	1 Tovisionally closed
	delegated acts in	delegated acts in	delegated acts in	delegated acts in	
	accordance with Article	accordance with Article	accordance with Article	accordance with Article	
	34 to supplement or	34 to supplement or	34 to supplement or	34 to amend the priority	
	amend the priority areas	amend the priority areas	amend the priority areas	areas in Annex V and the	
	in Annex V and the	and investment windows	in Annex V and the	governance of the	
	governance of the	indicated in Annex V	governance of the	EFSD+ in Annex VI.	
	EFSD+ in Annex VI.	and the governance of	EFSD+ in Annex VI.	DISD III / IIIICA VI.	
	LISD I III I IIIICA VI.	the EFSD+ in Annex VI.	The-European		
		When supplementing or	Parliament or the		
		when supplementing of	i unument of the		

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		amending investment windows for specific regions, specific partner countries or both, for specific sectors, or for specific projects, specific categories of final beneficiaries or both, which are to be funded by this Regulation, to be covered by the External action Guarantee up to a fixed amount, the Commission shall take due account of the advice provided by the strategic board, and consult the operational boards.	Council may invite eligible counterparts to an exchange of views concerning financing and investment operations covered by this Regulation.		
374. bis		The Commission shall inform the European Parliament and the Council on how the investment windows comply with the requirements set out in Article 26a and this Article and their detailed funding priorities. All requests for financial support within			Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		investment windows	manaate		
		shall be made to the			
		Commission.			
374.					Drawisian allowal and an 2
ter		The choice of investment			Provisionally closed on 2
		windows shall be duly			October 2020
		justified by an analysis			
		of the market failure or			
		sub-optimal investment			
		situations. That analysis			
		shall be carried out by			
		the Commission in			
		cooperation with			
		potentially eligible			
		counterparts and			
374.		stakeholders.			D.,
quater		Eligible counterparts			Provisionally closed on 2 October 2020
quater		may provide the			October 2020
		instruments referred to			
		in paragraph 3 under an			
		investment window or			
		individual project			
		administered by an			
		eligible counterpart. The			
		instruments may be			
		provided for the benefit			
		of partner countries,			
		including countries			
		experiencing fragility or			
		conflict or countries			
		facing challenges in			
		reconstruction and post-			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		conflict recovery, for the benefit of those partner countries' institutions, including their public national and private local banks and finance institutions, as well as for the benefit of private sector entities of those partner countries. In countries experiencing fragility or conflict, and other countries, where justified, support may be provided to public sector investments that have relevant effects on private sector development.			
374. quin- quies		Article 27a Governance and structure of the EFSD +	Article 27 bis Role of the European Investment Bank	Article 27 bis Role of the European Investment Bank	Provisionally closed on 2 October 2020
374. sexies		1. The EFSD+ shall be composed of regional investment platforms established on the basis of the working methods, procedures and structures of the existing external blending facilities of the Union,	1. The EIB shall be entrusted with the implementation of dedicated investment windows for an indicative volume of EUR 26 725 million and covering:	1. The EIB shall be entrusted with the implementation of an exclusive investment window covering a comprehensive risk cover for sovereign and non-commercial sub sovereign operations	Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		which may combine their blending operations and External Action Guarantee operations under the EFSD+.	(a) an exclusive comprehensive risk cover for operations with sovereign and noncommercial subsovereign counterparts; (b) a non-exclusive comprehensive risk cover for operations with commercial subsovereign counterparts; and, (c) non-exclusive operations for the promotion of foreign direct investment, trade and the internationalisation of partner countries' economies, providing a political risk cover for private sector operations.	with an indicative minimum amount of [EUR 11 000 million] which shall be programmed in accordance with the procedures laid down in chapters 1 and 3 of this title. The EIB shall have the exclusivity for operations with sovereign and noncommercial subsovereign counterparts under this window. Under this exclusive dedicated window, the own resources contribution shall be understood as the assumption of residual risk and the EU guarantee shall cover 65% of the aggregate amount disbursed and guaranteed under EIB financing operations, less amounts	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				reimbursed, plus all related amounts.	
				circumstances and nature of the eligible counterpart	
				implementing these operations.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				Ibis. The EIB shall be eligible for implementing operations with sub-sovereign counterparts not covered under the window referred to in paragraph I and operations with the private sector. The procedure defined in Article 27 shall be used to entrust the EIB, if appropriate, with two additional dedicated windowscovering: (a) a non-exclusive comprehensive risk cover for operations with commercial subsovereign counterparts; and, (b) non-exclusive operations for the promotion of foreign direct investment, trade and the	
				internationalisation of partner countries' economies, providing a	
				political risk cover for	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				private sector operations.	
374. septies			In implementing the dedicated investment windows referred to in Article 27bis(1) the EIB shall contribute to and comply with the relevant programming documents, the objectives of the EFSD+ and the overall objectives of this Regulation and, where relevant, of [IPA III]. The reporting of these dedicated investment windows shall comply with the reporting obligations of this	2. The indicative volume for the dedicated windows referred to in paragraphs 1 and 1bis shall be of EUR 26 725 million. In implementing the windows referred to in paragraphs 1 and 1bis, the EIB shall comply with this Regulation, including its overall objectives and those of the EFSD+ and, where relevant, of [IPA III], as well as with the relevant programming documents and the	Provisionally closed
374. octies		2. The Commission shall be responsible for the overall management of the EFSD+ and the External Action Guarantee. Beyond that, the Commission shall not seek to carry out general banking operations. The	Regulation. 2. Due to the nature and policy objective, the operations under the dedicated window referred to in paragraph 1(a), in line with the provisions of Article 209(2)f of the Financial Regulation, may be nonremunerated. The EIB	reporting obligations. 3. In line with the provisions of Article 209(2)(f) of the Financial Regulation, due to the nature and policy objective of the window referred to in paragraph 1 the relevant External Action Guarantee agreement	Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		Commission shall inform the European Parliament regularly to ensure the highest standards of transparency and financial accountability.	shall have the exclusivity for operations with sovereign and noncommercial subsovereign counterparts under this dedicated window, except where the EIB decides not to or cannot operate in a given country. In such cases, the implementation of this type of operations under this dedicated window in this country shall be open to other eligible counterparts.	may provide that the Union shall not be remunerated for operations under that window.	
374. nonies			For the purpose of this Article, sub-sovereign operations shall be considered commercial unless otherwise duly justified by the EIB.	4. For the purpose of this Article, subsovereign operations shall be considered commercial unless otherwise duly justified by the EIB and confirmed by the Commission.	Provisionally closed on 20 November 2020
374. decies			The operations under the investment window defined in paragraph 1(c) shall be coherent	The operations under the investment window defined in paragraph 1bis(b) shall be coherent	Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			with those of the export	with those of the export	
			credit agencies of	credit agencies of	
			Member States.	Member States.	
374.		3. In the management of	3. The dedicated		Provisionally closed on
un-		the EFSD+ the	windows implemented by		20 November 2020
decies		Commission shall be	the EIB under		
		advised by a strategic	paragraph 1 may cover		
		board, except in the case	any of the countries		
		of the operations	eligible for the External		
		covering the Union's	Action Guarantee in		
		Enlargement policy and	particular where most		
		financed by IPA III,	needed and in		
		where the Commission	accordance with the		
		shall be advised by a	geographical priorities		
		strategic board of the	of this Regulation and		
		Western Balkans	where relevant		
		Investment Framework	[IPA III]. The EU		
		(WBIF). The	guarantee under the		
		Commission shall also	exclusive dedicated		
		work in close	window referred to in		
		cooperation with all	paragraph 1(a) shall		
		eligible counterparts as	cover 65% of the		
		regards the operational	aggregate amount		
		management of the	disbursed and		
		External Action	guaranteed under EIB		
		Guarantee. To that end,	financing operations,		
		a technical working	less amounts		
		group, composed of	reimbursed, plus all		
		experts from the	related amounts. The		
		Commission and eligible	EU guarantee under the		
		counterparts, shall be	non-exclusive dedicated		

