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from:	General Secretariat
to:	Working Party on Agricultural Structures and Rural Development
No Cion prop.:	15425/11 + REV 1 (en, fr, de) - COM(2011) 627 final/2
Subject:	Proposal for a Regulation of the European Parliament and of the Council on support for rural development by the European Agricultural Fund for Rural development (EAFRD) <i>- Preparation of the first informal trilogue</i>

With a view to the meeting of the Working Party on Agricultural Structures and Rural Development on 7-8 March 2013, delegations will find attached, in the Annex, a four-column table, prepared by the Presidency:

- *first column*: the Commission proposal text (docs 15425/11+ REV 1 (en, fr, de) and 14329/12);
- *second column*: the EP COMAGRI amendments adopted on 23 January 2013;
- *third column*: the Presidency suggested Council position which represents the settled views in Council (doc. 17352/1/12 REV 1) and new revised text to take account, inter alia, of delegations' views expressed in the Special Committee on Agriculture on 11 February 2013 (docs. 6092/13 and 6093/13);
- *fourth column*: the Presidency suggested Council position on the EP COMAGRI amendments, including a few further legal-linguistic adjustments.

Delegations will be invited to comment on and approve the Presidency guidance for suggested Council position on the EP COMAGRI amendments (see the fourth column) with a view to the submission of the four-column document by the Working Party to the Special Committee on Agriculture as a basis for the approval of the Presidency's mandate for the first informal trilogue.

Delegations are invited to note that **political issues** dealt with directly by the Special Committee on Agriculture are not for discussion in the Working Party on Agricultural Structures and Rural Development.

This concerns:

A. Issues which have already been discussed by the Special Committee on Agriculture:

- Support rates of sub-thematic programmes (Article 8)
- Ex-ante conditionalities (Article 10 and Annex IV)
- Eligible beneficiaries under forestry measures (Articles 22-27 and 35)
- Risk management (Articles 37-40)
- Irrigation (Article 46(3)).

B. Outstanding issues:

- Grace period for investments (Article 18, new paragraph 4a)
- Agri-environment climate commitments and the link with greening (Article 29)
- Areas with natural constraints (Articles 32-33 and Annex II)

C. MFF related issues:

The Council position has been amended in the *third column* following the MFF agreement¹. Those amendments concern Article 2(1)(ja) and Articles 64 and 65². The Presidency does not intend to present any guidance on MFF related issues until they are discussed in the Special Committee on Agriculture.

Furthermore, where there is no specific comment in the fourth column or where an EP amendment is not acceptable, it must be understood that the Council confirms its position set out in the third column.

In order to facilitate the review of the document, amendments considered as "acceptable" are highlighted in green, and those considered as "not acceptable" in red. No text is provided in the second and/or third column where the Commission proposal has not been amended.

¹ See European Council Conclusions 7-8 February 2013, Multiannual Financial Framework (doc. EUCO 37/13).

² MFF related Articles will remain in square brackets as they may need to be amended further for consistency with the MFF Regulation, and the Common Provisions Regulation.

Commission proposal	EP amendments	Council position	Presidency guidance
THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,		THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	
AM 1 Citation 1			
Having regard to the Treaty on the Functioning of the European Union, and in particular Article 42 and 43 thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 42 and 43(2) thereof,		Acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
Having regard to the proposal from the European Commission ³ , After transmission of the draft legislative act to the national Parliaments, Having regard to the opinion of the European Economic and Social Committee ⁴ , Having regard to the opinion of the Committee of the Regions ⁵ , Having consulted the European Data Protection Supervisor ⁶ Acting in accordance with the ordinary legislative procedure, Whereas:		Having regard to the proposal from the European Commission ⁷ , After transmission of the draft legislative act to the national Parliaments, Having regard to the opinion of the European Economic and Social Committee ⁸ , Having regard to the opinion of the Committee of the Regions ⁹ , Having consulted the European Data Protection Supervisor ¹⁰ Acting in accordance with the ordinary legislative procedure, Whereas:	

³ OJC [...], [...], p. [...].
⁴ OJC [...], [...], p. [...].
⁵ OJC [...], [...], p. [...].
⁶ OJC [...], [...], p. [...].
⁷ OJC [...], [...], p. [...].
⁸ OJC [...], [...], p. [...].
⁹ OJC [...], [...], p. [...].
¹⁰ OJC [...], [...], p. [...].

Commission proposal	EP amendments	Council position	Presidency guidance
RECITALS			
(1) The Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions on "The CAP towards 2020: Meeting the food, natural resources and territorial challenges of the future"¹¹ (hereinafter "the CAP towards 2020 Communication") set out potential challenges, objectives and orientations for the common agricultural policy (hereinafter "the CAP") after 2013. In the light of the debate on that Communication, the CAP should be reformed with effect from 1 January 2014. That reform should cover all the main instruments of the CAP, including Council Regulation (EC) No 1698/2005 of 20 September 2005 on support for rural development by the			

¹¹ COM(2010) 672 final, 18.11.2010.

Commission proposal	EP amendments	Council position	Presidency guidance
European Agricultural Fund for Rural Development (EAFRD) ¹² . In view of the scope of the reform, it is appropriate to repeal Regulation (EC) No 1698/2005 and to replace it with a new text.			
(2) A rural development policy should accompany and complement direct payments and market measures of the CAP and thus contribute to that policy's objectives as laid down in the Treaty on the Functioning of the European Union (hereinafter "the Treaty"). A rural development policy should also integrate the major policy objectives spelled out in the Communication from the Commission of 3 March 2010 "Europe 2020 A strategy for smart, sustainable and inclusive growth" ¹³ (hereinafter "Europe 2020 Strategy") and be coherent with the general objectives for the economic and social cohesion policy set out in the Treaty.			

¹² OJ L 277, 21.10.2005, p. 1.
¹³ COM(2010) 2020 final, 3.3.2010.

Commission proposal	EP amendments	Council position	Presidency guidance
(3) Since the objective of this Regulation, namely rural development, cannot be achieved sufficiently by Member States, given the links between it and the other instruments of the CAP, the extent of disparities between the various rural areas and the limits on the financial resources of the Member States in an enlarged Union, and can therefore be better achieved at Union level through the multi-annual guarantee of Union finance and by concentrating on its priorities, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5(3) of the Treaty on European Union. In accordance with the principle of proportionality as set out in Article 5(4) of that Treaty, this Regulation does not go beyond what is necessary in order to achieve that objective.		(3) Since the objective of this Regulation, namely rural development, cannot be achieved sufficiently by Member States, given the links between it and the other instruments of the CAP, the extent of disparities between the various rural areas and the limits on the financial resources of the Member States in an enlarged Union, and can therefore be better achieved at Union level through the multi-annual guarantee of Union finance and by concentrating on its priorities, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5(3) of the Treaty on European Union (TEU). In accordance with the principle of proportionality as set out in Article 5(4) of that treaty TEU, this Regulation does not go beyond what is necessary in order to achieve that objective.	

Commission proposal	EP amendments	Council position	Presidency guidance
(4) In order to supplement or amend certain non-essential elements of this Regulation, the power to adopt delegated acts in accordance with Article 290 of the Treaty should be delegated to the Commission. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level. The Commission, when preparing and drawing up delegated acts, should ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and to the Council.			
(5) To ensure the sustainable development of rural areas, it is necessary to focus on a limited number of core priorities relating to knowledge transfer and innovation in agriculture, forestry and rural areas, the competitiveness of all types of agriculture and farm viability, food chain organisation and risk management in agriculture, restoring, preserving and enhancing ecosystems dependant on agriculture and forestry, resource efficiency and the shift towards a low carbon economy in the			

Commission proposal	EP amendments	Council position	Presidency guidance
agricultural, food and forestry sectors, and promoting social inclusion, poverty reduction and the economic development of rural areas. In doing so account must be taken of the diversity of situations that affect rural areas with different characteristics or different categories of potential beneficiaries and the cross-cutting objectives of innovation, environment and climate change mitigation and adaptation. Mitigation action should relate to both limiting emissions in agriculture and forestry from key activities such as livestock production, fertilizer use and to preserving the carbon sinks and enhancing carbon sequestration with regard to land use, land use change and the forestry sector. The Union priority for rural development relating to knowledge transfer and innovation in agriculture, forestry and rural areas should apply horizontally in relation to the other Union priorities for rural development.			

Commission proposal	EP amendments	Council position	Presidency guidance
(6) The Union's priorities for rural development should be pursued in the framework of sustainable development and the Union's promotion of the aim of protecting and improving the environment as set out in Articles 11 and 19 of the Treaty, taking into account the polluter pays principle. The Member States should provide information on the support for climate change objectives in line with the ambition to devote at least 20% of the Union budget to this end, using a methodology adopted by the Commission.			
(7) The activities of the European Agricultural Fund for Rural Development (hereinafter "the EAFRD") and the operations to which it contributes should be consistent and support from other instruments of the CAP. In order to ensure optimal utilisation of Union resources the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of defining exceptions to the rule that no support under this Regulation should be granted to operations supported under common		(7) The activities of the European Agricultural Fund for Rural Development (hereinafter "the EAFRD") and the operations to which it contributes should be consistent and compatible with support from other instruments of the CAP. In order to ensure optimal allocation and efficient utilisation of Union resources the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of defining exceptions to the rule that no support under this Regulation should be granted to operations supported	

Commission proposal	EP amendments	Council position	Presidency guidance
market organisations.		under common market organisations-	
	<i>Amendment 2</i> Recital 8		
(8) In order to ensure the immediate start and efficient implementation of rural development programmes, support from the EAFRD should be based on the existence of sound administrative framework conditions. Member States should therefore assess compliance with certain ex ante conditionalities. Each Member State should prepare either a national rural development programme for its entire territory or a set of regional programmes. Each programme should identify a strategy for meeting targets in relation to the Union priorities for rural development and a selection of measures. Programming should comply with Union priorities for rural development, while being adapted to national contexts and complement the other Union policies, in particular the agricultural market policy, cohesion policy and the common fisheries policy. Member States which opt for a set of regional programme should be able to	(8) In order to ensure the immediate start and efficient implementation of rural development programmes, support from the EAFRD should be based on the existence of sound administrative framework conditions. Member States should therefore assess compliance with certain ex ante conditionalities. Each Member State should prepare either a national rural development programme for its entire territory or a set of regional programmes. Each programme should identify a strategy for meeting targets in relation to the Union priorities for rural development and a selection of measures. Programming should comply with Union priorities for rural development, while being adapted to national contexts and complement the other Union policies, in particular the agricultural market policy, cohesion policy and the common fisheries policy. Member States which opt for a set of regional programme should be able to		Acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
also prepare a national framework, without a separate budgetary allocation, in order to facilitate co-ordination among the regions in addressing nation-wide challenges.	also prepare <i>a national programme for the implementation of specific measures</i> in order to facilitate co-ordination among the regions in addressing nation-wide challenges.		
(9) Member States should be able to include in their rural development programmes thematic sub-programmes to address specific needs in areas of particular importance to them. Thematic sub-programmes should concern among others young farmers, small farms, mountain areas and the creation of short supply chains. Thematic sub-programmes should also be used to provide for the possibility to address restructuring of agricultural sectors which have a strong impact on the development of rural areas. As a means to increase the efficient intervention of such thematic sub-programmes Member States should be allowed to provide for higher support rates for certain operations covered by them.			