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		established in order to assess the risk and the related pricing.	windows referred to in paragraphs 1(b) and 1(c) shall cover up to 65% of the aggregate amount disbursed and guaranteed under EIB financing operations, less amounts reimbursed, plus all related amounts.		
374. duo-decies		4. The strategic board shall advise the Commission on the strategic orientation and priorities of External Action Guarantee investments under the EFSD+ and contribute to their alignment with the guiding principles and objectives of the Union's external action, development policy, European Neighbourhood policy, as well as with the objectives set out in Article 3 and the purpose of the EFSD+ as set out in Article 26. It shall also support the	4. In implementing these windows, the EIB shall be subject to the advice of the boards laid down in Article 26ter. It shall inform the relevant operational boards of planned operations, but the EIB shall not be bound by the opinions of the operational boards referred to in Article 26quater for their adoption. The eligibility assessment referred to in Article 27(8) of EIB financing operations falling under these windows shall be satisfied within the framework of the	5. The EIB shall be subject to the opinion of the boards laid down in Articles 26ter and 26quater. For EIB operations falling under the windows referred to in Article 27 bis, , the eligibility assessment laid down in Article 27(8), shall be satisfied within the framework of the procedure provided for in Article 19 of Protocol No 5 of the Treaty of the Functioning of the EU. The EIB shall timely provide all information	Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		Commission in setting overall investment goals as regards the use of the External Action Guarantee to support EFSD+ operations and monitor an appropriate and diversified geographical and thematic coverage for investment windows, while giving special attention to countries identified as experiencing fragility or conflict, Least Developed Countries ('LDCs') and heavily indebted poor countries.	procedure provided for in Article 19 of Protocol No 5. The EIB shall timely provide to the Commission all information necessary for this purpose. The EIB financing operations falling under these windows shall not be covered by the EU guarantee where the Commission delivers an unfavourable opinion under the procedure provided for in Article 19 of Protocol No 5 of the Treaty on the Functioning of the EU. All further modalities applicable to the EIB dedicated windows shall be established in the relevant External Action Guarantee agreements.	required by the Commission for this purpose. The EIB financing operations falling under these windows shall not be covered by the EU guarantee where the Commission delivers an unfavourable opinion under the procedure provided for in Article 19 of Protocol No 5 of the Treaty on the Functioning of the EU. All further modalities applicable to the EIB shall be established in the relevant External Action Guarantee agreements.	
374. ter- decies		5. The strategic board shall also support overall coordination, complementarity and coherence between the regional investment	5. The EIB shall be eligible for implementing activities under other investment windows established under Article 27(7).	6. The EIB shall be eligible for implementing activities under other investment windows established under Article 27(7).	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		platforms, between the three pillars of the European Investment Plan, between the European Investment Plan and the Union's other efforts on migration and on the implementation of the 2030 Agenda, as well as with other programmes set out in this Regulation, other Union funding instruments and Trust Funds.			
374. quater - decies		6. The strategic board shall be composed of representatives of the Commission and of the High Representative, of all Member States and of the European Investment Bank. The European Parliament shall have observer status. Contributors, eligible counterparts, partner countries, relevant regional organisations and other stakeholders may be	6. In compliance with the objectives and principles of this Regulation as well as Article 29(3), the relevant programming documents as well as, where relevant, Regulation [IPA III], the Commission and the EIB shall conclude dedicated guarantee agreements for the investment windows referred to in paragraph 1.	7. In compliance with this Regulation, including its objectives and principles, the relevant programming documents as well as, where relevant, Regulation [IPA III], the Commission and the EIB shall conclude dedicated External Action Guarantee agreements for the investment windows referred to in paragraphs 1 and 1 bis.	Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		given observer status, where appropriate. The strategic board shall be consulted prior to the inclusion of any new observer. The strategic board shall be cochaired by the Commission and the High Representative.			
374. quindecies		7. The strategic board shall meet at least twice a year and, when possible, adopt opinions by consensus. Additional meetings may be organised at any time by the chair or at the request of one third of its members. Where consensus cannot be reached, the voting rights as agreed during the first meeting of the strategic board and laid down in its rules of procedure shall apply. Those voting rights shall take due account of the source of financing. The rules of procedure shall			Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		set out the framework	manuace		
		regarding the role of			
		observers. The minutes			
		and agendas of the			
		meetings of the strategic			
		board shall, following			
		their adoption, be made			
		public.			
374.		8. The Commission shall			Provisionally closed on 2
sex-		report annually to the			October 2020
decies		strategic board about the			
		progress made in respect			
		of the application of the			
		EFSD+. The strategic			
		board of the WBIF shall			
		provide progress made			
		on the application of the			
		guarantee instrument			
		for the Enlargement			
		region to complement			
		that reporting. The			
		strategic board shall			
		regularly organise a			
		consultation of relevant			
		stakeholders on the			
		strategic orientation and			
		application of the			
		EFSD+.			
374.		9. The existence of the			Provisionally closed on 2
sept- decies		two strategic boards			October 2020
decres		does not bear influence			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		on the need to have a			
		single, unified EFSD+			
		risk management			
		framework.			
374.		10. During the			Provisionally closed on 2
octo-		application period of the			October 2020
decies		EFSD+, the strategic			
		board shall, as soon as			
		possible, adopt and			
		publish guidelines			
		setting out how			
		conformity of EFSD+			
		operations with the			
		objectives and eligibility			
		criteria set out in			
		Articles 26 a and 27 is to			
		be ensured.			
374.		11. In its strategic			Provisionally closed on 2
novo-		guidance, the strategic			October 2020
decies		board shall take due			
		account of relevant			
		European Parliament			
		resolutions and Council			
		decisions and			
		conclusions.			
374.		12. The operational			Provisionally closed on 2
vicies		boards of regional			October 2020
		investment platforms			
		shall support the			
		Commission at the			
		application level in			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		defining regional and			
		sectoral investment			
		goals and regional,			
		sectoral and thematic			
		investment windows and			
		shall formulate opinions			
		on blending operations			
		and on the use of the External Action			
		Guarantee covering			
		EFSD+ operations.			
375.	Article 28	Article 28	Article 28	Article 28	Provisionally closed on 2
	Contribution from other	Contribution from other	Contribution from other	Contribution from other	October 2020
	donors to the External	donors to the External	donors to the External	donors to the External	000000, 2020
	Action Guarantee	Action Guarantee	Action Guarantee	Action Guarantee	
376.	1. Member States, third	1. Member States, third	1. Member States, third	1. Member States, third	Provisionally closed on 2
	countries and other third	countries and other third	countries and other third	countries and other third	October 2020
	parties may contribute to	parties may contribute to	parties may contribute to	parties may contribute to	
	the External Action	the External Action	the External Action	the External Action	
	Guarantee.	Guarantee.	Guarantee.	Guarantee.	
377.	By derogation from the	By derogation from the	By derogation from the	By derogation from the	Provisionally closed on 2
	second sub-paragraph of	second sub-paragraph of	second sub-paragraph of	second sub-paragraph of	October 2020
	Article 218(2) of the	Article 218(2) of the	Article 218(2) of the	Article 218(2) of the	
	Financial Regulation, the	Financial Regulation, the	Financial Regulation, the	Financial Regulation, the	
	contracting parties to the	contracting parties to the	contracting parties to the	contracting parties to the	
	Agreement on the	Agreement on the	Agreement on the	Agreement on the	
	European Economic Area	European Economic	European Economic	European Economic	
	may contribute in the	Area may contribute in	Area may contribute in	Area may contribute in	
	form of guarantees or	the form of guarantees or	the form of guarantees or	the form of guarantees or	
	cash.	cash.	cash.	cash.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
378.	Contribution from third	Contribution from third	Contribution from third	Contribution from third	Provisionally closed on 2
	countries other than the	countries other than the	countries other than the	countriesother than the	October 2020
	contracting parties to the	contracting parties to the	contracting parties to the	contracting parties to the	
	Agreement on the	Agreement on the	Agreement on the	Agreement on the	
	European Economic Area	European Economic	European Economic	European Economic	
	and from other third	Area and from other third	Area and from other third	Area and from other third	
	parties shall be in the	parties shall be in the	parties shall be in the	partiesshall be in the	
	form of cash and subject	form of cash and subject	form of cash and subject	form of cash and subject	
	to approval by the	to the opinion of the	to the opinion of the	to the opinion of the	
	Commission.	Strategic Board and to	strategic board and	EFSD+ Strategic Board	
		approval by the	approval by the	and to approval by the	
		Commission.	Commission.	Commission.	
379.	The Commission shall	The Commission shall	The Commission shall	The Commission shall	Provisionally closed on 2
	inform the European	inform the European	inform the European	inform the European	October 2020
	Parliament and the	Parliament and the	Parliament and the	Parliament and the	
	Council without delay of	Council without delay of	Council without delay of	Council without delay of	
	the contributions	the contributions	the contributions	the contributions	
	confirmed.	confirmed.	confirmed.	confirmed.	
380.	At the request of the	At the request of the	At the request of the	At the request of the	Provisionally closed on
	Member States, their	Member States, their	Member States, their	Member States, their	20 November 2020
	contributions may be	contributions may be	contributions may be	contributions may be	
	earmarked for the	earmarked for the	earmarked for the	earmarked for the	
	initiation of actions in	initiation of actions in	initiation of actions in	initiation of actions in	
	specific regions,	specific regions,	specific regions,	specific regions,	
	countries, sectors or	countries, sectors or	countries, sectors or	countries, sectors or	
	existing investment	existing investment	existing investment	existing investment	
	windows.	windows.	windows.	windows.	
381.	2. Contributions in the	2. Contributions in the	2. Contributions in the	2. Contributions in the	Provisionally closed
	form of a guarantee shall	form of a guarantee shall	form of a guarantee shall	form of a guarantee shall	closed on 2 October
	not exceed 50% of the	not exceed 50 % of the	not exceed 50 % of the	not exceed 50 % of the	2020
	amount referred to in	amount referred to in	amount referred to in	amount referred to in	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Article 26(2) of this	Article 26(2) of this	Article 26(2) of this	Article $26(\underline{3})$ of this	
	Regulation.	Regulation.	Regulation.	Regulation.	
382.	The contributions made	The contributions made	The contributions made	The contributions made	Provisionally closed on 2
	by the Member States	by the Member States	by the Member States	by the Member States	October 2020
	and the contracting	and the contracting	and the contracting	and the contracting	
	parties to the Agreement	parties to the Agreement	parties to the Agreement	parties to the Agreement	
	on the European	on the European	on the European	on the European	
	Economic Area in the	Economic Area in the	Economic Area in the	Economic Area in the	
	form of a guarantee may	form of a guarantee may	form of a guarantee may	form of a guarantee may	
	only be called for	only be called for	only be called for	only be called for	
	payments of guarantee	payments of guarantee	payments of guarantee	payments of guarantee	
	calls after the funding	calls after the funding	calls after the funding	calls after the funding	
	from the general budget	from the general budget	from the general budget	from the general budget	
	of the Union increased	of the Union increased	of the Union increased	of the Union increased	
	by any other cash	by any other cash	by any other cash	by any other cash	
	contributions has been	contributions has been	contributions has been	contributions has been	
	used on payments of	used on payments of	used on payments of	used on payments of	
	guarantee calls.	guarantee calls.	guarantee calls.	guarantee calls.	
383.	Any contribution may be	Any contribution may be	Any contribution may be	Any contribution may be	Provisionally closed on
	used to cover guarantee	used to cover guarantee	used to cover guarantee	used to cover guarantee	20 November 2020
	calls regardless of	calls regardless of	calls regardless of	calls regardless of	
	earmarking.	earmarking.	earmarking.	earmarking.	
384.	A contribution agreement	A contribution agreement	A contribution agreement	A contribution agreement	Provisionally closed on 2
	shall be concluded	shall be concluded	shall be concluded	shall be concluded	October 2020
	between the	between the	between the	between the	
	Commission, on behalf	Commission, on behalf	Commission, on behalf	Commission, on behalf	
	of the Union, and the	of the Union, and the	of the Union, and the	of the Union, and the	
	contributor, and shall	contributor, and shall	contributor, and shall	contributor, and shall	
	contain, in particular,	contain, in particular,	contain, in particular,	contain, in particular,	
	provisions concerning	provisions concerning	provisions concerning	provisions concerning	
	the payment conditions.	the payment conditions.	the payment conditions.	the payment conditions.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
385.	Article 29	Article 29	Article 29	Article 29	Provisionally closed on 2
	Implementation of	Implementation	Implementation of	Implementation of	October 2020
	External Action	Application of External	External Action	External Action	
	Guarantee agreements	Action Guarantee agreements	Guarantee agreements	Guarantee agreements	
386.	1. The Commission, on	1. The Commission, on	1. The Commission, on	1. The Commission, on	Provisionally closed on 2
	behalf of the Union, shall	behalf of the Union, shall	behalf of the Union, shall	behalf of the Union, shall	October 2020
	conclude External Action	conclude External Action	conclude External Action	conclude External Action	
	Guarantee agreements	Guarantee agreements	Guarantee agreements	Guarantee agreements	
	with the eligible	with the eligible	with the eligible	with the eligible	
	counterparts selected	counterparts selected	counterparts selected	counterparts selected	
	pursuant to Article 27.	pursuant to Article 27.	pursuant to Article 27.	pursuant to Article 27.	
	Agreements may be	Those agreements shall	Agreements may be	Agreements may be	
	concluded with a	be unconditional,	concluded with a	concluded with a	
	consortium of two or	irrevocable, at first	consortium of two or	consortium of two or	
	more eligible	demand, and in favour	more eligible	more eligible	
	counterparts.	of selected counterparts.	counterparts. When	counterparts. <i>In</i>	
		Agreements may be	concluding guarantee	compliance with Article	
		concluded with a	agreements, the	219(1) of the Financial	
		consortium of two or	Commission shall take	Regulation, budgetary	
		more eligible	due account of the	guarantees shall be	
		counterparts.	advice and guidance of	irrevocable,	
			the boards and of the	unconditional and on	
			technical assessment	demand for the types of	
			group. In compliance	operations covered	
			with Article 219(1) of	under the External	
			the Financial	Action Guarantee.	
			Regulation, budgetary	When concluding	
			guarantees shall be	guarantee agreements,	
			irrevocable,	the Commission shall	
			unconditional and on	take due account of the	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			demand for the types of	advice and guidance of	
			operations covered	the boards and of the	
			under the External	technical assessment	
			Action Guarantee.	group.	
387.	2. One or more External	2. One or more External	2. One or more External	2. One or more External	Provisionally closed on 2
	Action Guarantee	Action Guarantee	Action Guarantee	Action Guarantee	October 2020
	agreements shall be	agreements shall be	agreements shall be	agreements shall be	
	concluded for each	concluded for each	concluded for each	concluded for each	
	investment window	investment window	investment window	investment window	
	between the Commission	between the Commission	between the Commission	between the Commission	
	and the eligible	and the eligible	and the eligible	and the eligible	
	counterpart or eligible	counterpart or eligible	counterpart or eligible	counterpart or eligible	
	counterparts selected. In	counterparts selected. In	counterparts selected. In	counterparts selected. In	
	addition, in order to	addition, in order to	addition, in order to	addition, in order to	
	address specific needs,	address specific needs,	address specific needs,	address specific needs,	
	the External Action	the External Action	the External Action	the External Action	
	Guarantee may be	Guarantee may be	Guarantee may be	Guarantee may be	
	granted for individual	granted for individual	granted for individual	granted for individual	
	financing or investment	financing or investment	financing or investment	financing or investment	
	operations.	operations.	operations.	operations.	
388.	All External Action	All External Action	All External Action	All External Action	Provisionally closed on 2
	Guarantee agreements	Guarantee agreements	Guarantee agreements	Guarantee agreements	October 2020
	shall, upon request, be	shall , upon request, be	shall, upon request, be	shall be <i>notified</i> to the	
	made available to the	made available to the	made available to the	European Parliament and	
	European Parliament and	European Parliament and	European Parliament and	to the Council and, upon	
	to the Council, taking	to the Council, taking	to the Council, taking	request, be made	
	into account the	into account the	into account the	available, taking into	
	protection of confidential	protection of confidential	protection of confidential	account the protection of	
	and commercially	and commercially	and commercially	confidential and	
	sensitive information.	sensitive information.	sensitive information.	commercially sensitive	
				information.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
389.	3. External Action	3. External Action	3. External Action	3. External Action	Provisionally closed on 2
	Guarantee agreements	Guarantee agreements	Guarantee agreements	Guarantee agreements	October 2020
	shall contain, in	shall contain, in	shall contain, in	shall contain, in	
	particular:	particular:	particular:	particular:	
390.	(a) detailed rules on the	(a) detailed rules on the	(a) detailed rules on the	(a) detailed rules on the	Provisionally closed on 2
	coverage, requirements,	coverage, requirements,	coverage, requirements,	coverage, requirements,	October 2020
	eligibility, eligible	eligibility, eligible	eligibility, eligible	eligibility, eligible	
	counterparts, and	counterparts, and	counterparts, and	counterparts, and	
	procedures;	procedures;	procedures;	procedures;	
391.	(b) detailed rules on the	(b) detailed rules on the	(b) detailed rules on the	(b) detailed rules on the	Provisionally closed on 2
	provision of the External	provision of the External	provision of the External	provision of the External	October 2020
	Action Guarantee,	Action Guarantee,	Action Guarantee,	Action Guarantee,	
	including its	including its	including its	including its	
	arrangements on the	arrangements on the	arrangements on the	arrangements on the	
	coverage and its defined	coverage and its defined	coverage and its defined	coverage and its defined	
	coverage of portfolios	coverage of portfolios	coverage of portfolios	coverage of portfolios	
	and of projects of	and of projects of	and of projects of	and of projects of	
	specific types of	specific types of	specific types of	specific types of	
	instruments, as well as a	instruments, as well as a	instruments, as well as a	instruments, as well as a	
	risk analysis of projects	risk analysis of projects	risk analysis of projects	risk analysis of projects	
	and project portfolios,	and project portfolios,	and project portfolios,	and project portfolios,	
	including at sectoral,	including at sectoral,	including at sectoral,	including at sectoral,	
	regional and national	regional and national	regional and national	regional and national	
	levels;	levels;	levels;	levels;	
392.	(c) a mention of the	(c) a mention of the	(c) a mention of the	(c) a mention of the	Provisionally closed on 2
	objectives and purpose of	objectives and purpose of	objectives and purpose of	objectives and purpose of	October 2020
	this Regulation, a needs	this Regulation, a needs	this Regulation, a needs	this Regulation, a needs	
	assessment and an	assessment and an	assessment and an	assessment and an	
	indication of the	indication of the	indication of the	indication of the	
	expected results, taking	expected results, taking	expected results, taking	expected results, taking	
	into account the	into account the	into account the	into account the	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	promotion of corporate social responsibility and responsible business conduct;	promotion of corporate social responsibility and the need to ensure a responsible business conduct, including, in particular, by respect for the internationally agreed guidelines, principles and legal instruments referred to in point (c h) of Article 27(2);	promotion of corporate social responsibility and responsible business conduct, including in particular by respect of guidelines, principles and conventions on investment referred to in Article 27(2)(d);	promotion of corporate social responsibility and responsible business conduct, including in particular by respect of internationally agreed guidelines, principles and conventions on investment referred to in Article 27(2)(d);	
393.	(d) the remuneration of the guarantee, which is to reflect the risk level, and the possibility for the remuneration to be partly subsidised in order to give concessional terms in duly justified cases;	(d) the remuneration of the guarantee, which is to reflect the risk level, and the possibility for the remuneration to be partly subsidised in order to give concessional terms in duly justified cases, and in particular countries experiencing fragility or conflict, LDCs and heavily indebted countries;	(d) the remuneration of the guarantee, which is to reflect the risk level, and the possibility for the remuneration to be partly subsidised in order to give more concessional terms in duly justified cases, in particular in the countries identified as experiencing fragility or conflict, Least Developed Countries and heavily indebted poor countries;	(d) the remuneration of the guarantee, which is to reflect the risk level, and the possibility for the remuneration to be partly subsidised in order to give more concessional terms in duly justified cases; and in particular countries experiencing fragility or conflict, LDCs and heavily indebted poor countries;	Provisionally closed on 2 October 2020
394.	(e) requirements for the	(e) requirements for the	(e) requirements for the	(e) requirements for the	Provisionally closed on 2
	use of the External Action Guarantee,	use of the External Action Guarantee,	use of the External Action Guarantee,	use of the External Action Guarantee,	October 2020
	including payment	including payment	including payment	including payment	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	conditions, such as	conditions, such as	conditions, such as	conditions, such as	
	specific time frames,	specific time frames,	specific time frames,	specific time frames,	
	interest to be paid on due	interest to be paid on due	interest to be paid on due	interest to be paid on due	
	amounts, expenses and	amounts, expenses and	amounts, expenses and	amounts, expenses and	
	recovery costs and	recovery costs and	recovery costs and	recovery costs and	
	possibly necessary	possibly necessary	possibly necessary	possibly necessary	
	liquidity arrangements;	liquidity arrangements;	liquidity arrangements;	liquidity arrangements;	
395.	(f) claims procedures,	(f) claims procedures,	(f) claims procedures,	(f) claims procedures,	Provisionally closed on 2
	including, but not limited	including, but not limited	including, but not limited	including, but not limited	October 2020
	to, triggering events and	to, triggering events and	to, triggering events and	to, triggering events and	
	waiting periods, and	waiting periods, and	waiting periods, and	waiting periods, and	
	procedures regarding the	procedures regarding the	procedures regarding the	procedures regarding the	
	recovery of claims;	recovery of claims;	recovery of claims;	recovery of claims;	
396.	(g) monitoring, reporting	(g) transparent	(g) monitoring, reporting,	(g) monitoring, reporting,	Provisionally closed on 2
	and evaluation	monitoring, reporting and	transparency and	transparency and	October 2020
	obligations;	evaluation obligations;	evaluation obligations;	evaluation obligations;	
397.	(h) clear and accessible	(h) clear and accessible	(h) clear, transparent	(h) clear and accessible	Provisionally closed on 2
	complaints procedures	complaints procedures	and accessible	complaints procedures	October 2020
	for third parties that	for third parties that	complaints procedures	for third parties that	
	could be affected by the	could be affected by the	for third parties that	could be affected by the	
	implementation of	implementation	could be affected by the	implementation of	
	projects supported by the	application of projects	implementation of	projects supported by the	
	External Action	supported by the External	projects supported by the	External Action	
	Guarantee.	Action Guarantee.	External Action	Guarantee.	
			Guarantee.		
398.	4. The eligible	4. The eligible	4. The eligible	4. The eligible	Provisionally closed on 2
	counterpart shall approve	counterpart shall approve	counterpart shall approve	counterpart shall approve	October 2020
	financing and investment	financing and investment	financing and investment	financing and investment	
	operations following its	operations following its	operations following its	operations following its	
	own rules and procedures	own rules and procedures	own rules and procedures	own rules and procedures	
	and in compliance with	and in compliance with	and in compliance with	and in compliance with	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	the terms of the External	the terms of the External	the terms of the External	the terms of the External	
	Action Guarantee	Action Guarantee	Action Guarantee	Action Guarantee	
	agreement.	agreement.	agreement.	agreement.	
399.	5. The External Action	5. The External Action	5. The External Action	5. The External Action	Provisionally closed on 2
	Guarantee may cover:	Guarantee may cover:	Guarantee may cover:	Guarantee may cover:	October 2020
400.	(a) for debt instruments,	(a) for debt instruments,	(a) for debt instruments,	(a) for debt instruments,	Provisionally closed on 2
	the principal and all	the principal and all	the principal and all	the principal and all	October 2020
	interests and amounts	interests and amounts	interests and amounts	interests and amounts	
	due to the selected	due to the selected	due to the selected	due to the selected	
	eligible counterpart, but	eligible counterpart, but	eligible counterpart, but	eligible counterpart, but	
	not received by it in	not received by it in	not received by it in	not received by it in	
	accordance with the	accordance with the	accordance with the	accordance with the	
	terms of the financing	terms of the financing	terms of the financing	terms of the financing	
	operations after an event	operations after an event	operations after an event	operations after an event	
	of default has occurred;	of default has occurred;	of default has occurred;	of default has occurred;	
401.	(a) for equity	(a) for equity	(ab) for equity	(ab) for equity	Provisionally closed on 2
	investments, the amounts	investments, the amounts	investments, the amounts	investments, the amounts	October 2020
	invested and their	invested and their	invested and their	invested and their	
	associated financing	associated financing	associated financing	associated financing	
	costs;	costs;	costs ;	costs;	
402.	(b) for other financing	(b) for other financing	(bc) for other financing	(bc) for other financing	Provisionally closed on 2
	and investment	and investment	and investment	and investment	October 2020
	operations referred to in	operations referred to in	operations referred to in	operations referred to in	
	Article 27(2), the	Article 27(2), the	Article 27(2), the	Article 27(2), the	
	amounts used and their	amounts used and their	amounts used and their	amounts used and their	
	associated funding costs;	associated funding costs;	associated funding costs;	associated funding costs;	
403.	(c) all relevant expenses	(c) all relevant expenses	(ed) all relevant expenses	(ed) all relevant expenses	Provisionally closed on 2
	and recovery costs	and recovery costs	and recovery costs	and recovery costs	October 2020
	related to an event of	related to an event of	related to an event of	related to an event of	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	default, unless deducted	default, unless deducted	default, unless deducted	default, unless deducted	
	from recovery proceeds.	from recovery proceeds.	from recovery proceeds.	from recovery proceeds.	
403.		5a. The Commission,			Provisionally closed on 2
bis		when concluding			October 2020
		External Action			
		Guarantee agreements			
		with eligible			
		counterparts, shall take			
		due account of:			
403.		(a) the advice and			Provisionally closed on 2
ter		guidance of the strategic			October 2020
		and regional operational			
		boards;			
403.		(b) the objectives of the			Provisionally closed on 2
quater		investment window;			October 2020
403.		(c) the experience and			Provisionally closed on 2
quin-		operational, financial			October 2020
quies		and risk management			
		capacity of the eligible			
		counterpart;			
403.		(d) the amount of own			Provisionally closed on 2
sexies		resources, as well as			October 2020
		private sector co-			
		financing, that the			
		eligible counterpart is			
		ready to mobilise for the			
		investment window.			
404.	6. For the purposes of the	6. For the purposes of the	6. For the purposes of the	6. For the purposes of the	Provisionally closed on 2
	Commission's	Commission's	Commission's	Commission's	October 2020
	accounting, its reporting	accounting, its reporting	accounting, its reporting	accounting, its reporting	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	of the risks covered by	of the risks covered by	of the risks covered by	of the risks covered by	
	the External Action	the External Action	the External Action	the External Action	
	Guarantee and in line	Guarantee and in line	Guarantee and in line	Guarantee and in line	
	with Article 209(4) of the	with Article 209(4) of the	with Article 209(4) of the	with Article 209(4) of the	
	Financial Regulation,	Financial Regulation,	Financial Regulation,	Financial Regulation,	
	eligible counterparts with	eligible counterparts with	eligible counterparts with	eligible counterparts with	
	which a guarantee	which a guarantee	which a guarantee	which a guarantee	
	agreement has been	agreement has been	agreement has been	agreement has been	
	concluded shall provide	concluded shall provide	concluded shall provide	concluded shall provide	
	the Commission and the	the Commission and the	the Commission and the	the Commission and the	
	Court of Auditors	Court of Auditors	Court of Auditors	Court of Auditors	
	annually with the	annually with the	annually with the	annually with the	
	financial reports on	financial reports on	financial reports on	financial reports on	
	financing and investment	financing and investment	financing and investment	financing and investment	
	operations covered by	operations covered by	operations covered by	operations covered by	
	this Regulation, audited	this Regulation, audited	this Regulation, audited	this Regulation, audited	
	by an independent	by an independent	by an independent	by an independent	
	external auditor,	external auditor,	external auditor,	external auditor,	
	containing, inter alia,	containing, inter alia,	containing, inter alia,	containing, inter alia,	
	information on:	information on:	information on:	information on:	
405.	(a) the risk assessment of	(a) the risk assessment of	(a) the risk assessment of	(a) the risk assessment of	Provisionally closed on 2
	financing and investment	financing and investment	financing and investment	financing and investment	October 2020
	operations of the eligible	operations of the eligible	operations of the eligible	operations of the eligible	
	counterparts, including	counterparts, including	counterparts, including	counterparts, including	
	information on Union	information on Union	information on Union	information on Union	
	liabilities measured in	liabilities measured in	liabilities measured in	liabilities measured in	
	compliance with the	compliance with the	compliance with the	compliance with the	
	accounting rules referred	accounting rules referred	accounting rules referred	accounting rules referred	
	to in Article 80 of the	to in Article 80 of the	to in Article 80 of the	to in Article 80 of the	
	Financial Regulation and	Financial Regulation and	Financial Regulation and	Financial Regulation and	
	IPSAS;	IPSAS;	IPSAS;	IPSAS;	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
406.	(b) the outstanding financial obligation for the Union arising from the EFSD+ operations provided to the eligible counterparts and their financing and investment operations, broken down by individual operations. 7. The eligible counterparts shall, upon request, provide the Commission with any additional information necessary to fulfil the Commission's obligations in relation to this Regulation.	(b) the outstanding financial obligation for the Union arising from the EFSD+ operations provided to the eligible counterparts and their financing and investment operations, broken down by individual operations. 7. The eligible counterparts shall, upon request, provide the Commission with any additional information necessary to fulfil the Commission's obligations in relation to this Regulation, in particular with regard to the implementation of recommendations from the ex-ante human rights, social, labour and environment impact assessment and other selection criteria listed	(b) the outstanding financial obligation for the Union arising from the EFSD+ operations provided to the eligible counterparts and their financing and investment operations, broken down by individual operations. 7. The eligible counterparts shall, upon request, provide the Commission with any additional information necessary to fulfil the Commission's obligations in relation to this Regulation.	(b) the outstanding financial obligation for the Union arising from the EFSD+ operations provided to the eligible counterparts and their financing and investment operations, broken down by individual operations. 7. The eligible counterparts shall, upon request, provide the Commission with any additional information necessary to fulfil the Commission's obligations in relation to this Regulation, in particular with regard to the selection criteria listed in Article 27 including compliance with human rights, social, labour and environment standards.	Provisionally closed on 2 October 2020 Provisionally closed on 2 October 2020
408.	8. The Commission shall report on financial instruments, budgetary guarantees, financial	in Article 27. 8. The Commission shall report on financial instruments, budgetary guarantees, financial	8. The Commission shall submit an annual report to the strategic board, to the operational boards,	8. The Commission shall submit an annual report to the strategic board, to the operational boards,	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	assistance in accordance with Article 241 and 250 of the Financial Regulation. To this purpose, the eligible counterparts shall provide annually the information necessary to allow the Commission to comply with the reporting obligations.	assistance in accordance with Article 241 and 250 of the Financial Regulation. To this purpose, the eligible counterparts shall provide annually the information necessary to allow the Commission to comply with the reporting obligations. In addition, the Commission shall submit an annual report to the European Parliament and to the Council as set out in Article 31(6a).	the European Parliament and the Council on financial instruments, budgetary guarantees, including those implemented by the EIB, financial assistance in accordance with Articles 41 (4 and 5), 241 and 250 of the Financial Regulation- which shall include, in addition: (a) an assessment of the results contributing to the purpose and objectives of this Regulation and, where relevant, Regulation [IPA III]; (b) an assessment, on the basis of indicators in line with Articles 26(1) and 27(2), of the additionality and added value, the mobilisation of private sector resources including micro, small and medium-size enterprises, the estimated and actual	to the European Parliament and to the Council on financial instruments, budgetary guarantees, including those implemented by the EIB, financial assistance in accordance with Articles 41 (4 and 5), 241 and 250 of the Financial Regulation. To this purpose, the eligible counterparts shall provide annually the information necessary to allow the Commission to comply with the reporting obligations.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			outputs and the		
			outcomes and impact of		
			the financing and		
			investment operations		
			covered by the External		
			Action Guarantee under		
			the EFSD+ on an		
			aggregated basis,		
			including the impact on		
			decent job creation, the		
			eradication of poverty		
			and on the way in which		
			the root causes of		
			migration, including		
			irregular migration and		
			forced displacement, are		
			addressed; that		
			assessment shall include		
			a gender analysis of the		
			operations covered		
			based on evidence and		
			data broken down by		
			gender, country and		
			sector where possible;		
			(c) an assessment of the		
			synergies and		
			complementarity		
			between operations		
			covered by the External		
			Action Guarantee under		
			the EFSD+ including		

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			those referred to in		
			Article 27bis and other		
			pillars of the External		
			Investment Plan based		
			on relevant existing		
			reports;		
			(d) an assessment of the		
			compliance of the		
			operations supported by		
			the External Action		
			Guarantee under the		
			EFSD+ with the		
			internationally agreed		
			development		
			effectiveness principles;		
			(e) an assessment of the		
			remuneration of the		
			guarantees and of the		
			implementation of		
			Article 155(2) and		
			155(3) of the Financial		
			Regulation;		
			(f) an assessment of the		
			leverage effect achieved		
			by the operations		
			covered;		
			(g) an assessment of the		
			additionality and added		
			value of financing and		
			investment operations;		

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			(h) an assessment of the contribution of the results on the implementation of the policy framework referred to in Article 7. To this purpose, the eligible counterparts shall provide annually the information necessary to allow the Commission to comply with the reporting obligations.		
408. bis		8a. The Commission or the eligible counterparts shall immediately notify OLAF when, at any stage of the preparation, implementation or closure of financing and investment operations covered by this Regulation, there are grounds for suspecting fraud, corruption, money laundering or any other illegal activity that may affect the financial interests of the Union. The Commission	obligations.		Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		or the eligible counterparts shall provide OLAF with all necessary information to enable it to carry out a full and thorough investigation.			
408. ter		Article 29a Grievance and redress mechanism		Article 29 bis Grievance and redress mechanism	Provisionally closed on 2 October 2020
408. quater		In view of possible grievances of third parties in partner countries, including communities and individuals affected by projects supported by the EFSD+ and the External Action Guarantee, the Commission and European Union Delegations shall publish on their websites direct references to the complaints mechanisms of the relevant counterparts that have concluded agreements		In view of possible grievances of third parties in partner countries, including communities and individuals affected by projects supported by the EFSD+ and the External Action Guarantee, the Commission and European Union Delegations shall publish on their websites direct references to the complaints mechanisms of the relevant counterparts that have concluded agreements	Provisionally closed on 2 October 2020
		with the Commission. The Commission shall		with the Commission. The Commission shall	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		also establish an EU centralised grievance mechanism for all projects pursuant to Chapter IV of this Regulation to provide the possibility of directly receiving complaints related to the treatment of grievances by eligible counterparts. The Commission shall take that information into account in view of future cooperation with		also provide the possibility of directly receiving complaints related to the treatment of grievances by eligible counterparts. The Commission shall take that information into account in view of future cooperation with those counterparts.	
408. quinquies		those counterparts. Article 29b Excluded activities and non-cooperative jurisdictions			Provisionally closed on 20 November 2020
408. sexies		1. The External Action Guarantee shall not support financing and investment operations which:			Provisionally closed on 20 November 2020
408. septies		(a) are linked to the military or state security sector.			Provisionally closed on 20 November 2020
408. octies		(b) support the development of nuclear energy, except for loans			Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		provided in accordance	manaate		
		with Regulation EINS,			
		and fossil fuels and			
		promote further carbon			
		lock-in of economies			
		and societies.			
408.		(c) have significant			Provisionally closed on
nonies		environmental external			20 November 2020
		costs, such as those that			20 1\text{\tint{\text{\text{\text{\text{\tint{\text{\text{\tint{\text{\tint{\text{\text{\text{\text{\text{\tint{\text{\tint{\text{\tint{\text{\tint{\text{\tint{\text{\tint{\text{\tint{\text{\tint{\tint{\tint{\tint{\text{\tint{\tint{\tint{\tint{\text{\tint{\text{\tint{\tint{\tint{\tint{\tint{\tint{\tint{\text{\tint{\tint{\tint{\text{\tin{\tin
		involve degradation of			
		protected areas, Critical			
		Habitats and Heritage			
		sites for which no			
		sustainable development			
		and management plan is			
		carried out.			
408.		(d) result in violation of			Provisionally closed
decies		human rights in partner			1 Tovisionariy Crosea
		countries, such as			
		depriving communities			
		from their right to			
		access and control			
		natural resources such			
		as land, contribute to			
		forced displacement of			
		populations, or involve			
		forced labour or child			
		labour.			
408.		2. In their financing and		Persons and entities	Provisionally closed on 2
un-		investment operations,		implementing financial	October 2020
decies		the eligible counterparts		instruments and	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		shall comply with		budgetary guarantees	
		applicable Union law		shall comply with	
		and agreed international		applicable Union law	
		and Union standards		and principles and	
		and, therefore, shall not		agreed international and	
		support projects under		Union standards as laid	
		this Regulation that		down in Article 155 (2)	
		contribute to money		and (3) of the Financial	
		laundering, terrorism		Regulation. The	
		financing, tax		Commission shall assess	
		avoidance, tax fraud and		whether the systems,	
		tax evasion. In addition,		rules and procedures of	
		the eligible counterparts		those persons and	
		shall not enter into new		entities ensure a	
		or renewed operations		protection of the	
		with entities		financial interests of the	
		incorporated or		Union equivalent to the	
		established in		one that is provided for	
		jurisdictions listed under		when the Commission	
		the relevant Union		implements the EU	
		policy on non-		budget, with due regard	
		cooperative		to the principle of	
		jurisdictions, or that are		proportionality taking	
		identified as high risk		into account the nature	
		third countries pursuant		of the action and the	
		to Article 9(2) of		conditions under which	
		Directive (EU) 2015/849		it is implemented.	
		of the European			
		Parliament and of the			
		Council, or that do not			
		effectively comply with			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		Union or internationally			
		agreed tax standards on			
		transparency and			
		exchange of			
		information. The			
		eligible counterparts			
		may derogate from this			
		principle only if the			
		project is physically			
		implemented in one of			
		those jurisdictions, and			
		does not present any			
		indication that the			
		relevant operation falls			
		under any of the			
		categories listed in the			
		first subparagraph of			
		this paragraph. When			
		concluding agreements			
		with financial			
		intermediaries, the			
		eligible counterparts			
		shall transpose the			
		requirements referred to			
		in this Article into the			
		relevant agreements and			
		shall request the			
		financial intermediaries			
		to report on their			
		observance.			