Commission proposal	EP amendments	Council position	Presidency guidance
(10) Rural development programmes should identify the needs of the area covered and describe a coherent strategy to meet them in the light of the Union priorities for rural development. This strategy should be based on the setting of targets. The links between the needs identified, the targets set and the choice of measures selected to meet them should be established. Rural development programmes should also contain all the information required to assess their conformity with the requirements of this Regulation.			
(11) Targets are to be established in rural development programmes against a common set of target indicators for all Member States. In order to facilitate this exercise the areas covered by these indicators should be defined, in line with the Union priorities for rural development. Given the horizontal application of the Union priority for rural development relating to knowledge transfer in agriculture and forestry, interventions under this priority are to be considered as instrumental to the target indicators			

Commission proposal	EP amendments	Council position	Presidency guidance
defined for the remaining Union priorities.			
Amendment 3			
Recital 12			
(12) It is necessary to establish certain rules for programming and revising rural development programmes. A lighter procedure should be provided for revisions not affecting the strategy of the programmes or the respective Union financial contributions.	(12) It is necessary to establish certain rules for programming and revising rural development programmes. A <i>simplified</i> procedure should be provided for revisions not affecting the strategy of the programmes or the respective Union financial contributions.		Acceptable
Amendment 4			
Recital 13			
(13) In order to ensure legal certainty and clarity concerning the procedure to be followed in the case of programme amendments, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of the setting of the criteria on the	(13) In order to ensure legal certainty and clarity concerning the procedure to be followed in the case of programme amendments, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of setting criteria <i>defining a</i>	(13) In order to ensure legal certainty and clarity concerning the procedure to be followed in the case of programme amendments, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of the setting of	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
basis of which proposed changes of the quantified targets of the programmes shall be considered as major, thus triggering the need to modify the programme by means of an implementing act adopted in accordance with Article 91 of this Regulation.	<i>major reset of quantified targets.</i>	the criteria on the basis of which proposed changes of the quantified targets of the programmes shall be considered as major, thus triggering the need to modify the programme by means of an implementing act adopted in accordance with Article 91 of this Regulation.	
(14) The evolution and specialisation of agriculture and forestry and the particular challenges faced by micro-, small and medium-sized enterprises (hereinafter "SMEs") in rural areas require an appropriate level of technical and economic training as well as an increased capacity to access and exchange knowledge and information including in the form of diffusion of best agricultural and forestry production practices. Knowledge transfer and information actions should take not only the form of traditional training courses but be adapted to the needs of rural actors. Workshops, coaching, demonstration activities, information actions but also short-term farm exchange or visit schemes should therefore also be supported. Knowledge and information acquired should enable			

Commission proposal	EP amendments	Council position	Presidency guidance
farmers, forest holders, persons engaged in the food sector and rural SMEs to enhance in particular their competitiveness and resource efficiency and improve their environmental performance while at the same time contributing to the sustainability of the rural economy. In order to ensure that knowledge transfer and information actions are effective in delivering these results it should be required that the providers of knowledge transfer services have all the appropriate capabilities.			
(15) In order to ensure that bodies providing knowledge transfer services are able to provide services of a quality and nature that is in line with the purposes of the rural development policy, to ensure a better targeting of funds and to ensure that farm exchange schemes and farm visits are clearly demarcated in relation to similar actions under other Union schemes, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of minimum qualifications of bodies providing knowledge transfer, eligible		(15) In order to ensure that bodies providing knowledge transfer services are able to provide services of a quality and nature that is in line with the purposes of the rural development policy, to ensure a better targeting of funds and to ensure that farm exchange schemes and farm visits are clearly demarcated in relation to similar actions under other Union schemes, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of minimum qualifications of bodies	

Commission proposal	EP amendments	Council position	Presidency guidance
costs and the duration and content of farm exchange schemes and farm visits.		providing knowledge transfer, eligible costs and the duration and content of farm exchange schemes and farm visits.	
Amendment 5			
Recital 16			
(16) Farm advisory services help farmers, forest holders and SMEs in rural areas to improve the sustainable management and overall performance of their holding or business. Therefore both the setting up of such services and the use of advice by farmers, forest holders and SMEs should be encouraged. In order to enhance the quality and effectiveness of the advice offered, provision should be made for the minimum qualifications and regular training of advisors. Farm advisory services, as provided for in Regulation of the European Parliament and of the Council (EU) No .../2012 of [...] ¹⁴ should help farmers assess the performance of their agricultural holding and identify the necessary improvements as regards the statutory management requirements, good agricultural and environmental	(16) Farm advisory services help farmers, forest holders and SMEs in rural areas to improve the sustainable management and overall performance of their holding or business. Therefore both the setting up of such services and the use of advice by farmers, forest holders and SMEs should be encouraged. In order to enhance the quality and effectiveness of the advice offered, provision should be made for the minimum qualifications and regular training of advisors. Farm advisory services, as provided for in Regulation of the European Parliament and of the Council (EU) No .../2013 [HR] should help farmers assess the performance of their agricultural holding and identify the necessary improvements as regards the statutory management requirements, good agricultural and environmental		Not acceptable

¹⁴ OJ L [...], [...], p. [...].

Commission proposal	EP amendments	Council position	Presidency guidance
requirements, good agricultural and environmental conditions, agricultural practices beneficial to the climate and the environment set out in Regulation of the European Parliament and of the Council (EU) No DP/2012 of [...]¹⁵, requirements or actions related to climate change mitigation and adaptation, biodiversity, protection of water, animal disease notification and innovation at least as laid down in Annex I to Regulation (EU) No HR/2012. Where relevant, advice should also cover occupational safety standards. Advice may also cover issues linked to the economic, agricultural and environmental performance of the holding or enterprise. Farm management and farm relief services should help farmers improve and facilitate management of their holding.	conditions, agricultural practices beneficial to the climate and the environment set out in Regulation of the European Parliament and of the Council (EU) No .../2013 [DP], requirements or actions related to climate change mitigation and adaptation, biodiversity, protection of water, animal disease notification and innovation at least as laid down in Annex I to Regulation (EU) No .../2013 [HR]. Where relevant, advice should also cover occupational <i>or farm</i> safety standards. Advice may also cover <i>support for setting up of young farmers, sustainable development of the economic activities of the holding, local processing and marketing</i> issues linked to the economic, agricultural and environmental performance of the holding or enterprise. Farm management and farm relief services should help farmers improve and facilitate management of their holding.		

¹⁵ OJ L [...], [...], p. [...].

Commission proposal	EP amendments	Council position	Presidency guidance
(17) In order to ensure that bodies and authorities offering advisory services are able to provide advice of a quality and nature that is in line with the purposes of rural development policy, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of the further specification of the minimum qualifications of the authorities and bodies providing advice.		(17) In order to ensure that bodies and authorities offering advisory services are able to provide advice of a quality and nature that is in line with the purposes of rural development policy, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of the further specification of the minimum qualifications of the authorities and bodies providing advice.	
(18) Union or national quality schemes for agricultural products and food provide consumers with assurances on the quality and characteristics of the product or the production process used as a result of the participation of farmers in such schemes, achieve added value for the products concerned and enhance their market opportunities. Farmers should therefore be encouraged to participate in these schemes. Given that it is at the moment of entering such schemes and in the early years of their participation that additional costs and obligations imposed on farmers as a result of their participation are not fully remunerated by the market, support should		(18) Union or national quality schemes for agricultural products and food provide consumers with assurances on the quality and characteristics of the product or the production process used as a result of the participation of farmers in such schemes, achieve added value for the products concerned and enhance their market opportunities. Farmers should therefore be encouraged to participate in these schemes. Given that it is at the moment of entering such schemes and in the early years of their participation that additional costs and obligations imposed on farmers as a	

Commission proposal	EP amendments	Council position	Presidency guidance
be limited to new participation and cover a period of no more than five years. Given the special characteristics of cotton as a farm product, quality schemes for cotton should also be covered. In order to ensure the efficient and effective use of EAFRD budgetary resources, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of the Union quality schemes that may be covered by this measure.		result of their participation are not fully remunerated by the market, support should be limited to new participation and cover a period of no more than five years. Given the special characteristics of cotton as a farm product, quality schemes for cotton should also be covered. In order to ensure the efficient and effective use of EAFRD budgetary resources, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of the Union quality schemes that may be covered by this measure.	