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate		
408.		3. In its financing and			Provisionally closed on
duo- decies		investment operations,			20 November 2020
uecies		the eligible counterpart			
		shall apply the			
		principles and standards			
		set out in Union law on			
		the prevention of the use			
		of the financial system			
		for the purpose of			
		money laundering and			
		terrorist financing and			
		in particular Regulation			
		(EU) 2015/847 of the			
		European Parliament			
		and of the Council (2)			
		and Directive (EU)			
		2015/849. The eligible			
		counterparts shall make			
		both direct funding and			
		funding via			
		intermediaries under			
		this Regulation			
		contingent upon the			
		disclosure of beneficial			
		ownership information			
		in accordance with			
		<i>Directive (EU) 2015/849</i>			
		and publish country-by-			
		country reporting data			
		in accordance with			
		Article 89(1) of Directive			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		2013/36/EU of the European Parliament and of the Council.			
409.	Article 30 Capital participation in a development bank	Article 30 Capital participation in a development bank	Article 30 Capital participation in a development bank	Article 30 Capital participation in a development bank	Provisionally closed on 2 October 2020
410.	The envelope for geographic programmes, referred to in Article 6(2)(a), may be used to contribute to the capital endowment of European and other development finance institutions.	The envelope for geographic programmes, referred to in Article 6(2)(a), may be used to contribute to the capital endowment of European and other development finance institutions.	The envelope for geographic programmes, referred to in Article 6(2)(a), may be used to contribute to the capital endowment of European and other development finance institutions.	The envelope for geographic programmes, referred to in Article 6(2)(a), may be used to contribute to the capital endowment of European and other development finance institutions.	Provisionally closed on 2 October 2020
411.	Chapter V Monitoring, reporting and evaluation	Chapter V Monitoring, reporting and evaluation	Chapter V Monitoring, reporting and evaluation	Chapter V Monitoring, reporting and evaluation	Provisionally closed on 11 June 2020
412.	Article 31 Monitoring and reporting	Article 31 Monitoring and reporting	Article 31 Monitoring and reporting	Article 31 Monitoring and reporting	Provisionally closed on 11 June 2020
412. bis		-1. The achievement of the objectives of this Regulation shall be measured through an adequate, transparent and accountable monitoring, reporting and evaluation system, ensuring the proper involvement of the European Parliament			Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		and the Council, as well	manaate		
		as enhancing the			
		participation of all			
		Union partners,			
		including civil society, in			
		the application of the			
		programmes.			
413.	1. Indicators to report on	1. Indicators to report on	1. Indicators to report on	1. Indicators to report on	Provisionally closed on
	progress under this	progress under this	progress under this	progress under this	11 June 2020
	Regulation towards the	Regulation towards the	Regulation towards the	Regulation towards the	
	achievement of the	achievement of the	achievement of the	achievement of the	
	specific objectives set out	specific objectives set out	specific objectives set	specific objectives set	
	in Article 3 are set in	in Article 3 (2) are set in	out in Article 3 are set in	out in Article 3 (2) are	
	Annex VII, in line with	Annex VII, in line with	Annex VII, in line with	set in Annex VII, in line	
	the Sustainable	the Sustainable	the Sustainable	with the Sustainable	
	Development Goals indicators. The values of	Development Goals indicators. The values of	Development Goals indicators. The values of	Development Goals indicators The values of	
	the indicators on 1	the indicators on 1	the indicators on 1	the indicators on 1	
	January 2021 shall be	January 2021 shall be	January 2021 and shall	January 2021 and shall	
	used as a basis for	used as a basis for	be used <i>together with</i>	be used <i>together with</i>	
	assessing the extent to	assessing the extent to	data from evaluations	data from evaluations	
	which the objectives	which the objectives	and other results	and other existing	
	have been achieved.	have been achieved.	reporting, as a basis for	results reporting, as a	
	nave seen deme ved.	nave seen aemevea.	assessing the extent to	basis for assessing the	
			which the objectives	extent to which the	
			have been achieved.	objectives have been	
				achieved.	
414.	2. The Commission shall	2. The Commission shall	2. The Commission shall	2. The Commission shall	Provisionally closed on
	regularly monitor its	regularly monitor its	regularly continuously	regularly continuously	11 June 2020
	actions and review	actions and review	monitor, and at least on	monitor its actions, at	
	progress made towards	progress made towards	an annual basis, its	least on an annual basis,	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	delivering expected results, covering outputs and outcomes.	delivering the targets established in Article 3, as well as expected results, covering outputs and outcomes.	actions and review progress made towards delivering expected results, covering outputs and outcomes.	and review progress made towards delivering the targets established by in Article 3this Regulation, as well as expected results, covering outputs and outcomes.	
415.	Progress with respect to expected results should be monitored on the basis of clear, transparent and, where appropriate, measurable indicators. Indicators shall be kept at a limited number to facilitate timely reporting.	Progress with respect to expected results should shall be monitored on the basis of clear, transparent and, where appropriate, measurable indicators set in Annex VII and in the monitoring and evaluation framework adopted pursuant to paragraph 9, as well as in accordance with the provisions on Union budgetary execution. Indicators shall be kept at a limited number to facilitate timely reporting and, as a minimum, shall be disaggregated by sex and age.	Progress with respect to expected results should shall be monitored, in a transparent manner, on the basis of elear, transparent relevant and, where appropriate, measurable indicators. Indicators, as well as qualitative and timely data. Whenever possible this data shall be disagregated by sex, age and other factors-kept at a limited number to facilitate timely reporting.	Progress with respect to expected results should shall be monitored, in a transparent, and timely manner, on the basis of elear, transparent relevant and, where appropriate, measurable qualitative and quantitative data: Indicators including, but not limited to those set out in Annex VII, as well as on qualitative data. Whenever possible, this data indicators-shall be disagregated by sex, age and other relevant factors kept at a limited number to facilitate timely reporting.	Provisionally closed
416.	3. Joint results frameworks included	3. Joint results frameworks included	3. <i>Where feasible, Jj</i> oint results frameworks	3. Joint results frameworks included <i>and</i>	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	within joint	within joint	included within joint	agreed within joint	
	programming documents	programming documents	programming documents	programming documents	
	that fulfil the criteria set				
	out in Article 12(4) shall provide the basis for the	out in Article 12(4) shall provide the basis for the	out in Article 12(4) shall provide the basis for the	out in Article 12(4) shall provide, <i>where feasible</i> ,	
	joint monitoring by the	joint monitoring by the	joint monitoring by the	the basis for the joint	
	Union and the Member	Union and the Member	Union and the Member	monitoring by the Union	
	States of the	States of the	States of the	and the Member States of	
	implementation of their	implementation	implementation of their	the implementation of	
	collective support to a	<i>application</i> of their	collective support to a	their collective support to	
	partner country.	collective support to a	partner country as	a partner country.	
	r	partner country.	agreed within the		
			respective joint		
			programming document.		
417.	The performance	The performance	The performance	The performance	Provisionally closed
	reporting system shall	reporting system shall	reporting system shall	reporting system shall	
	ensure that data for				
	monitoring programme	monitoring programme	monitoring programme	monitoring programme	
	implementation and	implementation	implementation and	implementation	
	results are collected	application and results	results are collected	implementation and	
	efficiently, effectively,	are collected efficiently,	efficiently, effectively,	results are collected	
	and in a timely manner.	effectively, and in a	and in a timely manner.	efficiently, effectively,	
	To that end,	timely manner. To that	To that end,	and in a timely manner.	
	proportionate reporting	end, proportionate	proportionate reporting	To that end,	
	requirements shall be imposed on recipients of	reporting requirements shall be imposed on	requirements shall be imposed on recipients of	proportionate reporting requirements shall be	
	Union funds.	recipients of Union	Union funds.	imposed on recipients of	
	Omon funds.	funds.	Omon runus.	Union funds.	
418.	4. The Commission shall	Provisionally closed			
	examine the progress	examine the progress	examine the progress	examine the progress	1 To visionally Closed
	made in implementing	made in implementing	made in implementing	made in implementing	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	this Regulation. From 2022 onwards, the Commission shall submit to the European Parliament and to the Council an annual report on the achievement of the objectives of this Regulation by means of indicators, measuring the results delivered and the efficiency of the Regulation. That report shall also be submitted to the European Economic and Social Committee and to the Committee of the Regions.	applying this Regulation. From 2022 onwards, the Commission shall submit to the European Parliament and to the Council an annual report on the achievement of the objectives of this Regulation by means of indicators, including, but not limited to, those set in Annex VII as well as Union budgetary execution, measuring the results delivered and the efficiency of the Regulation. That report shall also be submitted to the European Economic and Social Committee and to the Committee of the Regions.	this Regulation. From 2022 onwards, the Commission shall, in a timely manner and no later than the 31st of October each year, submit to the European Parliament and to the Council an annual report on progress towards the achievement of the objectives of this Regulation by means of indicators, measuring the reporting on the ongoing activities, results delivered and the efficiency effectiveness of the Regulation. That report shall also be submitted to the European Economic and Social Committee and to the Committee of the Regions.	this Regulation. Starting Ffrom 2022 onwards, the Commission shall, in a timely manner by the end of November each year, submit to the European Parliament and to the Council an annual report on progress towards the achievement of the objectives of this Regulation by means of indicators, including, but not limited to, those set in Annex VII, measuring thereporting on the ongoing activities, results delivered and the effectiveness efficiencyof the Regulation. That report shall also be submitted to the European Economic and Social Committee and to the Committee of the Regions.	
419.	5. The annual report shall contain information relating to the previous year on the measures	5. The annual report shall contain information relating to the previous year on the measures	5. The annual report shall contain information, relating to the previous year on the measures	5. The annual report shall contain information relating to the previous year on the measures	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	financed, the results of	financed, the results of	financed, the results of	financed, the results of	
	monitoring and	monitoring and	monitoring and	monitoring and	
	evaluation exercises, the	evaluation exercises, the	evaluation exercises, the	evaluation exercises, the	
	involvement of the	involvement and level of	involvement of the	involvement and level of	
	relevant partners, and the	cooperation of the	relevant partners , and	cooperation of the	
	implementation of	relevant partners, and the	broken down by type of	relevant partners, and	
	budgetary commitments	implementation	entity as referred to in	broken down by type of	
	and of payment	application of budgetary	Article 62 of the	entity as referred to in	
	appropriations broken	commitments and of	Financial Regulation	Article 62 of the	
	down by country, region	payment appropriations	for both direct and	Financial Regulation	
	and cooperation sector. It	broken down by country,	indirect management,	for both direct and	
	shall assess the results of	region and cooperation	the implementation of	indirect management, as	
	the Union funding using,	sector. It shall <i>include an</i>	budgetary commitments	well as the	
	as far as possible,	assessment of progress	and of payment	implementation of	
	specific and measurable	made towards expected	appropriations broken	budgetary commitments,	
	indicators of its role in	results and regarding	down by <i>programming</i>	including contracted	
	meeting the objectives of	the incorporation of	document when	<i>amounts</i> , and of -payment	
	this Regulation. In the	cross-cutting issues as	applicable, country,	appropriations, broken	
	case of development	mentioned in Article	region and cooperation	down by country, region	
	cooperation, the report	8(6). It shall assess the	sector. It shall assess the	and cooperation sector. It	
	shall also assess, where	results of the Union	results of the Union	shall assess the results of	
	possible and relevant, the	funding using , as far as	funding using, as far as	the Union funding using,	
	adherence to	possible, specific and	possible, specific and	as far as possible,	
	development	measurable indicators of	measurable indicators of	specific and measurable	
	effectiveness principles,	its role in meeting the	its role in meeting to	indicators of its role in	
	including for innovative	objectives of this	show progress towards	meeting to show	
	financial instruments.	Regulation. In the case of	the <i>targets and</i>	progress towards the	
		development	objectives of this	targets and objectives of	
		cooperation, the report	Regulation. <i>It shall also</i>	this Regulation, as well	
		shall also assess , where	present a breakdown on	as the progress made	
		possible and relevant, the	the forms of EU funding	towards mainstreaming	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		adherence to	as defined in Article 23	issues referred to in	
		development	of this Regulation. The	Article 8(6). It shall also	
		effectiveness principles,	report shall contain	present a breakdown on	
		including for innovative	qualitative and	the forms of EU funding	
		financial instruments.	quantitative information	as defined in Article 23	
			on the emerging	of this Regulation. The	
			challenges and priorities	report shall contain	
			cushion referred to in	qualitative and	
			Article 15 and on the	quantitative information	
			use of funds dedicated to	including on measures	
			the incentive-based	taken pursuant to	
			approach referred to in	Article 9 and on the use	
			Article 17. In the case of	of the emerging	
			development	challenges and priorities	
			cooperation, the report	cushion referred to in	
			shall also assess, where	Article 15 and on the	
			possible and relevant, the	use of funds dedicated to	
			adherence to	the incentive-based	
			development	approach responding to	
			effectiveness principles,	performance in key	
			including for innovative	areas referred to in	
			financial instruments.	Article 17. In the case of	
				development	
				cooperation, the report	
				shall also assess, where	
				possible and relevant, the	
				adherence to	
				development	
				effectiveness principles, including for innovative	
				<u> </u>	
				financial instruments.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
420.	6. The annual report	6. The annual report	6. The annual report	6. The annual report	Provisionally closed on
	prepared in 2021 shall	prepared in 2021 shall	prepared in 2021 shall	prepared in 2021 shall	11 June 2020
	contain consolidated	contain consolidated	contain consolidated	contain consolidated	
	information from annual	information from annual	information from annual	information from annual	
	reports concerning the	reports concerning the	reports concerning the	reports concerning the	
	period from 2014 to 2020	period from 2014 to 2020	period from 2014 to 2020	period from 2014 to 2020	
	on all funding from the	on all funding from the	on all funding from the	on all funding from the	
	Regulations referred to in	Regulations referred to in	Regulations referred to in	Regulations referred to in	
	Article 40(2), including	Article 40(2) 39(2),	Article <i>39</i> 40(2),	Article 40(2) 39(2),	
	external assigned	including external	including external	including external	
	revenues and	assigned revenues and	assigned revenues and	assigned revenues and	
	contributions to trust	contributions to trust	contributions to trust	contributions to trust	
	funds, and offering a	funds, and offering a	funds, guarantees and	funds, <i>guarantees</i> and	
	breakdown of spending	breakdown of spending	offering a breakdown of	offering a breakdown of	
	by country, use of	by country, use of	spending by country, use	spending by country,	
	financial instruments,	financial instruments,	forms of financial	forms use of financial	
	commitments and	commitments and	instruments EU funding	instruments EU funding,	
	payments. The report	payments. The report	as defined in Article 23	as defined in Article 23	
	shall reflect the main	shall reflect the main	of this Regulation, type	of this Regulation, type	
	lessons learnt and the	lessons learnt and the	of entity as listed in	of entity as listed in	
	follow-up to the	follow-up to the	Article 62 of the	Article 62 of the	
	recommendations of the	recommendations of the	Financial Regulation	Financial Regulation	
	external evaluative	external evaluative	for both direct and	for both direct and	
	exercises carried out in	exercises carried out in	indirect management,	indirect management,	
	previous years.	previous years. <i>It shall</i>	commitments and	commitments and	
		include an assessment of	payments. The report	payments. The report	
		the level of staff capacity	shall reflect the main	shall reflect the main	
		at headquarters and	lessons learnt and the	lessons learnt and the	
		Union delegations level	follow-up to the	follow-up to the	
		for the delivery of all	recommendations of the	recommendations of the	
			external evaluative	external evaluative	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		objectives covered in this	exercises carried out in	exercises carried out in	
		Regulation.	previous years.	previous years.	
420.		6a. The Commission		6a. The Commission	Provisionally closed on 2
bis		shall submit as part of		shall submit as part of	October 2020
		the annual report		the annual report	
		detailed reporting on the		detailed reporting on the	
		financing and		financing and	
		investment operations		investment operations	
		covered by the External		covered by the External	
		Action Guarantee, and		Action Guarantee, and	
		the functioning of the		the functioning of the	
		EFSD+, its management		EFSD+, its management	
		and its effective		and its effective	
		contribution to its		contribution to its	
		objectives. That part of		objectives. It shall	
		the annual report shall		include the following	
		be accompanied by an		elements:	
		opinion of the Court of			
		Auditors. It shall include			
		the following elements:			
420.		(a) an assessment of the		(a) an assessment of the	Provisionally closed on 2
ter		results contributing to		results contributing to	October 2020
		the purpose and		the purpose and	
		objectives of the EFSD+		objectives of this	
		as set out in this		Regulation and, where	
		Regulation;		relevant, other funding	
				instruments as laid	
100		-		down in Art 26 (6)	
420.		(b) an assessment of			Provisionally closed on 2
quater		current financing and			October 2020
		investment operations			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		and covered by the External Action Guarantee at sector, country and regional levels and their compliance with this Regulation, including the risk measures and their impact on the financial and economic stability of the partners;			
420. quinquies		(c) an assessment of the additionality and added value, the mobilisation of private sector resources, the estimated and actual outputs and the outcomes and impact of the financing and investment operations covered by the External Action Guarantee on an aggregated basis, including the impact on decent job creation and the ability to provide a living wage, the eradication of poverty and the reduction of inequality; that assessment shall include		(b) an assessment, on the basis of indicators in line with Articles 26(1) and 27(2), of the additionality and added value, the mobilisation of private sector resources including micro, small and medium-size enterprises, the type of private sector entities supported, the estimated and actual outputs and the outcomes and impact of the financing and investment operations covered by the External Action Guarantee under the EFSD+ on an	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		a gender analysis of the operations covered based on evidence and data broken down by gender, where possible, and an analysis of the type of private sector supported, including cooperatives and social enterprises;	munuut	aggregated basis, including the impact on decent job creation, and the eradication of poverty and on the way in which the specific socioeconomic root causes of irregular migration and root causes of forced displacement are addressed; the assessment shall include an analysis of the risk measures and their impact on the financial and economic stability of the partners and a gender analysis of the operations covered based on evidence and data broken down by gender, country and	
420. sexies		(d) an assessment of the compliance with the requirements concerning the use of the External Action Guarantee and of the achievement of key		sector where possible; (c) an assessment of the compliance of the operations supported by the External Action Guarantee under the EFSD+ with the internationally agreed	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		performance indicators		development	
		established for each proposal submitted;		effectiveness principles;	
420.		(e) an assessment of the		(d) an assessment of the	Provisionally closed on 2
sept-		leverage effect achieved		leverage effect achieved	October 2020
103		by the operations		by the operations	
		covered by the External		covered;	
		Action Guarantee and			
120		the EFSD+;			
420. octies		(f) the financial amount			Provisionally closed on 2
octics		transferred to			October 2020
		beneficiaries and an			
		assessment of financing and investment			
		operations by each			
		eligible counterpart on			
		an aggregated basis;			
420.		(g) an assessment of the			Provisionally closed on 2
non-		additionality and added			October 2020
ies		value of financing and			
		investment operations of			
		the eligible counterparts,			
		and of the aggregate risk associated with those			
		operations;			
420.		(h) detailed information			Provisionally closed on 2
decies		on calls on the External			October 2020
		Action Guarantee,			
		losses, returns, amounts			
		recovered and any other			
		payments received, as			