Commission proposal	EP amendments	Council position	Presidency guidance
	Amendment 6 Recital 19		
(19) In order to improve the economic and environmental performance of agricultural holdings and rural enterprises, improve the efficiency of the agricultural products marketing and processing sector, provide infrastructure needed for the development of agriculture and support non-remunerative investments necessary to achieve environmental aims, support should be provided to physical investments contributing to these aims. During the 2007-2013 programming period a variety of measures covered different areas of intervention. In the interest of simplification but also of allowing beneficiaries to design and realise integrated projects with increased added value, a single measure should cover all types of physical investments. Member States should define a threshold for agricultural holdings eligible for aid for investments related to supporting farm viability based on the results of the strengths, weaknesses, opportunities and	(19) In order to improve the economic and environmental performance of agricultural holdings and rural enterprises, improve the efficiency of the agricultural products marketing and processing sector, provide infrastructure needed for the development of agriculture and support non-remunerative investments necessary to achieve environmental aims, support should be provided to physical investments contributing to these aims. During the 2007-2013 programming period a variety of measures covered different areas of intervention. In the interest of simplification but also of allowing beneficiaries to design and realise integrated projects with increased added value, a single measure should cover all types of physical investments. Member States should define a threshold for agricultural holdings eligible for aid for investments related to supporting farm		Linked to decision on Article 18

Commission proposal	EP amendments	Council position	Presidency guidance
threats ("SWOT") analysis as means to better target the aid.	viability based on the results of the strengths, weaknesses, opportunities and threats ("SWOT") analysis as means to better target the aid.		
(20) The agricultural sector is subject more than other sectors to damage to its productive potential caused by natural disasters. In order to help farm viability and competitiveness in the face of such disasters support should be provided for helping farmers restore agricultural potential damaged. Member States should also ensure that no overcompensation of damages occurs as a result of the combination of Union (in particular the risk management measure), national and private compensation schemes. In order to ensure the efficient and effective use of EAFRD budgetary resources, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of defining the eligible costs under this measure.		(20) The agricultural sector is subject more than other sectors to damage to its productive potential caused by natural disasters. In order to help farm viability and competitiveness in the face of such disasters support should be provided for helping farmers restore agricultural potential <u>which has been</u> damaged. Member States should also ensure that no overcompensation of damages occurs as a result of the combination of Union (in particular the risk management measure), national and private compensation schemes. In order to ensure the efficient and effective use of EAFRD budgetary resources, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of defining the eligible costs under this measure.	

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Amendment 7</i> Recital 21			
(21) The creation and development of new economic activity in the form of new farms, new businesses or new investments in non-agricultural activities is essential for the development and competitiveness of rural areas. A farm and business development measure should facilitate the initial establishment of young farmers and the structural adjustment of their holdings after initial setting up, diversification of farmers into non-agricultural activities and the setting up and development of non-agricultural SMEs in rural areas. The development of small farms which are potentially economically viable should also be encouraged. In order to ensure the viability of new economic activities supported under this measure, support should be made conditional on the submission of a business plan. Support for business start up should cover only the initial period of the life of a business and not become operating aid. Therefore, where Member States opt to grant aid in	(21) The creation and development of new economic activity in the form of new farms, <i>new areas of activity</i>, new <i>agriculture- or forestry-related</i> businesses or new investments in non-agricultural activities, <i>new investments in social agriculture and new investments in tourist activity</i> is essential for the development and competitiveness of rural areas. A farm and business development measure should facilitate the initial establishment of young farmers and the structural adjustment of their holdings after initial setting up, <i>and should encourage entrepreneurship among women, including the diversification of</i> farmers into non-agricultural activities and the setting up and development of non-agricultural SMEs in rural areas. The development of small <i>agriculture- and forestry-related businesses</i> which are potentially economically viable should also be encouraged. In order to ensure the viability of new economic activities		Linked to decision on Article 21

Commission proposal	EP amendments	Council position	Presidency guidance
instalments these should be for a period of no more than five years. In addition in order to encourage the restructuring of the agricultural sector, support in the form of annual payments should be provided for farmers participating in the small farmers scheme established by Title V of Regulation (EU) No DP/2012 who commit to transfer their entire holding and the corresponding payment entitlements to another farmer who does not participate in that scheme.	supported under this measure, support should be made conditional on the submission of a business plan. Support for business start up should cover only the initial period of the life of a business and not become operating aid. Therefore, where Member States opt to grant aid in instalments these should be for a period of no more than five years. In addition, in order to encourage the restructuring of the agricultural sector, support should be provided for farmers who commit to transfer their entire holding and the corresponding payment entitlements to another farmer. <i>In order to make this measure more attractive, such support should take the form of a one-off payment.</i>		
Amendment 8 Recital 22			
(22) SMEs are the backbone of the Union rural economy. Farm and non-agricultural business development should be aimed at employment promotion and the setting up of quality jobs in rural areas, maintenance	(22) SMEs are the backbone of the Union rural sustainable economy. Farm and non-agricultural business development should be aimed at employment promotion and the setting up of quality	(22) SMEs are the backbone of the rural economy of the Union— rural economy . Farm and non-agricultural business development should be aimed at employment promotion and the	Linked to decision on Article 22

Commission proposal	EP amendments	Council position	Presidency guidance
of already existing jobs, reduction of seasonality fluctuations in employment, development of non-agricultural sectors outside agriculture and agricultural and food processing while fostering at the same time business integration and local inter-sectoral links. Projects integrating at the same time agriculture, rural tourism through promotion of sustainable and responsible tourism in rural areas, natural and cultural heritage should be encouraged as well as renewable energy investments.	jobs in rural areas, <i>above all for young people</i> , maintenance of already existing jobs, reduction of seasonality fluctuations in employment, development of non-agricultural sectors outside agriculture and agricultural and food processing while fostering at the same time business integration and local inter-sectoral links <i>in line with sustainable regional development</i> . Projects integrating at the same time agriculture, rural tourism through promotion of sustainable and responsible tourism in rural areas, natural and cultural heritage should be encouraged as well as renewable energy investments. <i>Sustainable development of rural areas should be strengthened by promoting urban-rural links and cross-regional cooperation.</i>	setting up of quality jobs in rural areas, maintenance of already existing jobs, reduction of seasonality fluctuations in employment, development of non-agricultural sectors outside agriculture and agricultural and food processing while fostering at the same time business integration and local inter-sectoral links. Projects integrating at the same time agriculture, rural tourism through promotion of sustainable and responsible tourism in rural areas, natural and cultural heritage should be encouraged as well as renewable energy investments.	

Commission proposal	EP amendments	Council position	Presidency guidance
(23) In order to ensure the efficient and effective use of EAFRD budgetary resources and to guarantee the protection of the rights of beneficiaries and avoid discrimination among them, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of laying down conditions under which legal persons may be considered as young farmers, the setting of a grace period for the acquisition of occupational skills, the minimum content of business plans and the criteria to be used by Member States for the definition of small farms and of upper and lower thresholds for determining the eligibility of an operation under the support for young farmers or development of small farms respectively.		(23) In order to ensure the efficient and effective use of EAFRD budgetary resources and to guarantee the protection of the rights of beneficiaries and avoid discrimination among them, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of laying down conditions under which legal persons may be considered as young farmers, the setting of a grace period for the acquisition of occupational skills, the minimum content of business plans and the criteria to be used by Member States for the definition of small farms and of upper and lower thresholds for determining the eligibility of an operation under the support for young farmers or development of small farms respectively.	

Commission proposal	EP amendments	Council position	Presidency guidance
(24) The development of local infrastructure and local basic services in rural areas, including leisure and culture, the renewal of villages and activities aimed at the restoration and upgrading of the cultural and natural heritage of villages and rural landscapes is an essential element of any effort to realise the growth potential and promote the sustainability of rural areas. Support should therefore be granted to operations with this aim, including the access to Information and Communication Technologies and ultra-fast broadband. In line with these objectives, development of services and infrastructure leading to social inclusion and reversing trends of social and economic decline and depopulation of rural areas should be encouraged. In order to achieve the maximum effectiveness for such support, covered operations should be implemented in accordance with plans for the development of municipalities and their basic services, where such plans exist, elaborated by one or more rural communes. In order to ensure coherence with the Unions climate objectives the power to adopt acts in accordance with Article 290 of the Treaty should be		(24) The development of local infrastructure and local basic services in rural areas, including leisure and culture, the renewal of villages and activities aimed at the restoration and upgrading of the cultural and natural heritage of villages and rural landscapes is an essential element of any effort to realise the growth potential and promote the sustainability of rural areas. Support should therefore be granted to operations with this aim, including the access to Information and Communication Technologies and the development of fast and ultra-fast broadband. In line with these objectives, development of services and infrastructure leading to social inclusion and reversing trends of social and economic decline and depopulation of rural areas should be encouraged. In order to achieve the maximum effectiveness for such support, covered operations should be implemented in accordance with plans for the development of municipalities and their basic services, where such plans exist, elaborated by one or more rural communes. In order to ensure	

Commission proposal	EP amendments	Council position	Presidency guidance
delegated to the Commission in respect of defining the types of renewable energy infrastructure that shall be eligible for support		coherence with the Unions climate objectives the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of defining the types of renewable energy infrastructure that shall be eligible for support	
(25) Forestry is an integral part of rural development and support for sustainable and climate friendly land use should encompass forest area development and sustainable management of forests. During the 2007-2013 programming period a variety of measures covered different types of support for forestry investments and management. In the interest of simplification but also of allowing beneficiaries to design and realise integrated projects with increased added value, a single measure should cover all types of support for forestry investments and management. This measure should cover the extension and improvement of forest resources through afforestation of land combining extensive agriculture with		(25) Forestry is an integral part of rural development and support for sustainable and climate friendly land use should encompass forest area development and sustainable management of forests. During the 2007-2013 programming period a variety of measures covered different types of support for forestry investments and management. In the interest of simplification but also of allowing beneficiaries to design and realise integrated projects with increased added value, a single measure should cover all types of support for forestry investments and management. This measure should cover the extension and improvement of forest resources through afforestation of land	