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate		
		well as overall risk			
		exposure;			
420.		(i) the financial reports			Provisionally closed on 2
un- decies		on financing and			October 2020
decres		investment operations of			
		the eligible counterparts			
		covered by this			
		Regulation, audited by			
		an independent external			
		auditor;			
420. duo-		(j) an assessment of the		(e) an assessment of the	Provisionally closed on 2
decies		synergies and		synergies and	October 2020
GCCICS		complementarity		complementarity	
		between operations		between operations	
		covered by the External		covered by the External	
		Action Guarantee and		Action Guarantee under	
		the second and third		the EFSD+ including	
		pillars of the EIP based		those referred to in	
		on relevant existing		Article 27 bis and other	
		reports, with particular		pillars of the External	
		regard to progress made		Investment Plan based	
		on good governance,		on relevant existing	
		including in the fight		reports, with particular	
		against corruption and		regard to progress made	
		illicit financial flows,		on good governance,	
		respect for human		including in the fight	
		rights, the rule of law		against corruption and	
		and gender-responsive		illicit financial flows,	
		policies, as well as the		respect for human	
		boosting of		rights, the rule of law	
		entrepreneurship, the		and gender-responsive	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		local business environment and local financial markets;		policies, as well as the boosting of entrepreneurship, the local business environment and local financial markets;	
420. ter- decies		(k) an assessment of the compliance of the External Action Guarantee operations with the internationally agreed development effectiveness principles;			Provisionally closed on 2 October 2020
420. quater - decies		(l) an assessment of the remuneration of the guarantees;		(f) an assessment of the remuneration of the guarantees and of the implementation of Article 155(2) and 155(3) of the Financial Regulation;	Provisionally closed on 2 October 2020
420. quin- decies		(m) an assessment of the implementation of provisions related to excluded activities and non-cooperative jurisdictions.			Provisionally closed on 2 October 2020
421.	7. An annual estimate of the overall spending related to climate action and biodiversity shall be made on the basis of the	7. An annual estimate of the overall spending related to elimate action and biodiversity the targets set by this	7. An annual estimate of the overall spending related to climate action, <i>desertification</i> and biodiversity shall be	7. An annual estimate of the overall spending related to climate action, <i>desertification</i> and biodiversity shall be	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	indicative programming	Regulation shall be	made on the basis of the	made on the basis of the	
	documents adopted. The	made on the basis of the	indicative programming	indicative programming	
	funding allocated under	indicative programming	documents adopted. The	documents adopted. The	
	this Regulation shall be	documents adopted. The	funding allocated under	funding allocated under	
	subject to an annual	funding allocated under	this Regulation shall be	this Regulation shall be	
	tracking system based on	this Regulation shall be	subject to an annual	subject to an annual	
	the methodology of the	subject to an annual	tracking system based on	tracking system based on	
	Organisation for	tracking system based on	the methodology of the	the methodology of the	
	Economic Cooperation	the methodology of the	Organisation for	Organisation for	
	and Development ('Rio	Organisation for	Economic Cooperation	Economic Cooperation	
	markers'), without	Economic Cooperation	and Development	and Development	
	excluding the use of	and Development	('environmental and Rio	('environmental and Rio	
	more precise	including ('Rio	markers'), without	markers'), without	
	methodologies where	markers'), without	excluding the use of	excluding the use of	
	these are available,	excluding the use of	more precise	more precise	
	integrated into the	more precise	methodologies where	methodologies where	
	existing methodology for	methodologies where	these are available,	these are available,	
	performance	these are available,	integrated into the	integrated into the	
	management of Union	integrated into the	existing methodology for	existing methodology for	
	programmes, to quantify	existing methodology for	performance	performance	
	the expenditure related to	performance	management of Union	management of Union	
	climate action and	management of Union	programmes, to quantify	programmes, to quantify	
	biodiversity at the level	programmes, to quantify	the expenditure related to	the expenditure related to	
	of the action plans and	the expenditure related to	environmental	environmental	
	measures referred to in	climate action, and	management and	management and	
	Article 19 and recorded	biodiversity <i>and</i>	protection, climate	protection, climate	
	within evaluations and	environment, human	action, desertification	action, desertification	
	the annual report.	development and social	and biodiversity at the	and biodiversity at the	
		inclusion, gender	level of the action plans	level of the action plans	
		equality, and Official	and measures referred to	and measures referred to	
		Development Assistance,	in Article 19 and	in Article 19 and	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		at the level of the action plans and measures referred to in Article 19 and recorded within evaluations and the annual report. The Commission shall transmit the estimate to the European Parliament as part of the annual report.	recorded within evaluations and the annual report.	recorded within evaluations and the annual report.	
422.	8. The Commission shall make available information on development cooperation through recognised international standards.	8. The Commission shall make available information on development eooperation through recognised international standards, including those of the International Labour Organisation, and using the framework for a common standard developed by the International Aid Transparency Initiative.	8. The Commission shall make available information on development cooperation through cooperation in accordance with recognised international standards-such as those from the OECD and the International Aid Transparency Initiative (IATI).	The Commission shall make available information on development cooperation through cooperation in accordance with recognised international standards- such as those from the International Labour Organisation and the OECD and by using the framework for a common standard developed by the International Aid Transparency Initiative (IATI).	Provisionally closed on 11 June 2020
423.	9. To ensure effective assessment of progress of	9. To ensure effective assessment of progress of	9. To ensure effective assessment of progress of	9. To ensure effective assessment of progress of	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	this Regulation towards the achievement of its objectives, the Commission shall be empowered to adopt delegated acts in accordance with Article 34 to amend Annex VII 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.	this Regulation towards the achievement of its objectives, the Commission shall be empowered to adopt delegated acts in accordance with Article 34 to amend Annex VII to review or complement the indicators where considered necessary, including in the context of the mid-term review pursuant to Article 32, and to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework, which may include additional performance indicators applicable for each of the specific objectives of this Regulation.	this Regulation towards the achievement of its objectives, the Commission shall be empowered to adopt delegated acts in accordance with Article 34 to amend Annex VII 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.	this Regulation towards the achievement of its objectives, the Commission shall be empowered to adopt delegated acts in accordance with Article 34 to amend Annex VII 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.	
424.	Article 32 Evaluation	Article 32 Mid-term review and evaluation	Article 32 Evaluation of this Regulation	Article 32 <i>Evaluation</i>	Provisionally closed on 11 June 2020
425.	1. An interim evaluation of this Regulation shall	1. An interim No later than 30 June 2024, the	1. An interim The mid- term and final	1. The Commission shall evaluate the impact and	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	be performed once there is sufficient information available about its implementation, but no later than four years after the start of the implementation of the instrument.	Commission shall submit a mid-term evaluation report on the application of this Regulation. The mid-term evaluation report shall be performed once there is sufficient information available about its implementation, but no later than four years after the start of the implementation cover the period from 1 January 2021 to 31 December 2023 and shall examine the Union contribution to the achievement of the instrument objectives of this Regulation, by means of indicators measuring the results delivered, and any findings and conclusions concerning the impact of this Regulation, including of the European Fund for Sustainable Development Plus and	evaluation of this Regulation shall be performed once there is sufficient information available about its implementation, but no later than four years after the start of the implementation of the instrument. make use of the good practice principles of the Development Assistance Committee of the Organisation for Economic Cooperation and Development, seeking to ascertain the relevance, effectiveness, efficiency, sustainability and impact of this Regulation and whether the objectives of this Regulation have been met, and to formulate recommendations with a view to improving future actions.	effectiveness of its actions per area of intervention, and the effectiveness of programming, where appropriate by means of independent external evaluations. Proposals by the European Parliament or the Council for independent external evaluations shall be taken into due account. Where applicable, evaluations shall make use of the good practice principles of the Development Assistance Committee of the OECD, seeking to ascertain whether the specific objectives, have been met and to formulate recommendations with a view to improving future actions. The Commission shall communicate the	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		the External Action Guarantee.	mandate	conclusions of the evaluations accompanied by its observations and follow-up, to the European Parliament, to the Council and to the Member States. Evaluations may be discussed at the request of Member States pursuant to Article 35 (7). The results shall feed into action design and resource allocation.	
				Evaluations and follow- up shall be made publicly available. The Commission shall, to an appropriate extent, associate all relevant stakeholders, including beneficiaries, civil society actors and local authorities in the evaluation process of the Union's funding provided under this Regulation, and may, where appropriate, seek	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			munuut	to undertake joint evaluations with the Member States and other partners with close involvement of the partner countries.	
				An interim evaluation of this Regulation shall be performed once there is sufficient information available about its implementation, but no later than four years after the start of the implementation of the instrument.	
426.	Where appropriate evaluations shall make use of the good practise principles of the Development Assistance Committee of the Organisation for Economic Cooperation and Development, seeking to ascertain whether the objectives have been met and to formulate recommendations with a		Where appropriate evaluations shall make use of the good practise principles of the Development Assistance Committee of the Organisation for Economic Cooperation and Development, seeking to ascertain whether the objectives have been met and to formulate recommendations with a	Where appropriate evaluations shall make use of the good practise principles of the Development Assistance Committee of the Organisation for Economic Cooperation and Development, seeking to ascertain whether the objectives have been met and to formulate recommendations with a	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	view to improving future actions.		view to improving future actions.	view to improving future actions.	
426. bis		The European Parliament may provide input to this evaluation. The Commission and the EEAS shall organise a consultation with key stakeholders and beneficiaries, including civil society organisations. The Commission and EEAS shall give particular attention to ensure that the most marginalised are represented.	I bis The mid-term evaluation of the implementation of this Regulation shall be submitted by the Commission no later than 31 December 2024. It shall cover the period from 1 January 2021 until the launch of the evaluation.	I bis A mid-term evaluation of this Regulation shall be submitted by the Commission no later than 31 December 2024. It shall cover the period from 1 January 2021 until the launch of the evaluation.	Provisionally closed on 11 June 2020
426. ter		The Commission shall also evaluate the impact and effectiveness of its actions per area of intervention, and the effectiveness of programming, by means of external evaluations. The Commission and the EEAS shall take into account proposals and views of the European Parliament and the Council on independent			Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate		
		external evaluations.			
		Where appropriate			
		applicable evaluations			
		shall make use of the			
		good practise practice			
		principles of the			
		Development Assistance			
		Committee of the			
		Organisation for			
		Economic Cooperation			
		and Development,			
		seeking to ascertain			
		whether the objectives			
		have been met and to			
		formulate			
		recommendations with a			
		view to improving future			
		actions. The interim			
		evaluation shall assess			
		how the Union			
		performed on targets			
		established by this			
		Regulation.			
427.	2. At the end of the	2. At the end of the	2. At the end of the	2. four years after the end	Provisionally closed on
	implementation of the	implementation of the	implementation of the	of the period specified in	11 June 2020
	Regulation, but no later	Regulation, but no later	Regulation, but no later	Article 1 A final	
	than four years after the	than four years after the	than four years after the	evaluation of the	
	end of the period	end of the period	end of the period	Regulation shall be	
	specified in Article 1, a	specified in Article 1, a	specified in Article 1, 31	carried out by the	
	final evaluation of the	final The mid-term	December 2030 a final	Commission within the	
	Regulation shall be	evaluation <i>report</i> of the	evaluation of the	mid-term review of the	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	carried out by the Commission. This evaluation shall look at the Union contribution to the achievement of the objectives of this Regulation, taking into account indicators measuring the results delivered and any findings and conclusions concerning the impact of this Regulation.	Regulation shall also address efficiency, the added value, the functioning of the simplified and streamlined external financing architecture, internal and external coherence, and the continued relevance be earried out by the Commission. This evaluation shall look at the Union contribution to the achievement of the objectives of this Regulation, taking into account indicators measuring the results delivered and any the complementarity and synergies between the actions funded, the contribution of the measures to consistent Union external action, and the degree to which the public in recipient countries are aware of Union financial support, where appropriate, and	Regulation shall be earried out submitted by the Commission. This evaluation shall look at analyse and assess the Union contribution to the achievement of the objectives of this Regulation, taking into account indicators measuring the results delivered and any as well as findings and conclusions concerning the impact of this Regulation.	next financial period. This evaluation shall look at analyse and assess the Union contribution to the achievement of the objectives of this Regulation, taking into account indicators measuring the results delivered and any findings and conclusions concerning the impact of this Regulation.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		include the findings and conclusions concerning the impact of this Regulation. of the reports referred to in article 31(4).			
428.	The final evaluation report shall also address efficiency, the added value, the scope for simplification, internal and external coherence, and the continued relevance of the objectives of this Regulation.	The final evaluation report shall also address efficiency, the added value, the scope for simplification, internal and external coherence, and the continued relevance of the objectives of this Regulation.	The mid-term and the final evaluation-report shall also address efficiency, the added value, the scope for simplification, internal and external coherence, lessons learnt, and the continued relevance of the objectives of this Regulation. The evaluations shall also include information on the added value of integrating previously separate instruments into one streamlined instrument.	The mid-term and the final evaluations-report shall address efficiency, effectiveness, impact, sustainability, the added value, the scope for simplification, internal and external coherence, including complementarity and synergies, and the continued relevance of the objectives of this Regulation. Evaluations shall identify lessons learned. The evaluations shall assess the maximum amount of the External Action Guarantee laid down in article 26(3) and include information on the added value of integrating previously separate instruments	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				into one streamlined instrument.	
429.	The final evaluation report shall be undertaken for the specific purpose of improving the implementation of the Union funding. It shall inform decisions on the renewal, modification or suspension of the types of actions implemented under the Regulation.	The final mid-term evaluation report shall be undertaken for the specific purpose of improving the implementation application of the Union funding. It shall inform decisions on the renewal, modification or suspension of the types of actions implemented under this Regulation.	The final evaluation report shall be undertaken for the specific purpose of improving the implementation of the Union funding. It shall inform decisions on the renewal, modification or suspension of the types of actions implemented under the Regulation.	The final evaluation report shall be undertaken for the specific purpose of improving the implementation of the Union funding. It shall inform decisions on the renewal, modification or suspension of the types of actions implemented under the Regulation.	Provisionally closed on 11 June 2020
429. bis			The mid-term and final evaluation reports shall also contain consolidated information from annual reports on all funding governed by this Regulation, including external assigned revenues and contributions to trust funds, offering a breakdown of spending by beneficiary country, forms of EU funding, and involeyment of EU	The mid-term and final evaluations shall also contain consolidated information from annual reports on all funding governed by this Regulation, including external assigned revenues and contributions to trust funds, offering a breakdown of spending by beneficiary country, forms of EU funding, and involvement of EU Member States and	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			Member States and	relevant partners, commitments and	
			relevant partners, commitments and	payments, as well as a	
			payments.	breakdown per	
			r J ···	geographic programmes,	
				thematic programmes	
				and rapid response	
				actions, including the	
				use of funds mobilised	
				from the emerging	
				challenges and priorities	
				cushion, as referred to in Article 6.	
430.	The final evaluation	The final mid-term	The final evaluation	The final evaluation	Provisionally closed on
	report shall also contain	evaluation report shall	report shall also contain	report shall also contain	11 June 2020
	consolidated information	also contain consolidated	consolidated information	consolidated information	11 00000 2020
	from relevant annual	information from	from relevant annual	from relevant annual	
	reports on all funding	relevant annual reports	reports on all funding	reports on all funding	
	governed by this	on all funding governed	governed by this	governed by this	
	Regulation, including	by this Regulation,	Regulation, including	Regulation, including	
	external assigned	including external	external assigned	external assigned	
	revenues and	assigned revenues and	revenues and	revenues and	
	contributions to trust	contributions to trust	contributions to trust	contributions to trust	
	funds offering a	funds offering a	funds offering a	funds offering a	
	breakdown of spending	breakdown of spending	breakdown of spending	breakdown of spending	
	by beneficiary country, use of financial	by, beneficiary country, use of financial	by beneficiary country, use of financial	by beneficiary country, use of financial	
	instruments,	instruments,	instruments,	instruments,	
	commitments and	commitments and	commitments and	commitments and	
	payments	payments, as well as by	payments.	payments.	
	paymonts	geographic and thematic	payments.	paymono.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		programme and rapid response action, including funds mobilised from the emerging challenges and priorities cushion.			
430. bis			The mid-term and final evaluation shall be undertaken for the specific purpose of improving the implementation of the Union funding and its contribution to promoting development outcomes in partner countries. They shall inform decisions on the renewal, modification or suspension of the types of actions implemented under the Regulation.	The mid-term and final evaluations report shall be undertaken for the specific purpose of improving the implementation Union funding. It shall inform decisions on the renewal, modification or suspension of the types of actions implemented under the Regulation. The mid-term evaluation shall be accompanied, if appropriate, by legislative proposals setting out necessary amendments to this Regulation.	Provisionally closed on 11 June 2020
431.	The Commission shall communicate the conclusions of the evaluations accompanied by its observations, to the	The Commission shall communicate the conclusions of the evaluations accompanied by its observations, to the	The Commission shall communicate the <i>findings and</i> conclusions of the <i>all</i> evaluations accompanied by its		Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	European Parliament, to	European Parliament, to	observations <i>and</i>		
	the Council and to the	the Council and to the	management response,		
	Member States through	Member States through	to the European		
	the relevant committee	the relevant committee	Parliament, to the		
	referred to in Article 35.	referred to in Article 35.	Council and to the		
	Specific evaluations may	Specific evaluations may	Member States through		
	be discussed in that	be discussed in that	the relevant committee		
	committee at the request	committee at the request	referred to in Article 35.		
	of Member States. The	of Member States. The	Specific eEvaluations		
	results shall feed into	results shall feed into	may be discussed in that		
	programme design and	programme design and	committee at the request		
	resource allocation.	resource allocation.	of Member States. The		
			respective results shall		
			feed into programme		
			action design and		
			resource allocation. All		
			evaluation reports and		
			management response		
			shall be made publicly		
			available.		
432.	The Commission shall, to	The Commission shall, to	The Commission shall, to		Provisionally closed on
	an appropriate extent,	an appropriate extent,	an appropriate extent,		11 June 2020
	associate all relevant	associate all relevant	associate all relevant		
	stakeholders in the	stakeholders and	stakeholders in the		
	evaluation process of the	beneficiaries, including	evaluation process of the		
	Union's funding provided	CSOs in the evaluation	Union's funding provided		
	under this Regulation,	process of the Union's	under this Regulation,		
	and may, where	funding provided under	and may, where		
	appropriate, seek to	this Regulation, and may,	appropriate, seek to		
	undertake joint	where appropriate, seek	undertake joint		
	evaluations with the	to undertake joint	evaluations with the		

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
	3.6	1 1 11 1	mandate		
	Member States and	evaluations with the	Member States and		
	development partners	Member States and	development other		
	with close involvement	development partners	partners with close		
	of the partner countries.	with close involvement	involvement of the		
100		of the partner countries.	partner countries.		
432. bis		2a. The Commission			Provisionally closed on
DIS		shall submit the mid-			11 June 2020
		term evaluation report			
		referred to in paragraph			
		2 to the European			
		Parliament and to the			
		Council. The report			
		shall be accompanied, if			
		appropriate, by			
		legislative proposals			
		setting out necessary			
		amendments to this			
		Regulation.			
432.		2b. At the end of the			Provisionally closed on
ter		period of application of			11 June 2020
		this Regulation, but no			
		later than three years			
		after the end of the			
		period specified in			
		Article 1, the			
		Commission shall carry			
		out a final evaluation of			
		the Regulation on the			
		same terms as the mid-			
		term evaluation referred			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		to in paragraph 2 of this Article.			
433.	3. In line with the specific reporting provisions in the Financial Regulation, by 31 December 2025 and every three years thereafter, the Commission shall evaluate the use and the functioning of the External Action Guarantee. The Commission shall submit its evaluation report to the European Parliament and to the Council. That evaluation report shall be accompanied by an opinion of the Court of Auditors.	3. In line with the specific reporting provisions in the Financial Regulation, by 31 December 2025 and every three years thereafter, the Commission shall evaluate the use and the functioning of the External Action Guarantee. The Commission shall submit its evaluation report to the European Parliament and to the Council. That evaluation report shall be accompanied by an opinion of the Court of Auditors.	3. In line with the specific reporting provisions in the Financial Regulation, by 31 December 20252023 and every three years thereafter, the Commission shall evaluate the use and the functioning of the External Action Guarantee. The Commission shall submit its evaluation report to the European Parliament and to the Council. That evaluation report shall be accompanied by an opinion of the Court of Auditors. The evaluation report and the opinion of the Court of Auditors. The evaluation report and the opinion of the Court of Auditors shall be made publicly available. The Commission shall conduct an independent evaluation every three years containing, inter alia, information on the	3. In line with the specific reporting provisions in the Financial Regulation, by 31 December 2024 and every three years thereafter, the Commission shall evaluate, on the basis of an external evaluation, the use and the functioning of the External Action Guarantee, in particular its contribution to the overall objectives, the achieved results and additionality. The Commission shall submit its evaluation report to the European Parliament and to the Council. That evaluation report shall be accompanied by an opinion of the Court of Auditors. The evaluation report and the opinion of the Court of Auditors	Provisionally closed on 2 October 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			contribution to the	shall be made publicly	
				available.	
			overall objectives, the achieved results and	avanabie.	
			financial additionality.		
434.	TITLE III	TITLE III	TITLE III	TITLE III	Provisionally closed on
757.	FINAL PROVISIONS	FINAL PROVISIONS	FINAL PROVISIONS	FINAL PROVISIONS	11 June 2020
435.	Article 33	Article 33	Article 33	Article 33	Provisionally closed on
433.					2
	Participation by a	Participation by a	Participation by a	Extension of geographic	11 June 2020
	country or territory not	country or territory not	country or territory not	scope	
	covered by this	covered by this	covered by this		
126	Regulation	Regulation	Regulation	1 7 1 1 1 2 2 2 2	D :: 11 1 1
436.	1. In duly justified cases	1. In duly justified cases	1. In duly justified cases	1. In duly justified cases	Provisionally closed
	and where the action to	and where the action to	and where the action to	and where the action to	
	be implemented is of a	be implemented applied	be implemented is of a	be implemented is of a	
	global, trans-regional or	is of a global, trans-	global, trans-regional or	global, trans-regional or	
	regional nature, the	regional or regional	regional nature, the	regional nature, the	
	Commission may decide,	nature, the Commission	Commission may decide,	Commission may decide,	
	within the relevant	may decide, within the	within the relevant	within the relevant	
	multiannual indicative	relevant multiannual	multiannual indicative	multiannual indicative	
	programmes or within	indicative programmes or	programmes or within	programmes or within	
	the relevant action plans	within the relevant action	the relevant action plans	the relevant action plans	
	or measures to extend the	plans or measures to	or measures to extend the	or measures to extend the	
	scope of actions to	extend the scope of	scope of actions to	scope of actions to	
	countries and territories	actions to shall be	countries and territories	countries and territories	
	not covered by this	empowered to adopt a	not covered by this	not covered by this	
	Regulation pursuant to	delegated act in	Regulation pursuant to	Regulation pursuant to	
	Article 4 in order to	accordance with Article	Article 4 in order to	Article 4 in order to	
	ensure the coherence and	34 in order to	ensure the coherence and	ensure the coherence and	
	effectiveness of Union	supplement this	effectiveness of Union	effectiveness of Union	
	financing or to foster	Regulation by adding	financing or to foster	financing or to foster	
		countries and territories			