Commission proposal	EP amendments	Council position	Presidency guidance
forestry systems, restoration of forests damaged by fire or other natural disasters and relevant prevention measures, investments in new forestry technologies and in the processing and marketing of forest products aimed at improving the economic and environmental performance of forest holders and non remunerative investments which improve ecosystem and climate resilience and environmental value of forest ecosystems. Support should avoid distorting competition and be market neutral. As a result limitations should be imposed relating to the size and legal status of beneficiaries. Preventive actions against fires should be in areas classified by Member States as medium or high fire risk. All preventive actions should be part of a forest protection plan. The occurrence of a natural disaster in the case of action for the restoration of damaged forest potential should be subject to the formal recognition by a scientific public organisation. The forestry measure should be adopted in the light of undertakings given by the Union and the Member States at international level, and be based on Member States' national or sub-national forest plans or		and creation of agro-forestry systems combining extensive agriculture with forestry systems, restoration of forests damaged by fire or other natural disasters and relevant prevention measures, investments in new forestry technologies and in the processing and marketing of forest products aimed at improving the economic and environmental performance of forest holders and non remunerative investments which improve ecosystem and climate resilience and environmental value of forest ecosystems. Support should avoid distorting competition and be market neutral. As a result limitations should be imposed relating to the size and legal status of beneficiaries. Preventive actions against fires should be in areas classified by Member States as medium or high fire risk. All preventive actions should be part of a forest protection plan. The occurrence of a natural disaster in the case of action for the restoration of damaged forest potential should be subject to the	

Commission proposal	EP amendments	Council position	Presidency guidance
equivalent instruments which should take into account the commitments made in the Ministerial Conferences on the Protection of Forests in Europe. It should contribute to the implementation of the Union Forestry Strategy¹⁶. In order to ensure that afforestation of agricultural land is in line with the aims of environmental policy the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of the definition of certain minimum environmental requirements.		formal recognition by a scientific public organisation. The forestry measure should be adopted in the light of undertakings given by the Union and the Member States at international level, and be based on Member States' national or sub-national forest plans or equivalent instruments which should take into account the commitments made in the Ministerial Conferences on the Protection of Forests in Europe. It should contribute to the implementation of the Union Forestry Strategy¹⁷. It is order to ensure that afforestation of agricultural land is in line with the aims of environmental policy the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of the definition of certain minimum environmental requirements.	

¹⁶ Council Resolution of 15 December 1998 on a forestry strategy for the European Union, OJ C 56, 26/2/1999, p. 1. ¹⁷To be replaced by new strategy to be adopted by the end of 2013¹

¹⁷ Council Resolution of 15 December 1998 on a forestry strategy for the European Union, OJ C 56, 26/2/1999, p. 1. ¹To be replaced by new strategy to be adopted by the end of 2013¹

Commission proposal	EP amendments	Council position	Presidency guidance
(26) In order to ensure the efficient and effective use of EAFRD budgetary resources, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of laying down conditions under which Member States shall establish the occurrence of a natural disaster or a pest or disease and the definition of types of preventive actions that shall be eligible for EAFRD support.		(26) In order to ensure the efficient and effective use of EAFRD budgetary resources, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of laying down conditions under which Member States shall establish the occurrence of a natural disaster or a pest or disease and the definition of types of preventive actions that shall be eligible for EAFRD support.	
Amendment 9			
Recital 27			
(27) Producer groups help farmers to face jointly the challenges posed by increased competition and consolidation of downstream markets in relation to the marketing of their products including in local markets. The setting up of producer groups should therefore be encouraged. In order to ensure the best use of limited financial resources only producer groups that qualify as SMEs should benefit from support. In order to ensure that the producer group becomes a viable entity, a	(27) Producer groups <i>and organisations</i> help farmers to face jointly the challenges posed by increased competition and consolidation of downstream markets in relation to the marketing of their products including in local markets. The setting up <i>and development</i> of producer groups should therefore be encouraged. In order to ensure the best use of limited financial resources only producer groups that qualify as SMEs should benefit from support. In order to ensure that the		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
business plan should be submitted as a condition for the recognition of a producer group by Member States. To avoid providing operating aid and maintain the incentive role of support, its maximum duration should be limited to five years.	producer group becomes a viable entity, a business plan should be submitted as a condition for the recognition of a producer group by Member States. To avoid providing operating aid and maintain the incentive role of support, its maximum duration should be limited to five years.		
Amendment 10 Recital 28			
(28) Agri-environment-climate payments should continue to play a prominent role in supporting the sustainable development of rural areas and in responding to increasing demands for environmental services. They should further encourage farmers and other land managers to serve society as a whole by introducing or continuing to apply agricultural practices contributing to climate change mitigation and adaptation and compatible with the protection and improvement of the environment, the landscape and its features, natural resources, the soil and genetic diversity. In this context the	(28) Agri-environment-climate payments should continue to play a prominent role in supporting the sustainable development of rural areas and in responding to society's increasing demands for environmental services. They should, as a matter of priority , encourage farmers to serve society as a whole by introducing or continuing to apply agricultural practices contributing to climate change mitigation and adaptation and compatible with the protection and improvement of the environment, the landscape and its features, natural resources, the soil and genetic diversity. In this context the conservation of genetic resources in		Linked to decision on Article 29 and greening

Commission proposal	EP amendments	Council position	Presidency guidance
conservation of genetic resources in agriculture and the additional needs of farming systems that are of high nature value should be given specific attention. Payments should contribute to covering additional costs and income foregone resulting from the commitments undertaken and should only cover commitments going beyond relevant mandatory standards and requirements, in accordance with the "polluter pays" principle. In many situations the synergies resulting from commitments undertaken jointly by a group of farmers multiply the environmental and climate benefit. However, joint action brings additional transaction costs which should be compensated adequately. In order to ensure that farmers and other land managers are in a position to correctly implement the commitments they have undertaken, Member States should endeavour to provide them with the required skills and knowledge. Member States should maintain the level of efforts made during the 2007-2013 programming period and have to spend a minimum of 25% of the total contribution from the EAFRD to each rural development programme for climate change mitigation and adaptation and land	agriculture and the additional needs of farming systems that are of high nature value should be given specific attention. Payments should contribute to covering additional costs and income foregone resulting from the commitments undertaken. <i>Outputs from recognised agri-environment measures should count towards the fulfilment of greening commitments in the context of the direct payments scheme.</i> In many situations the synergies resulting from commitments undertaken jointly by a group of farmers multiply the environmental and climate benefit. However, joint action brings additional transaction costs which should be compensated adequately. In order to ensure that farmers are in a position to correctly implement the commitments they have undertaken, Member States should endeavour to provide them with the required skills and knowledge. Member States should maintain the level of efforts made during the 2007-2013 programming period. <i>They should also be required</i> to spend a minimum of 25 % of the total contribution from the EAFRD <i>on</i> each rural development programme for climate change mitigation and adaptation and land management, through		

Commission proposal	EP amendments	Council position	Presidency guidance
management, through the agri-environment-climate, organic farming and payments to areas facing natural or other specific constraints measures.	the agri-environment-climate <i>and</i> organic farming payments. <i>Farm managers should be eligible for this measure as a matter of priority.</i>		
(29) In order to ensure that agri-environment-climate commitments are defined in line with the Union's overall environmental objectives, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of laying down the conditions applicable to the annual extension of commitments after the initial period, commitments to intensify or manage differently livestock farming, to limit fertilisers, plant protection products or other inputs, to rear local breeds in danger of being lost to farming or to preserve plant genetic resources and the eligible operations in relation to conservation of genetic resources in agriculture.		(29) In order to ensure that agri-environment-climate commitments are defined in line with the Union's overall environmental objectives, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of laying down the conditions applicable to the annual extension of commitments after the initial period, commitments to intensify or manage differently livestock farming, to limit fertilisers, plant protection products or other inputs, to rear local breeds in danger of being lost to farming or to preserve plant genetic resources and the eligible operations in relation to conservation of genetic resources in agriculture.	

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 11 Recital 30			
(30) Payments for the conversion to or maintenance of organic farming should encourage farmers to participate in such schemes thus answering society's increasing demand for the use of environmentally friendly farm practices and for high standards of animal welfare. In order to increase synergy in biodiversity benefits delivered by the measure, collective contracts or collaboration between farmers should be encouraged to cover larger adjacent areas. In order to avoid large-scale reversion of farmers to conventional farming, both conversion and maintenance measures should be supported. Payments should contribute to covering additional costs incurred and income foregone as a result of the commitment and should cover only commitments going beyond relevant mandatory standards and requirements.	(30) Payments for the conversion to or maintenance of organic farming should encourage farmers to participate in such schemes thus answering society's increasing demand for the use of environmentally friendly farm practices and for high standards of animal welfare. In order to increase synergy in biodiversity benefits delivered by the measure, collective contracts or co-operation between farmers or other land managers should be encouraged to cover larger adjacent areas. In order to avoid large-scale reversion of farmers to conventional farming, both conversion and maintenance measures should be supported. Payments should contribute to covering additional costs incurred and income foregone as a result of the commitment and should cover only commitments going beyond relevant mandatory standards and requirements.		Linked to decision on Article 30

Commission proposal	EP amendments	Council position	Presidency guidance
(31) Support should continue to be granted to farmers and forest holders to help address specific disadvantages in the areas concerned resulting from the implementation of Directive 2009/147/EC of the European Parliament and of the Council of 30 November 2009 on the conservation of wild birds¹⁸ and Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora¹⁹ in order to contribute to the effective management of Natura 2000 sites while support should also be made available to farmers to help address disadvantages in river basin areas resulting from the implementation of Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for the Community action in the field of the water policy²⁰. Support should be linked to specific requirements described in the rural development programme that go beyond relevant mandatory standards and requirements. Furthermore, the			

¹⁸ OJ L 20, 26.1.2010, p. 7.
¹⁹ OJ L 206, 22.7.1992, p. 7.
²⁰ OJ L 327, 22.12.2000, p. 1.

Commission proposal	EP amendments	Council position	Presidency guidance
specific needs of Natura 2000 areas should be taken into account by Member States in the overall design of their rural development programmes.			
(32) Payments to farmers in mountain areas or in other areas facing natural or other specific constraints should contribute, by encouraging continued use of agricultural land to maintaining the countryside as well as to maintaining and promoting sustainable farming systems. In order to ensure the efficiency of such support payments should compensate farmers for income foregone and additional costs linked to the disadvantage of the area concerned.			