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate		
	regional or trans-regional	not to those covered by	regional or trans-regional	regional or trans-regional	
	cooperation.	this Regulation pursuant	cooperation.	cooperation.	
		to Article 4 in order to			
		ensure the coherence and			
		effectiveness of Union			
		financing or to foster			
		regional or trans-regional			
		cooperation for the			
		purpose of those actions.			
437.	2. The Commission may	2. The Commission may	2. The Commission may	2. The Commission may	Provisionally closed on
	include a specific	include a specific	include a specific	include a specific	11 June 2020
	financial allocation to	financial allocation to	financial allocation to	financial allocation to	
	assist partner countries	assist partner countries	assist partner countries,	assist partner countries,	
	and regions in	and regions in	and regions in	and regions in	
	strengthening their	strengthening their	strengthening their	strengthening their	
	cooperation with	cooperation with	cooperation with	cooperation with	
	neighbouring Union	neighbouring Union	neighbouring Union	neighbouring Union	
	outermost regions and	outermost regions and	outermost regions and	outermost regions and	
	with overseas countries	with overseas countries	with overseas countries	with overseas countries	
	and territories covered by	and territories covered by	and territories covered by	and territories covered by	
	Council Decision OCT	Council Decision OCT	Council Decision [OCT	Council Decision [OCT	
	Decision. To this end,	Decision. To this end,	Decision]. To this end,	<i>Decision</i>]. To this end,	
	this Regulation, may	this Regulation, may	this Regulation, may	this Regulation, may	
	contribute, where	contribute, where	contribute, where	contribute, where	
	appropriate and on the	appropriate and on the	appropriate and on the	appropriate and on the	
	basis of reciprocity and	basis of reciprocity and	basis of reciprocity and	basis of reciprocity and	
	proportionality as regards	proportionality as regards	proportionality as regards	proportionality as regards	
	the level of funding from	the level of funding from	the level of funding from	the level of funding from	
	the OCT Decision and/or	the OCT Decision and/or	the [OCT Decision]	the [OCT Decision]	
	the ETC Regulation, to	the ETC Regulation, to	and/or the [ETC	and/or the [ETC	
	actions implemented by a	actions implemented by a	Regulation], to actions	Regulation], to actions	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	partner country or region	partner country or region	implemented by a partner	implemented by a partner	
	or any other entity under	or any other entity under	country or region or any	country or region or any	
	this Regulation, by a	this Regulation, by a	other entity under this	other entity under this	
	country, territory or any	country, territory or any	Regulation, by a country,	Regulation, by a country,	
	other entity under the	other entity under the	territory or any other	territory or any other	
	OCT Decision or by a	OCT Decision or by a	entity under the [OCT	entity under the [OCT	
	Union outermost region	Union outermost region	Decision] or by a Union	Decision] or by a Union	
	in the frame of joint	in the frame of joint	outermost region in the	outermost region in the	
	operational programmes	operational programmes	frame of joint operational	frame of joint operational	
	or to interregional	or to interregional	programmes or to	programmes or to	
	cooperation programmes	cooperation programmes	interregional cooperation	interregional cooperation	
	or measures established	or measures established	programmes or measures	programmes or measures	
	and implemented under	and implemented under	established and	established and	
	the ETC Regulation.	the ETC Regulation.	implemented under [the	implemented under [the	
			ETC Regulation].	ETC Regulation J.	
437.		Article 33a			Provisionally closed on
bis		Cooperation between			11 June 2020
		partner countries and			
		regions with			
		neighbouring Union			
		outermost regions and			
		with overseas countries			
		and territories			
437.		1. The Commission may			Provisionally closed on
ter		include a specific			11 June 2020
		financial allocation to			
		assist partner countries			
		and regions in			
		strengthening their			
		cooperation with			
		neighbouring Union			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		autamast vasions and	manaute		
		outermost regions and			
		with overseas countries and territories covered			
		by Council Decision			
		OCT Decision. To this			
		end, this Regulation,			
		may contribute, where			
		appropriate and on the			
		basis of reciprocity and			
		proportionality as			
		regards the level of			
		funding from the OCT			
		Decision and/or the			
		ETC Regulation, to			
		actions applied by a			
		partner country or			
		region or any other			
		entity under this			
		Regulation, by a			
		country, territory or any			
		other entity under the			
		OCT Decision or by a			
		Union outermost region			
		in the frame of joint			
		operational programmes			
		or to interregional			
		cooperation			
		programmes or			
		measures established			
		and applied under the			
		ETC Regulation.			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
437. quater		2. The Union co- financing rate shall not be higher than 90 % of the eligible expenditure of a programme or measure. For technical assistance, the co- financing rate shall be 100 %.			Provisionally closed on 11 June 2020
438.	Article 34 Exercise of the delegation	Article 34 Exercise of the delegation	Article 34 Exercise of the delegation	Article 34 Exercise of the delegation	Provisionally closed
439.	1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.	1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.	1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.	1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.	Provisionally closed
440.	2. The power to adopt delegated acts referred to in Article 4(6), Article 26(3), Article 27(9) and Article 31(9) shall be conferred on the Commission for the period of validity of this Regulation.	2. The power to adopt delegated acts referred to in Article 4(6), Article 26(3) 8(7a), Article 8(8b), Article 14(1), Article 15(a), Article 17(4), Article 21(3a), Article 26(4), Article 27(9), and Article 33(1) shall be conferred on the Commission for the period of validity of this	2. The power to adopt delegated acts referred to in Article 4(6), Article 26(3), Article 27(9) and Article 31(9) shall be conferred on the Commission for the period of validity of this Regulation.	2. The power to adopt delegated acts referred to in Article 4(6), Article 4 (6)a, Article 6(4)a, Article 26(3), Article 26(4), Article 27(9) and Article 31(9) shall be conferred on the Commission for the period of validity of this Regulation.	Provisionally closed, to be aligned with final articles

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		Regulation. The Commission shall adopt those delegated acts as soon as possible. However, the delegated acts referred to in Article 8(7a), Article 8(8b), Article 17(4), and Article 31(9) shall be adopted by[6 months after the date of entry into force of this	munuure		
441.	3. The delegation of power referred to in Article 4(6), Article 26(3), Article 27(9) and Article 31(9) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date	Regulation]. 3. The delegation of power referred to in Article 4(6), Article 26(3), 8(7a), Article 8(8b), Article 14(1), Article 15a, Article 17(4), Article 21(3a), Article 26(4), Article 27(9), Article 31(9) and Article 33(1) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of power specified in that decision. It shall take effect the	3. The delegation of power referred to in Article 4(6), Article 26(3), Article 27(9) and Article 31(9) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date	3. The delegation of power referred to in Article 4(6), Article 4 (6)a, Article 6(4a), Article 26(3), Article 26(4), Article 27(9) and Article 31(9) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of power specified in that decision. It shall take effect the day following the publication of the decision in the Official	Provisionally closed, to be aligned with final articles

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	specified therein. It shall	day following the	specified therein. It shall	Journal of the European	
	not affect the validity of	publication of the	not affect the validity of	Union or at a later date	
	any delegated acts	decision in the Official	any delegated acts	specified therein. It shall	
	already in force.	Journal of the European	already in force.	not affect the validity of	
		Union or at a later date		any delegated acts	
		specified therein. It shall		already in force.	
		not affect the validity of			
		any delegated acts			
		already in force.			
442.	4. Before adopting a	4. Before adopting a	4. Before adopting a	4. Before adopting a	Provisionally closed
	delegated act, the	delegated act, the	delegated act, the	delegated act, the	
	Commission shall	Commission shall	Commission shall	Commission shall	
	consult experts	consult experts	consult experts	consult experts	
	designated by each	designated by each	designated by each	designated by each	
	Member State in	Member State in	Member State in	Member State in	
	accordance with the	accordance with the	accordance with the	accordance with the	
	principles laid down in	principles laid down in	principles laid down in	principles laid down in	
	the Interinstitutional	the Interinstitutional	the Interinstitutional	the Interinstitutional	
	Agreement on Better	Agreement on Better	Agreement on Better	Agreement on Better	
	Law-Making of 13 April	Law-Making of 13 April	Law-Making of 13 April	Law-Making of 13 April	
	2016.	2016.	2016.	2016.	
443.	5. As soon as it adopts a	5. As soon as it adopts a	5. As soon as it adopts a	5. As soon as it adopts a	Provisionally closed
	delegated act, the	delegated act, the	delegated act, the	delegated act, the	
	Commission shall notify	Commission shall notify	Commission shall notify	Commission shall notify	
	it simultaneously to the	it simultaneously to the	it simultaneously to the	it simultaneously to the	
	European Parliament and	European Parliament and	European Parliament and	European Parliament and	
	to the Council.	to the Council.	to the Council.	to the Council.	
444.	6. A delegated act	6. A delegated act	6. A delegated act	6. A delegated act	Provisionally closed, to
	adopted pursuant to	adopted pursuant to	adopted pursuant to	adopted pursuant to	be aligned with final
	Article 4(6), Article	Article 4(6), Article	Article 4(6), Article	Article 4(6), Article 4	articles
	26(3), Article 27(9) and	26(3), 8(7a), Article	26(3), Article 27(9) and	(6)a, Article 6(4a),	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Article 31(9) shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.	8(8b), Article 14(1), Article 15a, Article 17(4), Article 21(3a), Article 26(4), Article 27(9), Article 31(9) and Article 33(1) shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European	Article 31(9) shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.	Article 26(3), Article 26(4), Article 27(9) and Article 31(9) shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.	
444.		Parliament or of the Council.			D :: 11 1 1
bis		Article 34a Urgency procedure			Provisionally closed
444. ter		1. Where, in the case of natural or man-made			Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		disasters, or immediate			
		threats to democracy,			
		the rule of law, human			
		rights or fundamental			
		freedoms, imperative			
		grounds of urgency so			
		require, the Commission			
		is empowered to adopt			
		delegated acts and the			
		procedure provided for			
		in paragraphs 2 and 3 of			
		this Article shall apply.			
444.		2. Delegated acts			Provisionally closed
quater		adopted under this			
		Article shall enter into			
		force without delay and			
		shall apply as long as no			
		objection is expressed in			
		accordance with			
4.4.4		paragraph 3.			
444. quin-		The notification of a			Provisionally closed
quies		delegated act to the			
•		European Parliament			
		and to the Council shall			
		state the reasons for the			
		use of the urgency			
444.		procedure.			Dravisias alla: -11
sexies		3. Either the European			Provisionally closed
55.1105		Parliament or the			
		Council may object to a			
		delegated act in			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		accordance with the procedure referred to in Article 34(6). In such a case, the Commission shall repeal the act immediately following the notification of the decision to object by the European Parliament or			
444. septies		by the Council. Article 34b Democratic accountability			Provisionally closed
444. octies		1. In order to enhance dialogue between the institutions of the Union, in particular the European Parliament, Commission and the EEAS, and to ensure greater transparency and accountability, as well as the expediency in the adoption of acts and measures by the Commission, the European Parliament may invite the Commission and the EEAS to appear before it to discuss the strategic			Provisionally closed