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Amendment 12</i> Recital 33			
(33) In order to ensure efficient use of Union funds and equal treatment for farmers across the Union mountain areas and areas facing natural or other specific constraints should be defined in accordance with objective criteria. In the case of areas facing natural constraints these should be bio-physical criteria underpinned by robust scientific evidence. Transitional arrangements should be adopted in order to facilitate the phasing out of payments in areas that will no longer be considered as areas facing natural constraints as a result of the application of these criteria.	(33) In order to ensure efficient use of Union funds and equal treatment for farmers across the Union mountain areas and areas facing natural or other specific constraints should be defined in accordance with objective criteria. In the case of areas facing natural constraints these should be bio-physical criteria underpinned by robust scientific evidence. <i>By 31 December 2014, the Commission should present a legislative proposal on establishing mandatory bio-physical criteria and the corresponding threshold values to be applied for the future delimitation, as well as the appropriate rules for fine-tuning and transitional arrangements.</i>		Linked to decision on Articles 32-33

Commission proposal	EP amendments	Council position	Presidency guidance
(34) Farmers should continue to be encouraged to adopt high standards of animal welfare by providing for support for farmers that undertake to adopt standards of animal husbandry, which go beyond the relevant mandatory standards. In order to ensure that animal welfare commitments are in line with the overall Union policy in this field, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of the definition of the areas in which such commitments should provide upgraded standards of production methods.		(34) Farmers should continue to be encouraged to adopt high standards of animal welfare by providing for support for farmers that who undertake to adopt standards of animal husbandry, which go beyond the relevant mandatory standards. In order to ensure that animal welfare commitments are in line with the overall Union policy in this field, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of the definition of the areas in which such commitments should provide upgraded standards of production methods.	
(35) Payments should continue to be granted to forest holders who provide environmental or climate friendly forest conservation services by undertaking commitments to enhance biodiversity, preserve high-value forest ecosystems, improve their mitigation and adaptation potential, and reinforce the protective value of forests with respect to soil erosion, to maintenance of water			

Commission proposal	EP amendments	Council position	Presidency guidance
resources and to natural hazards. In this context the conservation and promotion of forest genetic resources should be given specific attention. Payments shall be granted for forest environmental commitments going beyond relevant mandatory standards established by national legislation. In order to ensure the efficient and effective use of EAFRD budgetary resources, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of the types of operations eligible for support under this measure.			
(36) During the 2007-2013 programming period only one type of co-operation was explicitly supported under rural development policy: co-operation for the development of new products, processes and technologies in the agriculture and food sector and the forestry sector. Support for this type of co-operation is still necessary but should be adapted in order better to meet the requirements of the knowledge economy. In this context the possibility should be provided for projects by a single operator to be financed under this measure, on condition		(36) During the 2007-2013 programming period <u>the</u> only one type of co-operation <u>which</u> was explicitly supported under rural development policy: <u>was</u> co-operation for the development of new products, processes and technologies in the agriculture and food sector and the forestry sector. Support for this type of co-operation is still necessary but should be adapted in order better to meet the requirements of the knowledge economy. In this context, <u>there</u> possibility should be <u>the</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
that the results obtained are disseminated, thus achieving the purpose of diffusion of new practices, processes or products. In addition, it has become clear that supporting a much broader range of types of co-operation, with a wider range of beneficiaries, from small operators to larger ones, can contribute to achieving the objectives of rural development policy by helping operators in rural areas to overcome the economic, environmental and other disadvantages of fragmentation. Therefore, the measure should be widened. Support for small operators to organise joint work processes and share facilities and resources should help them to be economically viable despite their small scale. Support for horizontal and vertical co-operation among actors in the supply chain, as well as for promotion activities in a local context, should catalyse the economically rational development of short supply chains, local markets and local food chains. Support for collective approaches to environmental projects and practices should help to provide greater and more consistent environmental and climate benefits than can be delivered by		<u>possibility</u> provided for projects by a single operator to be financed under this that measure, on condition that the results obtained are disseminated, thus achieving the purpose of diffusion of new practices, processes or products. In addition, it has become clear that supporting a much broader range of types of co-operation, with a wider range of beneficiaries, from smaller operators to larger ones, can contribute to achieving the objectives of rural development policy by helping operators in rural areas to overcome the economic, environmental and other disadvantages of fragmentation. Therefore, the measure should be widened. Support for small operators to organise joint work processes and share facilities and resources should help them to be economically viable despite their small scale. Support for horizontal and vertical co-operation among actors in the supply chain, as well as for promotion activities in a local context, should catalyse the economically rational development of short supply chains, local markets and local food chains.	

Commission proposal	EP amendments	Council position	Presidency guidance
individual operators acting without reference to others (for example, through practices applied on larger unbroken areas of land). Support in these various areas should be provided in various forms. Clusters and networks are particularly relevant to the sharing of expertise as well as the development of new and specialised expertise, services and products. Pilot projects are important tools for testing the commercial applicability of technologies, techniques and practices in different contexts, and adapting them where necessary. Operational groups are a pivotal element of the European Innovation Partnership (hereinafter "EIP") for agricultural productivity and sustainability. Another important tool lies in local development strategies operating outside the framework of LEADER local development – between public and private actors from rural and urban areas. Unlike within the LEADER approach, such partnerships and strategies could be limited to one sector and / or to relatively specific development aims, including those mentioned above. Inter-branch organisation should also be eligible for support under this measure. It should be limited to seven years except for		Support for collective approaches to environmental projects and practices should help to provide greater and more consistent environmental and climate benefits than can be delivered by individual operators acting without reference to others (for example, through practices applied on larger unbroken areas of land). Support in these various areas should be provided in various forms. Clusters and networks are particularly relevant to the sharing of expertise as well as the development of new and specialised expertise, services and products. Pilot projects are important tools for testing the commercial applicability of technologies, techniques and practices in different contexts, and adapting them where necessary. Operational groups are a pivotal element of the European Innovation Partnership (hereinafter "EIP") for agricultural productivity and sustainability. Another important tool lies in local development strategies operating outside the framework of LEADER local development – between public and private actors from rural and urban areas. Unlike within the	

Commission proposal	EP amendments	Council position	Presidency guidance
collective environmental and climate action in duly justified cases.		LEADER approach, such partnerships and strategies could be limited to one sector and/or to relatively specific development aims, including those mentioned above. Inter-branch organisation should also be eligible for support under this measure. It should be limited to seven years except for collective environmental and climate action in duly justified cases.	
Amendment 13			
Recital 37			
(37) Farmers are exposed today to increasing economic and environmental risks as a consequence of climate change and increased price volatility. In this context, effective management of risks has an increased importance for farmers. For this reason a risk management measure should be set up to assist farmers in addressing the most common risks faced by them. This measure should therefore support farmers to cover the premiums they pay for crop, animal and plant insurance as well as the setting up of	(37) Farmers are exposed today to increasing economic and environmental risks as a consequence of climate change and increased price volatility. In this context, effective management of risks has an increased importance for farmers. For this reason a risk management measure should be set up to assist farmers in addressing the most common risks faced by them. This measure should therefore support farmers <i>or groups of farmers</i> to cover the premiums they pay for crop, animal and plant insurance as	(37) Farmers today are exposed today to increasing economic and environmental risks as a consequence of climate change and increased price volatility. In this context, effective management of risks has an increased importance for farmers. For this reason a risk management measure should be set up to assist farmers in addressing the most common risks faced by them. This measure should therefore support farmers to cover the premiums they pay for crop, animal and plant insurance as	Linked to decision on Articles 37-40

Commission proposal	EP amendments	Council position	Presidency guidance
mutual funds and the compensation paid by such funds to farmers for losses suffered as a result of the outbreak of animal or plant diseases or environmental incidents. It should also cover an income stabilisation tool in the form of a mutual fund to support farmers facing a severe drop in their income. In order to ensure that there is equal treatment among farmers across the Union, that competition is not distorted and that the international obligations of the Union are respected, specific conditions should be provided for the granting of support under these measures. In order to ensure the efficient use of EAFRD resources the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of defining the minimum and maximum duration of commercial loans to mutual funds.	well as the setting up of mutual funds and the compensation paid by such funds to farmers for losses suffered as a result of the outbreak of animal or plant diseases, <i>harmful organisms</i> , environmental incidents <i>or adverse climatic events</i> . It should also cover an income stabilisation tool in the form of a mutual fund <i>or insurance contract</i> to support farmers facing a severe drop in their income. In order to ensure that there is equal treatment among farmers across the Union, that competition is not distorted and that the international obligations of the Union are respected, specific conditions should be provided for the granting of support under these measures. In order to ensure the efficient use of EAFRD budgetary resources the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of defining the minimum and maximum duration of commercial loans to mutual funds.	well as the setting up of mutual funds and the compensation paid by such funds to farmers for losses suffered as a result of the outbreak of animal or plant diseases or environmental incidents. It should also cover an income stabilisation tool in the form of a mutual fund to support farmers facing a severe drop in their income. In order to ensure that there is equal treatment among farmers across the Union, that competition is not distorted and that the international obligations of the Union are respected, specific conditions should be provided for the granting of support under these measures. In order to ensure the efficient use of EAFRD budgetary resources the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of defining the minimum and maximum duration of commercial loans to mutual funds.	