Line	Commission proposal	EP position	Council negotiating	Possible compromise	Comments
			mandate		
		orientations and			
		guidelines for the			
		programming under this			
		Regulation. That			
		dialogue shall also			
		foster the overall			
		coherence of all			
		External Financing			
		Instruments in line with			
		Article 5. That dialogue			
		may take place prior to			
		the adoption of			
		delegated acts and of the			
		draft annual budget by			
		the Commission. That			
		dialogue may also take			
		place on an ad hoc basis			
		in view of major political			
		developments, at the			
		request of the European			
		Parliament or the			
		European Commission			
		or the EEAS.			
444.		2. The Commission and			Provisionally closed
nonies		the EEAS shall present			
		to the European			
		Parliament all relevant			
		documents in that			
		regard at least one			
		month prior to the			
		dialogue. For the			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		dialogue related to the annual budget, consolidated information on all action plans and measures adopted or planned in accordance with Article 21, information on cooperation per country, region and thematic area, and the use of rapid response actions, the emerging challenges and priorities cushion, and the External Action Guarantee shall be provided by the	manaate		
		Commission and the EEAS.			
444. decies		3. The Commission and the EEAS shall take utmost account of the position expressed by the European Parliament. In the event that the Commission or the EEAS do not take European Parliament's positions into account, it			Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		shall provide due justification.			
444. undecies		4. The Commission and the EEAS, in particular through the steering group pursuant to Article 38, shall be responsible for keeping the European Parliament informed about the state of this Regulation's application, in particular about ongoing measures,			Provisionally closed
445.	A .: 1 .25	actions and results.	A .: 1 . 25	A .: 1 . 25	D 11 1 1
443.	Article 35 Committee	Article 35 Committee	Article 35 Committee	Article 35 Committee	Provisionally closed
446.	1. The Commission shall be assisted by the Neighbourhood, Development and International Cooperation committee. This committee shall be a committee within the meaning of Regulation (EU) No 182/2011.	1. The Commission shall be assisted by the Neighbourhood, Development and International Cooperation committee. This committee shall be a committee within the meaning of Regulation (EU) No 182/2011.	1. The Commission shall be assisted by the Neighbourhood, Development and International Cooperation committee. This committee shall be a committee within the meaning of Regulation (EU) No 182/2011. The committee may convene in different formats in charge of specific areas	1. The Commission shall be assisted by the Neighbourhood, Development and International Cooperation committee. This committee shall be a committee within the meaning of Regulation (EU) No 182/2011. The committee may convene in different formats in charge of specific areas	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			of intervention, such as geographic, thematic and rapid response actions.	of intervention, such as geographic, thematic and rapid response actions.	
447.	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply. When the committee delivers no opinion, the Commission shall not adopt the draft implementing act and the third subparagraph of Article 5(4) of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	Provisionally closed
448.	3. Where the opinion of the committee is to be obtained by a written procedure, the procedure shall be terminated without result when, within the time limit for delivery of the opinion, the chair of the committee so decides or a simple majority of committee members so requests.	3. Where the opinion of the committee is to be obtained by a written procedure, the procedure shall be terminated without result when, within the time limit for delivery of the opinion, the chair of the committee so decides or a simple majority of committee members so requests.	3. Where the opinion of the committee is to be obtained by a written procedure, the procedure shall be terminated without result when, within the time limit for delivery of the opinion, the chair of the committee so decides or a simple majority of committee members so requests.	3. Where the opinion of the committee is to be obtained by a written procedure, the procedure shall be terminated without result when, within the time limit for delivery of the opinion, the chair of the committee so decides or a simple majority of committee members so requests.	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
449.	4. Where reference is	4. Where reference is	4. Where reference is	4. Where reference is	Provisionally closed
	made to this paragraph,	made to this paragraph,	made to this paragraph,	made to this paragraph,	
	Article 8 of Regulation	Article 8 of Regulation	Article 8 of Regulation	Article 8 of Regulation	
	(EU) No 182/2011, in	(EU) No 182/2011, in	(EU) No 182/2011, in	(EU) No 182/2011, in	
	conjunction with Article	conjunction with Article	conjunction with Article	conjunction with Article	
	5 thereof, shall apply.	5 thereof, shall apply.	5 thereof, shall apply.	5 thereof, shall apply.	
450.	5. The adopted decision	5. The adopted decision	5. The adopted decision	5. The adopted decision	Provisionally closed
	shall remain in force for	shall remain in force for	shall remain in force for	shall remain in force for	
	the duration of the	the duration of the	the duration of the	the duration of the	
	adopted or modified	adopted or modified	adopted or modified	adopted or modified	
	document, action	document, action	document, action	document, action	
	programme or measure.	programme or measure.	programme or measure.	programme or measure.	
451.	6. An observer from the	6. An observer from the	6. An observer from the	6. An observer from the	Provisionally closed
	European Investment	European Investment	European Investment	European Investment	
	Bank shall take part in	Bank shall take part in	Bank shall take part in	Bank shall take part in	
	the Committee's	the Committee's	the C committee's	the Committee's	
	proceedings with regard	proceedings with regard	proceedings with regard	proceedings with regard	
	to questions concerning	to questions concerning	to questions concerning	to questions concerning	
	the European Investment	the European Investment	the European Investment	the European Investment	
	Bank.	Bank.	Bank.	Bank.	
451.			7. The committee shall	7. Member States may	Provisionally closed
bis			be assisting the	request the examination	
			Commission by	of any other matter	
			examining any other	concerning the	
			matter concerning the	implementation of this	
			implementation of this	Regulation, in particular	
			Regulation, in particular	with regard to multi-	
			with regard to multi-	annual programming	
			annual programming	documents including	
			documents including	mid-term or ad-hoc	
				reviews and evaluations.	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			mid-term or ad-hoc reviews.		
452.	Article 36 Information, communication and publicity	Article 36 Information Transparency, communication and publicity public disclosure of information	Article 36 Information, communication and publicity	Article 36 Information, communication and publicity visibility	Provisionally closed on 11 June 2020
453.	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. The Commission shall be responsible for monitoring recipients' compliance with those requirements.	1. The recipients of Union funding shall acknowledge the origin and ensure the visibility of the Union funding, in coherence with Union values, in particular when promoting and reporting on 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 and reporting on the actions, and their results by highlighting the support received from the Union in a visible manner on communication material related to the actions supported under this Regulation; and by providing coherent, effective and proportionate targeted information to multiple audiences, including the media and the public.	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				Agreements concluded with the recipients of Union funding shall contain obligations in that respect.	
454.	2. The Commission shall implement information and communication actions relating to this Regulation, and its actions and results. Financial resources allocated to this Regulation shall also contribute to the corporate communication of the political priorities of the Union, as far as those priorities are directly related to the objectives referred to in Article 3.	2. The Commission shall implement apply information and communication actions relating to this Regulation, and its actions and results. Financial resources allocated to this Regulation shall also contribute to the corporate communication of the political priorities of the Union, as far as those priorities are directly related to the objectives referred to in Article 3.	2. The Commission shall implement information and communication actions relating to this Regulation, and its actions and results. Financial resources allocated to this Regulation shall also contribute to the corporate communication of <i>and reporting on</i> the political priorities of the Union, <i>as well as fight against disinformation</i> , as far as those priorities are directly related to the objectives referred to in Article 3.	2. The Commission shall carry out implement information and communication actions relating to this Regulation, and its actions and results. Financial resources allocated to this Regulation shall also contribute to the corporate communication of and reporting on the political priorities of the Union, as far as those priorities are directly related to the objectives referred to in Article 3.	Provisionally closed on 11 June 2020
454. bis		2a. The Commission shall take measures to strengthen strategic communication and public diplomacy for communicating the		2bis. This Regulation shall support strategic communication and public diplomacy, including the fight against disinformation,	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		values of the Union and the Union's added value.		with a view to communicating the values of the Union as well as the added value of, and results achieved by the Union's actions.	
454. ter		2b. The Commission shall establish a single comprehensive public central electronic repository of all actions financed under this Regulation, including the criteria used to establish partners' needs in the resource allocation process, and ensure its regular update, with the exception of those actions deemed to give rise to security issues or local political sensitivities pursuant to Article 37.		2ter. The Commission shall make publicly available information on actions financed under this Regulation as referred to in Article 38 of the Financial Regulation, including as appropriate through a comprehensive single website.	Provisionally closed on 11 June 2020
454. quater		2c. The repository shall also include information on all financing and investment operations, including at individual and project level and the		2c. This website shall also include information on financing and investment operations and the essential elements of all EFSD +	Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		essential elements of all EFSD + guarantee agreements, including information on the legal identity of eligible counterparts, expected development benefits and complaints procedures, taking into account the protection of confidential and commercially sensitive information.		guarantee agreements, including information on the legal identity of eligible counterparts, expected development benefits and complaints procedures, in accordance with subparagraph h) of Article 29(3), taking into account the protection of confidential and commercially sensitive	
454. quinquies		2d. In accordance with their transparency policies and Union rules on data protection and on access to documents and information, eligible EFSD + counterparts shall proactively and systematically make publicly available on their websites information relating to all financing and investment operations covered by the External Action Guarantee, relating in particular to		information. 2d. In accordance with their transparency policies and Union rules on data protection and on access to documents and information, eligible EFSD + counterparts shall proactively and systematically make publicly available on their websites information relating to all financing and investment operations covered by the External Action Guarantee, relating in particular to	Provisionally closed on 20 November 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		the manner in which		the manner in which	
		those operations		those operations	
		contribute to the		contribute to the	
		achievement of the		achievement of the	
		objectives and		objectives and	
		requirements of this		requirements of this	
		Regulation. Such		Regulation. Where	
		information shall be		possible, such	
		broken down at project		information shall be	
		level. Such information		broken down at project	
		shall always take into		level. Such information	
		account the protection		shall always take into	
		of confidential and		account the protection	
		commercially sensitive		of confidential and	
		information. Eligible		commercially sensitive	
		counterparts shall also		information. Eligible	
		publicise Union support		counterparts shall also	
		in all information which		publicise Union support	
		they publish on		in all information which	
		financing and		they publish on	
		investment operations		financing and	
		covered by the External		investment operations	
		Action Guarantee in		covered by the External	
		accordance with this		Action Guarantee in	
		Regulation.		accordance with this	
				Regulation.	
455.	Article 37	Article 37	Article 37	Article 37	Provisionally closed on
	Derogation from	Derogation from	Derogation from	Derogation from	11 June 2020
	visibility requirements	visibility requirements	visibility requirements	visibility requirements	
456.	Security issues or local	Security issues or local	Security issues or local	Security issues or local	Provisionally closed on
	political sensitivities may	political sensitivities may	political sensitivities may	political sensitivities may	11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	make it preferable or				
	necessary to limit	necessary to limit	necessary to limit	necessary to limit	
	communication and	communication and	communication and	communication and	
	visibility activities in	visibility activities in	visibility activities in	visibility activities in	
	certain countries or areas				
	or during certain periods.				
	In such cases, the target				
	audience and the	audience and the	audience and the	audience and the	
	visibility tools, products	visibility tools, products	visibility tools, products	visibility tools, products	
	and channels to be used				
	in promoting a given				
	action shall be	action shall be	action shall be	action shall be	
	determined on a case-by-				
	case basis, in	case basis, in	case basis, in	case basis, in	
	consultation and	consultation and	consultation and	consultation and	
	agreement with the	agreement with the	agreement with the	agreement with the	
	Union. Where rapid	Union. Where rapid	Union. Where rapid	Union. Where rapid	
	intervention is required	intervention is required	intervention is required	intervention is required	
	in response to a sudden				
	crisis, it is not necessary				
	to produce a full				
	communication and	communication and	communication and	communication and	
	visibility plan	visibility plan	visibility plan	visibility plan	
	immediately. In such	immediately. In such	immediately. In such	immediately. In such	
	situations, however, the	situations, however, the	situations, however, the	situations, however, the	
	Union's support shall	Union's support shall	Union's support shall	Union's support shall	
	nevertheless be	nevertheless be	nevertheless be	nevertheless be	
	appropriately indicated	appropriately indicated	appropriately indicated	appropriately indicated	
	from the start.	from the start.	from the start.	from the start.	
457.	Article 38	Article 38	Article 38	Article 38	Provisionally closed
	EEAS clause	EEAS clause	EEAS clause	EEAS clause	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
458.	This Regulation shall apply in accordance with Decision 2010/427/EU.	This Regulation shall apply in accordance with Decision 2010/427/EU.	This Regulation shall apply in accordance with Decision 2010/427/EU.	This Regulation shall be apply applied in accordance with Decision 2010/427/EU, in particular Article 9 thereof.	Provisionally closed
458. bis		Article 38a Governance		v	Provisionally closed
458. ter		A horizontal steering group composed of all relevant Commission and EEAS services and chaired by the VP/HR or a representative of that office shall be responsible for the steering, coordination and management of this instrument throughout the management cycle in order to ensure consistency, efficiency, transparency and accountability of all Union external financing. The VP/HR shall ensure overall political coordination of the Union's external action. For all actions, including rapid response			Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	Commission proposat	actions and exceptional assistance measures, and throughout the whole cycle of programming, planning and application of the instrument, the High Representative and the EEAS shall work with the relevant members and services of the Commission, identified on the basis of the nature and objectives of the action foreseen, building upon their	mandate		
458. quater		expertise. All proposals for decisions shall be prepared by following the Commission's procedures and shall be submitted to the Commission for adoption. The European Parliament shall be fully involved in the design, programming,			Provisionally closed
		monitoring and evaluation phases of the instruments in order to			

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
		guarantee political control and democratic scrutiny and accountability of Union funding in the field of external action.			
459.	Article 39 Repeal and transitional provisions	Provisionally closed on 11 June 2020			
460.	1. Decision No 466/2014/EU, Regulation (EC, Euratom) No 480/2009 and Regulation (EU) 2017/1601 are repealed with effect from 1 January 2021.	1. Decision No 466/2014/EU, Regulation (EC, Euratom) No 480/2009 and Regulation (EU) 2017/1601 are repealed with effect from 1 January 2021.	1. Decision No 466/2014/EU, Regulation (EC, Euratom) No 480/2009 and Regulation (EU) 2017/1601 are repealed with effect from 1 January 2021.	1. Without prejudice to Article 26(7), Decision No 466/2014/EU, Regulation (EC, Euratom) No 480/2009 and Regulation (EU) 2017/1601 are repealed with effect from the first day after the month following the month of entry into force of this Regulation 1 January 2021 and Decision No 466/2014/EU is repealed with effect from 1 January 2022. The financial envelope for this Regulation shall also finance the provisioning of the budgetary guarantees authorised under	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
				Regulation (EU) 2017/1601 and of guarantees and financial assistance authorised under basic acts whose provisioning is governed by Regulation (EC, Euratom) No 480/2009. Provisioning for such guarantees in and financial assistance to beneficiaries listed in Annex I of IPA III shall be financed from IPA III.	
460. bis				Decision No 466/2014/EU is amended as follows: (a) Article 1(5) is replaced by the following: "The EU guarantee shall cover EIB financing operations signed during the period from 1 January 2014 to 31 December 2021".	Provisionally closed

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
			manaure	(b) The second subparagraph of Article 20 is replaced by the following: "By 31 December 2022, the Commission shall present to the European Parliament and to the Council a report on the application of this Decision." The last three paragraphs of Annex I are replaced by the following: "Within the overall fixed ceiling, the EIB governing bodies may decide, after consulting the Commission, to reallocate amounts within and between regions."	
461.	2. The financial envelope for this Regulation may also cover technical and administrative assistance	2. The financial envelope for this Regulation may also cover technical and administrative assistance	2. The financial envelope for this Regulation may also cover technical and administrative assistance	2. The financial envelope for this Regulation may also cover technical and administrative assistance	Provisionally closed on 11 June 2020

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	expenditures necessary to	expenditures necessary to	expenditures necessary to	expenditures necessary to	
	ensure the transition	ensure the transition	ensure the transition	ensure the transition	
	between this Regulation	between this Regulation	between this Regulation	between this Regulation	
	and the measures adopted	and the measures adopted	and the measures	and the measures	
	under its predecessors:	under its predecessors:	adopted under its	adopted under its	
	Regulation (EU) No	Regulation (EU) No	predecessors: Regulation	predecessors: Regulation	
	233/2014; Regulation	233/2014; Regulation	(EU) No 233/2014;,	(EU) No 233/2014 ; ,	
	(EU) No 232/2014;	(EU) No 232/2014;	Regulation (EU) No	Regulation (EU) No	
	Regulation (EU) No	Regulation (EU) No	232/2014 ;, Regulation	232/2014 ;, Regulation	
	230/2014; Regulation	230/2014; Regulation	(EU) No 230/2014;,	(EU) No 230/2014 ; ,	
	(EU) No 235/2014;	(EU) No 235/2014;	Regulation (EU) No	Regulation (EU) No	
	Regulation (EU) No	Regulation (EU) No	235/2014 ; , Regulation	235/2014 ; , Regulation	
	234/2014, Regulation	234/2014, Regulation	(EU) No 234/2014,	(EU) No 234/2014,	
	(Euratom) No 237/2014,	(Euratom) No 237/2014,	Regulation (Euratom) No	Regulation (Euratom) No	
	Regulation (EU) No	Regulation (EU) No	237/2014, Regulation	237/2014, Regulation	
	236/2014, Decision No	236/2014, Decision No	(EU) No 236/2014,	(EU) No 236/2014,	
	466/2014/EU, Regulation	466/2014/EU, Regulation	Decision No	Decision No	
	(EC, Euratom)	(EC, Euratom) No	466/2014/EU, Regulation	466/2014/EU, Regulation	
	No 480/2009 and	480/2009 and Regulation	(EC, Euratom)	(EC, Euratom)	
	Regulation (EU)	(EU) 2017/1601.	No 480/2009 and	No 480/2009 and	
	2017/1601.		Regulation (EU)	Regulation (EU)	
			2017/1601.	2017/1601.	
462.	3. The financial envelope	3. The financial envelope	3. The financial envelope	3. The financial envelope	Provisionally closed on
	for this regulation may	for this regulation may	for this regulation may	for this regulation may	11 June 2020
	cover expenditures	cover expenditures	cover expenditures	cover expenditures	
	related to the preparation	related to the preparation	related to the preparation	related to the preparation	
	of any successor to this	of any successor to this	of any successor to this	of any successor to this	
	Regulation.	Regulation.	Regulation.	Regulation.	
463.	4. If necessary,	4. If necessary,	4. If necessary,	4. If necessary,	Provisionally closed on
	appropriations may be	appropriations may be	appropriations may be	appropriations may be	11 June 2020
	entered in the budget	entered in the budget	entered in the budget	entered in the budget	

Line	Commission proposal	EP position	Council negotiating mandate	Possible compromise	Comments
	beyond 2027 to cover the	beyond 2027 to cover the	beyond 2027 to cover the	beyond 2027 to cover the	
	expenditures provided	expenditures provided	expenditures provided	expenditures provided	
	for in Article 20(1), to	for in Article 20(1), to	for in Article 20(1), to	for in Article 20(1), to	
	enable the management	enable the management	enable the management	enable the management	
	of actions not completed	of actions not completed	of actions not completed	of actions not completed	
	by 31 December 2027.	by 31 December 2027.	by 31 December 2027.	by 31 December 2027.	
464.	Article 40	Article 40	Article 40	Article 40	Provisionally closed on
	Entry into force	Entry into force	Entry into force	Entry into force	11 June 2020
465.	This Regulation shall	This Regulation shall	This Regulation shall	This Regulation shall	Provisionally closed on
	enter into force on the	enter into force on the	enter into force on the	enter into force on the	11 June 2020
	day following that of its	day following that of its	day following that of its	day following that of its	
	publication in the <i>Official</i>	publication in the Official	publication in the	publication in the	
	Journal of the European	Journal of the European	Official Journal of the	Official Journal of the	
	Union.	Union.	European Union.	European Union.	
466.	It shall apply from	It shall apply from	It shall apply from	It shall apply from 1	Provisionally closed
	1 January 2021.	1 January 2021 <i>until</i>	1 January 2021 <i>until</i>	January 2021.	
		<i>31 December 2027.</i>	31 December 2027.		
467.	This Regulation shall be	This Regulation shall be	This Regulation shall be	This Regulation shall be	Provisionally closed on
	binding in its entirety and	binding in its entirety and	binding in its entirety and	binding in its entirety and	11 June 2020
	directly applicable in all	directly applicable in all	directly applicable in all	directly applicable in all	
	Member States.	Member States.	Member States.	Member States.	