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Amendment 14</i> Recital 38			
(38) The LEADER approach for local development has, over a number of years, proven its utility in promoting the development of rural areas by fully taking into account the multi-sectoral needs for endogenous rural development through its bottom-up approach. LEADER should therefore be continued in the future and its application should remain compulsory for all rural development programmes.	(38) The LEADER approach for local development has, over a number of years, proven its utility in promoting the development of rural areas by fully taking into account the multi-sectoral needs for endogenous rural development through its bottom-up approach. LEADER should therefore be continued in the future and its application should remain compulsory for all rural development programmes. <i>Synergies should be further explored through encouraging cooperation with local development actors in developing countries , respecting fully traditional knowledge as embodied in the UN Declaration on the Rights of Indigenous People and the UN Convention on Biological Diversity, with the aim of promoting sustainable farming practices, compatible with the protection and improvement of the environment, soil and genetic diversity.</i>	(38) The LEADER approach for local development has, over a number of years, proven its utility effectiveness in promoting the development of rural areas by fully taking into account the multi-sectoral needs for endogenous rural development through its bottom-up approach. LEADER should therefore be continued in the future and its application should remain compulsory for all rural development programmes.	Linked to decision on Articles 42-45

Commission proposal	EP amendments	Council position	Presidency guidance
(39) In order to ensure that local development strategies are applied at a territorial level that allows them to deliver results that effectively contribute to the Union priorities for rural development and innovation, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of setting population criteria for the area to be covered by each such strategy and the detailed scope of preparatory and animation costs to be supported.		(39) In order to ensure that local development strategies are applied at a territorial level that allows them to deliver results that effectively contribute to the Union priorities for rural development and innovation, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of setting population criteria for the area to be covered by each such strategy and the detailed scope of preparatory and animation costs to be supported.	
Amendment 15			
Recital 40			
(40) Support to LEADER local development from the EAFRD should cover all aspects of the preparation and implementation of local development strategies and operation of local action groups as well as cooperation among territories and groups which carry out bottom-up and community-led local development. In order to enable partners	(40) Support to LEADER local development from the EAFRD should cover all aspects of the preparation and implementation of local development strategies and operation of local action groups in which decision-making is community-led and occurs in partnership with other relevant actors , as well as cooperation among territories and	(40) Support to for LEADER local development from the EAFRD should cover all aspects of the preparation and implementation of local development strategies and operation of local action groups as well as cooperation among territories and groups which carry out bottom-up and community-led local development. In order to enable	Linked to decision on Articles 42-45

Commission proposal	EP amendments	Council position	Presidency guidance
in rural areas not yet applying LEADER to test and prepare for the design and operation of a local development strategy a "LEADER start-up kit" should also be financed. In order to ensure the efficient and effective use of EAFRD budgetary resources the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of the detailed definition of eligible animation costs for local action groups.	groups which carry out bottom-up and community-led local development. In order to enable partners in rural areas not yet applying LEADER to test and prepare for the design and operation of a local development strategy a 'LEADER start-up kit' should also be financed. In order to ensure the efficient and effective use of EAFRD budgetary resources <i>and the implementation of the LEADER approach, the</i> power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of the detailed definition of eligible animation costs for local action groups <i>and for the purpose of adopting rules to ensure that Member States fully implement the community-led approach.</i>	partners in rural areas not yet applying LEADER to test and prepare for the design and operation of a local development strategy a "LEADER start-up kit" should also be financed. In order to ensure the efficient and effective use of EAFRD budgetary resources the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of the detailed definition of eligible animation costs for local action groups.	
(41) Investments are common to many of the rural development measures under this Regulation and may relate to operations of very diverse nature. In order to ensure clarity in the implementation of these operations certain common rules for all investments should be laid down. These common rules should define the types of expenditure that may be considered as investment expenditure and ensure that only such investments that create new		(41) Investments are common to many of the rural development measures under this Regulation and may relate to operations of <u>a</u> very diverse nature. In order to ensure clarity in the implementation of these operations certain common rules for all investments should be laid down. These common rules should define the types of expenditure that may be considered as investment expenditure and ensure	

Commission proposal	EP amendments	Council position	Presidency guidance
value in agriculture receive support. In order to take account of specificities relating to particular types of investments such as the purchase of second hand equipment and simple replacement investments while ensuring the efficient use of EAFRD funds, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of setting the conditions under which certain types of investments may be considered as eligible expenditure. In order to facilitate realisation of investment projects it should be possible for Member States to pay advances. To ensure the effectiveness, fairness and sustainable impact of EAFRD assistance, rules should be laid down to ensure that investments related to operations are durable and that EAFRD support is not used to distort competition.		that only such investments that create new value in agriculture receive support. In order to take account of specificities relating to particular types of investments such as the purchase of second hand equipment and simple replacement investments while ensuring the efficient use of EAFRD funds, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of setting the conditions under which certain types of investments may be considered as eligible expenditure. In order to facilitate <u>the</u> realisation of investment projects it should be possible for Member States to pay advances. To ensure the effectiveness, fairness and sustainable impact of EAFRD assistance, rules should be laid down to ensure that investments related to operations are durable and that EAFRD support is not used to distort competition.	

Commission proposal	EP amendments	Council position	Presidency guidance
(42) Certain area related measures under this Regulation involve the undertaking on the part of beneficiaries of commitments extending over at least five years. During this period changes may occur to the situation of either the holding or of the beneficiary. Rules should therefore be laid down in order to determine the course to be followed in these cases. In order to ensure the efficient implementation of area related measures and secure the financial interests of the Union the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of setting the conditions applicable in case of partial transfer of a holding, defining other situations in which reimbursement of the aid shall not be required.		(42) Certain area related measures under this Regulation involve the undertaking on the part of beneficiaries of commitments extending over at least five years. During this period changes may occur to the situation of either the holding or of the beneficiary. Rules should therefore be laid down in order to determine the course to be followed in these cases. In order to ensure the efficient implementation of area related measures and secure the financial interests of the Union the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of setting the conditions applicable in case of partial transfer of a holding, defining other situations in which reimbursement of the aid shall not be required.	
(43) Certain measures under this Regulation provide as a condition for granting support that beneficiaries undertake commitments going beyond a relevant baseline defined in terms of mandatory standards or requirements. In view of possible changes in legislation during the period of the commitments that			

Commission proposal	EP amendments	Council position	Presidency guidance
have as a result the modification of the baseline, provision should be made for the revision of the contracts concerned in order to ensure continued respect of this condition.			
(44) In order to ensure that financial resources for rural development are used in the best possible way and to target measures under rural development programmes in accordance with the Union priorities for rural development but also to guarantee equal treatment of applicants, Member States should establish selection criteria for the selection of projects. Exception to this rule should be made only for those measures for which support consists in payments for the provision of agri-environmental or animal welfare services. In the application of selection criteria account should be taken of the principle of proportionality in what concerns small grants.			

Commission proposal	EP amendments	Council position	Presidency guidance
(45) The EAFRD should support through technical assistance actions relating to the implementation of rural development programmes, including costs related to the protection of symbols and abbreviations relating to Union quality schemes for participation in which support may be granted under this Regulation and costs of the Member States for the delimitation of areas facing natural constraints. In order to ensure the efficient use of EAFRD budgetary resources, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of the control activities that may be financed under technical assistance.		(45) The EAFRD should support through technical assistance actions relating to the implementation of rural development programmes, including costs related to the protection of symbols and abbreviations relating to Union quality schemes for participation in which support may be granted under this Regulation and costs of the Member States for the delimitation of areas facing natural constraints. In order to ensure the efficient use of EAFRD budgetary resources, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of the control activities that may be financed under technical assistance.	
(46) The networking of national networks, organisations and administrations involved in the various stages of programme implementation, organised in the context of the European network for rural development, has proven that it can play a very important role in improving the quality of rural development programmes by increasing			

Commission proposal	EP amendments	Council position	Presidency guidance
the involvement of stakeholders in the governance of rural development as well as in informing the broader public of its benefits. It should therefore be financed as part of the technical assistance at Union level.			
		<u>(46a) The EIP for agricultural productivity and sustainability should contribute to achieve the EU 2020 objectives of a smart, sustainable and inclusive growth. It is important that it brings together all relevant actors at EU, national and regional levels, giving new ideas to Member States on how to streamline, simplify and better coordinate existing instruments and initiatives and complement them with new actions where necessary.</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
(47) In order to contribute to the achievement of the aims of the EIP for agricultural productivity and sustainability a EIP network should be set up in order to network operational groups, advisory services and researchers involved in the implementation of actions targeting innovation in agriculture. It should be financed as part of technical assistance at Union level.			
(48) During the 2007 -2013 programming period an evaluation expert network operated in the context of the European network for rural development. To take account of the specific needs of evaluation, a European evaluation network for rural development should be set up for the 2014-2020 programming period in order to bring together all actors involved in evaluation activities to facilitate the exchange of expertise in the field. It should be financed as part of technical assistance.			

Commission proposal	EP amendments	Council position	Presidency guidance
(49) Member States should reserve a portion of the total amount of each rural development programme devoted to technical assistance to finance the setting up and operation of a national rural network bringing together organisations and administrations involved in rural development, including the partnership, with the aim of increasing their involvement in the implementation of the programme and improve the quality of rural development programmes. National rural networks should prepare and implement an action plan.			
Amendment 16			
Recital 50			
(50) The EAFRD should signal the Union's recognition of how local development approaches and a trans-national dimension can reinforce each other, especially when an innovative spirit is applied. It should do this by awarding prizes to a limited number of projects which exemplify these characteristics. The prizes should complement other sources of funding	deleted	(50) The EAFRD should signal the Union's recognition of how local development approaches and a trans-national dimension can reinforce each other, especially when an innovative spirit is applied. It should do this by awarding prizes to a limited number of projects which exemplify <u>these</u> <u>those</u> characteristics. The prizes should	Linked to decision on Articles 56-60

Commission proposal	EP amendments	Council position	Presidency guidance
available through rural development policy by conferring recognition on any leading suitable project, whether or not that project was also financed through a rural development programme.		complement other sources of funding available through rural development policy by conferring recognition on any leading suitable project, whether or not that project was also financed through a rural development programme.	
Amendment 17			
Recital 51			
(51) Rural development programmes should provide for innovative actions promoting a resource-efficient, productive and low-emission agricultural sector, with the support of the EIP for agricultural productivity and sustainability. The EIP should aim to promote a faster and wider transposition of innovative solutions into practice. The EIP should create added value by enhancing the uptake and effectiveness of innovation-related instruments and enhancing synergies between them. The EIP should fill gaps by better linking research and practical farming.	(51) Rural development programmes should provide for innovative actions promoting a resource-efficient, productive and low-emission agricultural sector, with the support of the EIP for agricultural productivity and sustainability. The EIP should aim to promote a faster and wider transposition of innovative solutions into practice. The EIP should create added value by enhancing the uptake and effectiveness of innovation-related instruments and enhancing synergies between them. The EIP should fill gaps by better linking research and practical farming, <i>thereby facilitating a dialogue</i> .		

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Amendment 18</i>			
Recital 52			
(52) Implementation of innovative projects in the context of the EIP for agricultural productivity should be undertaken by operational groups bringing together farmers, researchers, advisors, businesses and other actors concerned by innovation in the agricultural sector. In order to ensure that results of such projects profit to the sector as a whole, their results should be disseminated.	(52) Implementation of innovative projects in the context of the EIP for agricultural productivity and sustainability should be undertaken by operational groups bringing together farmers, researchers, advisors, businesses and other actors concerned by innovation in the agricultural sector. In order to ensure that results of such projects profit to the sector as a whole, <i>the dissemination of their results should be encouraged and dissemination activities should be financed from various sources including technical assistance. Cooperation with innovation networks in developing countries, which pursue similar objectives, should be encouraged, in particular those which support decentralised participatory research and the dissemination of knowledge about the best sustainable agricultural practices, including schemes designed specifically for women.</i>		Linked to decision on Articles 51 and 61-63

Commission proposal	EP amendments	Council position	Presidency guidance
(53) Provision should be made for the determination of the total amount of Union support for rural development under this Regulation for the period from 1 January 2014 to 31 December 2020, its annual breakdown and the minimum amount to be concentrated in less developed regions in accordance with the Multi-annual Financial Framework for the period 2014 to 2020 and the Interinstitutional Agreement on budgetary discipline and improvement of the budgetary procedure ²¹ for the same period. The appropriations available should be indexed on a flat-rate basis for programming.			
(54) In order to facilitate the management of EAFRD funds, a single contribution rate of the EAFRD to rural development programming should be set in relation to public expenditure in the Member States. In order to take account			

Commission proposal	EP amendments	Council position	Presidency guidance
of the particular importance or nature of certain types of operations, specific contribution rates should be set in relation to them. In order to mitigate the specific constraints resulting from level of development, remoteness and insularity an appropriate contribution rate of the EAFRD should be set for less-developed regions, outermost regions referred to in the Treaty and the smaller Aegean islands.			
(55) Funds released in Members States as a result of the application of the upper ceiling to direct payments received by large individual farms under the first pillar of the CAP should be reserved for financing, in each Member State of projects related to help farms, including large farms, to increase their competitiveness in the framework of the objectives of the CAP. These projects should be initiated by farmers, whatever the size of their farms, EIP operational groups or local action groups, groups of partners involved in the agricultural sector.		(55) Funds released in Members States as a result of the application of the upper ceiling to direct payments received by large individual farms under the first pillar of the CAP should be reserved for financing, in each Member State of projects related to innovation in order to help farms, including large farms, to increase their competitiveness in the framework of the objectives of the CAP. These projects should be initiated by farmers, whatever regardless of the size of their farms, EIP operational groups or local action groups, groups of partners involved in the agricultural sector.	

Commission proposal	EP amendments	Council position	Presidency guidance
(56) Member States should take all the necessary steps and put in place adequate provisions to ensure that their rural development measures are verifiable and controllable. To this end the Managing Authority and Paying Agency should provide an ex ante assessment and undertake to assess measures throughout the implementation of the programme. Measures not respecting this condition should be adjusted.			
(57) The Commission and Member States should take all required steps to ensure sound management of rural development programmes. In this context the Commission should undertake adequate controls and the Member States should take measures to guarantee sound functioning of their management system.			
(58) A single Managing Authority should be responsible for the management and implementation of each rural development programme. Its duties should be specified in this Regulation. The Managing Authority should be able to delegate part of its duties while retaining the responsibility for the efficiency and correctness of		(58) A single Managing Authority should be responsible for the management and implementation of each rural development programme. Its duties should be specified in this Regulation. The Managing Authority should be able to delegate part of its duties while retaining the responsibility	

Commission proposal	EP amendments	Council position	Presidency guidance
management. In case a rural development programme contained thematic sub-programmes the Managing Authority should be able to designate another body to carry out fully management and implementation of that sub-programme in relation to the financial allocations that have been identified for it in the programme while ensuring sound financial management of these sub-programmes.		for the efficiency and correctness of management. In case Where a rural development programme contained contains thematic sub-programmes the Managing Authority should be able to designate another body to fully carry out the management and implementation of that sub-programme in relation to the financial allocations that have been identified for it in the programme while whilst ensuring sound financial management of these those sub-programmes.	
(59) Each rural development programme should be subject to monitoring in order to regularly follow the implementation of the programme and progress towards the established targets of the programme. Demonstrating and improving the effectiveness and impact of actions under the EAFRD also depends on appropriate evaluation during the preparation and implementation of a programme and its completion. A monitoring and evaluation system should therefore be set up in common by the Commission and the Member States with the purpose of demonstrating the progress and assessing the impact and efficiency of rural			

Commission proposal	EP amendments	Council position	Presidency guidance
development policy implementation.			
(60) In order to ensure that information can be aggregated at Union level a set of common indicators should form part of the system. Key information on the implementation of rural development programmes should be recorded and maintained electronically as a means to facilitate data aggregation. Beneficiaries should therefore be required to provide the minimum necessary information that is needed for monitoring and evaluation.			
(61) Responsibility for monitoring of the programme should be shared between the Managing Authority and a Monitoring Committee set up for this purpose. The Monitoring Committee should have as its task <u>the</u> monitoring of the effectiveness of implementation of the programme. To this end its responsibilities should be specified.		(61) <u>The</u> Responsibility for monitoring of the programme should be shared between the Managing Authority and a Monitoring Committee set up for this purpose. The Monitoring Committee should have as its task <u>the</u> monitoring of the effectiveness of <u>the</u> implementation of the programme. To this end, its responsibilities should be specified.	

Commission proposal	EP amendments	Council position	Presidency guidance
(62) Monitoring of the programme should involve the drawing up of an annual implementation report, to be sent to the Commission.		(62) Monitoring of the programme should involve the drawing up of an annual implementation report, to be sent to the Commission.	
(63) Each rural development programme should be subject to evaluation in order to improve its quality and demonstrate its achievements.			
(64) Articles 107, 108 and 109 of the Treaty should apply to the support for the rural development measures under this Regulation. Nevertheless, it should be established that, given the specificity of the agricultural sector, the rural development measures concerning operations falling within the scope of Article 42 of the Treaty, that are carried out under and in conformity with this Regulation, as well as payments made by the Member States, intended to provide additional national financing for rural development operations for which Union support is granted and which fall within the scope of Article 42 of the Treaty should be excluded from the application of Articles 107, 108 and 109 of the Treaty.			

Commission proposal	EP amendments	Council position	Presidency guidance
(65) Moreover, in view of ensuring consistency with the rural development measures eligible for Union support and in order to simplify procedures, payments made by the Member States, intended to provide additional national financing for rural development operations for which Union support is granted and which fall within the scope of Article 42 of the Treaty, should be authorised as a part of programming under a notification procedure in accordance with the provisions of this Regulation. In order to ensure their appropriate monitoring, when assessing these payments the Commission should apply the criteria established for the application of Article 107 of the Treaty by way of analogy. In order to ensure that additional national financing which is not authorised by the Commission is not implemented, the Member State concerned should not put its proposed financing for rural development into effect until it has been approved. Payments made by		(65) Moreover, <u>with a view to</u> in view of ensuring consistency with the rural development measures eligible for Union support and in order to simplify procedures, payments made by the Member States, intended to provide additional national financing for rural development operations for which Union support is granted and which fall within the scope of Article 42 of the Treaty, should be authorised as a part of programming under a notification procedure in accordance with the provisions of this Regulation. In order to ensure their appropriate monitoring, when assessing these payments, the Commission should apply the criteria established for the application of Article 107 of the Treaty by way of analogy. In order to ensure that additional national financing which is not authorised by the Commission is not implemented, the Member State concerned should not put its proposed additional financing for rural development into effect until it has been approved. Payments made by	

Commission proposal	EP amendments	Council position	Presidency guidance
support is granted and which fall outside the scope of Article 42 of the Treaty should be notified to the Commission pursuant to Article 108(3) of the Treaty, unless they fall under a regulation, adopted pursuant to Council Regulation 994/98 ²² , and may not be put into effect until this procedure has resulted in a final approval by the Commission.		Member States intended to provide additional national financing for rural development operations for which Union support is granted and which fall outside the scope of Article 42 of the Treaty should be notified to the Commission pursuant to Article 108(3) of the Treaty, unless they fall under a regulation, adopted pursuant to Council Regulation 994/98 ²³ , and may not be put into effect until this procedure has resulted in a final approval by the Commission.	
(66) An electronic information system should be established to provide an efficient and secure exchange of data.			

22

Council Regulation (EC) No 994/98 of 7 May 1998 on the application of Articles 92 and 93 (now 107 and 108 respectively) of the Treaty establishing the European Community to certain categories of horizontal State aid, OJ L 142, 14.05.1998, p.1.

23

Council Regulation (EC) No 994/98 of 7 May 1998 on the application of Articles 92 and 93 (now 107 and 108 respectively) of the Treaty establishing the European Community to certain categories of horizontal State aid, OJ L 142, 14.05.1998, p.1.

Commission proposal	EP amendments	Council position	Presidency guidance
(67) Union legislation concerning the protection of individuals with regard to the processing of personal data and on the free movement of such data, in particular Directive 95/46/EC of the European Parliament and of the Council of 24 October 1995 on the protection of individuals with regard to the processing of personal data and on the free movement of such data and Regulation (EC) No 45/2001 of the European Parliament and of the Council of 18 December 2000 on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data are applicable.		(67) Union legislation concerning the protection of individuals with regard to the processing of personal data and on the free movement of such data, in particular Directive 95/46/EC of the European Parliament and of the Council of 24 October 1995 on the protection of individuals with regard to the processing of personal data and on the free movement of such data and Regulation (EC) No 45/2001 of the European Parliament and of the Council of 18 December 2000 on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data are applicable.<u>24</u>	

24 Recital to be adjusted to clarify the continued possibility to process data for other aid schemes.

Commission proposal	EP amendments	Council position	Presidency guidance
(68) In order to ensure uniform conditions for the implementation of this Regulation in relation to the presentation of rural development programmes and of modifications thereof, the approval of programmes and of modifications thereof, the procedures and timetables for approval of programmes, the procedures and timetables for the approval programme modifications, including their entry in to force and frequency of submission, specific conditions for the implementation of rural development measures, the structure and operation of networks set-up by this Regulation, the adoption of the monitoring and evaluation system, the rules for the operation of the information system, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and the Council of 16 February 2011 laying down the general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers²⁵.		(68) In order to ensure uniform conditions for the implementation of this Regulation, <u>implementing powers should be conferred on the Commission.</u> in relation to the presentation of rural development programmes, the approval of programmes and of modifications thereof, the procedures and timetables for approval of programmes, the approval programme modifications, including their entry in to force and frequency of submission, specific conditions for the implementation of rural development measures, the structure and operation of networks set-up by this Regulation, the adoption of the monitoring and evaluation system, the rules for the operation of the information system, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and the Council of 16 February 2011 laying down the	

²⁵ OJ L 55, 28.2.2011, p. 13.

Commission proposal	EP amendments	Council position	Presidency guidance
		rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers ²⁶ -	
		(68a) <u>In relation to the presentation of rural development programmes, the approval of programmes and of modifications thereof, the procedures and timetables for approval of programmes, the procedures and timetables for the approval programme modifications, including their entry in to force and frequency of submission, specific conditions for the implementation of rural development measures, minimum content of business plans in the context of farm and business development, the structure and operation of networks set up by this Regulation, the adoption of the monitoring and evaluation system, the rules for the operation of the information system, implementing powers should be conferred on the Commission. Those powers should be</u>	

²⁶ OJ L 55, 28.2.2011, p. 13.

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers²⁷.</u>	
(69) The new support scheme provided for by this Regulation replaces the support scheme set up by Regulation (EC) No 1698/2005. Therefore, Regulation (EC) No 1698/2005 should be repealed from 1 January 2014.		(69) The new support scheme provided for by this Regulation replaces the support scheme set up by Regulation (EC) No 1698/2005. Therefore, Regulation (EC) No 1698/2005 should be repealed from 1 January 2014.	

²⁷ OJ L 55, 28.2.2011, p. 13.

Commission proposal	EP amendments	Council position	Presidency guidance
(70) In order to facilitate a smooth transition from the system established by Regulation (EC) No 1698/2005 to the system established by this Regulation, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of establishing transitional provisions. In order to take account of the Treaty of Accession of the Republic of Croatia those acts should also cover, for Croatia, the transition from support for rural development under Council Regulation (EC) No 1085/2006 of 17 July 2006 establishing an instrument for pre-accession assistance (IPA)28, where necessary. HAVE ADOPTED THIS REGULATION:			

28 OJ L 170, 29.6.2007, p. 1

Commission proposal	EP amendments	Council position	Presidency guidance
TITLE I Objectives and Strategy Chapter I Scope and Definitions			
<i>Article 1</i> <i>Scope</i>			
1. This Regulation:		1. This Regulation <u>lays down the general rules governing Union support for rural development, financed by the European Agricultural Fund for Rural Development (hereinafter "the EAFRD")</u>, established by Regulation (EU) No HR/2012; <u>defines the objectives to which rural development policy is to contribute and the relevant Union priorities for</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>rural development; outlines the strategic context for rural development policy; defines the measures of rural development policy; lays down rules on programming, networking, management, monitoring and evaluation on the basis of responsibilities shared between the Member States and the Commission and lays down the rules to ensure coordination of the EAFRD with other Union instruments.</u>	
(a) lays down the general rules governing Union support for rural development, financed by the European Agricultural Fund for Rural Development (hereinafter "the EAFRD"), established by Regulation (EU) No HR/2012;		(a) lays down the general rules governing Union support for rural development, financed by the European Agricultural Fund for Rural Development (hereinafter "the EAFRD"), established by Regulation (EU) No HR/2012;	
(b) defines the objectives to which rural development policy is to contribute and the relevant Union priorities for rural development;		(b) defines the objectives to which rural development policy is to contribute and the relevant Union priorities for rural development;	

Commission proposal	EP amendments	Council position	Presidency guidance
(c) outlines the strategic context for rural development policy;		(e) outlines the strategic context for rural development policy;	
(d) defines the measures of rural development policy;		(d) defines the measures of rural development policy;	
(e) lays down rules on programming, networking, management, monitoring and evaluation on the basis of responsibilities shared between the Member States and the Commission.		(e) lays down rules on programming, networking, management, monitoring and evaluation on the basis of responsibilities shared between the Member States and the Commission;	
(f) lays down the rules to ensure coordination of the EAFRD with other Union instruments.		f) lays down the rules to ensure coordination of the EAFRD with other Union instruments.	
2. This Regulation complements the provisions of Part Two of Regulation (EU) No [CSF/2012].		2. This Regulation complements the provisions of Part Two of Regulation (EU) No [CSF/2012].	

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 2</i> <i>Definitions</i>			
1. For the purposes of this Regulation, the following definitions shall apply:		1. For the purposes of this Regulation, the following definitions shall apply <u>For the purposes of this Regulation, the definitions of "operation", "local development strategy", "micro, small and medium size enterprises" and "completed operation", as laid down in Article 2 of Regulation (EU) No (CSF/2012)²⁹ of the European Parliament and the Council³⁰ shall apply.</u> <u>In addition, the following definitions shall apply:</u>	

²⁹ _____

³⁰ This paragraph may be reviewed for consistency with the final text of Regulation (EU) No [CSF/2012]

OJ L [...], [...], p. [...].

Commission proposal	EP amendments	Council position	Presidency guidance
(a) "programming": the process of organisation, decision taking and allocating the financial resources in several stages intended to implement, on a multi-annual basis, the joint action by the Union and the Member States to achieve the Union priorities for rural development;		(a) "programming"≡ <u>means</u> the process of organisation, decision taking <u>making</u> and allocating the financial resources in several stages intended to implement, on a multi-annual basis, the joint action by the Union and the Member States to achieve the Union priorities for rural development.	
(b) "region": territorial unit corresponding to level 1 or 2 of the Nomenclature of territorial units for statistics (NUTS level 1 and 2) within the meaning of Regulation (EC) No 1059/2003 of the European Parliament and of the Council ³¹ ;		(b) "region"≡ <u>means</u> Territorial unit corresponding to level 1 or 2 of the Nomenclature of territorial units for statistics (NUTS level 1 and 2) within the meaning of Regulation (EC) No 1059/2003 ³² of the European Parliament and of the Council ;	
(c) "measure": a set of operations contributing to one or more of the Union priorities for rural development;		(c) "measure"≡ <u>means</u> a set of operations contributing to one or more of the Union priorities for rural development;	

³¹ OJ L 154, 21.6.2003, p. 1.

³² Regulation (EC) No 1059/2003 of the European Parliament and of the Council of 26 May 2003 on the establishment of a common classification of territorial units for statistics (NUTS)

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 19 Article 2 - paragraph 1 point d			
(d) "operation": a project, group of projects, contract, or arrangement or other action selected according to criteria for rural development programme concerned and implemented by one or more beneficiaries allowing achievement of one or more of the Union priorities for rural development;	(d) "operation": a project, group of projects, contract, or arrangement or other action selected according to criteria for the rural development programme concerned and implemented by one or more beneficiaries allowing achievement of one or more of the Union priorities for rural development, <i>including the possibility to combine the support from different Common Strategic Framework (CSF) funds, including within a single priority axis of programmes co-funded by the ERDF and ESF as referred to in Article 87(1) of Regulation No (EU).../2013 [CPR];</i>	(d) "operation" : means a project, contract, action or group of projects contract or arrangement or other action selected by the managing authority of the programme concerned, or by institutions under its responsibility, contributing to the objectives of the priority or priorities to which it relates; in the context of financial instruments, the operation is constituted by the financial contributions from a programme to financial instruments and the subsequent financial support provided by these financial instruments, according to criteria for the rural development programme concerned and implemented by one or more beneficiaries allowing achievement of one or more of the Union priorities for rural development.	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
(e) "beneficiary": a natural or legal person or other body, whether public or private, responsible for implementing operations or receiving support;		<u>[(e) "beneficiary": means a natural or legal person or other body, whether public or private, responsible for implementing operations or receiving support in the context of financial instruments, the term 'beneficiary' means the body that implements the financial instrument.]</u> ³³	
<i>Amendment 20</i>			
Article 2-paragraph 1-point f			
(f) "monitoring and evaluation system": a general approach developed by the Commission and the Member States defining a limited number of common indicators relating to the baseline situation and the financial execution, outputs, results, and impacts of the programmes;	(f) "monitoring and evaluation system": a general approach developed by the Commission and the Member States defining a limited number of common indicators relating to the baseline situation and the financial execution, outputs, results and financial execution of the programmes; the system need not be exclusively metrics based, and such an approach can, where necessary and	(f) " monitoring and evaluation system": means a general approach developed by the Commission and the Member States defining a limited number of common indicators relating to the baseline situation and the financial execution, outputs, results, and impacts of the programmes;	Not acceptable

³³ This definition may be reviewed for consistency with the final text of Regulation (EU) No [CSF/2012]

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>using appropriate methods, be replaced by a quality-based approach to programme outputs;</i>		
(g) "local development strategy": a coherent set of operations to meet local objectives and needs, which contributes to meeting the Union priorities for rural development, implemented in partnership at the appropriate level;		(g) "local development strategy": means a coherent set of operations to meet local objectives and needs, which contributes to meeting the Union priorities for rural development;	
(h) "support rate": the rate of the total public contribution to an operation;		[(h)] "support rate": <u>means</u> the rate of the total public contribution to an operation; ²²	
(i) "public expenditure": any public contribution to the financing of operations whose origin is the budget of the State, of regional and local authorities, of the Union and any similar expenditure. Any contribution to the financing of operations whose origin is the budget of public law bodies or associations of one or more regional or local authorities or public law		[(i)] "public expenditure": <u>means</u> any public contribution to the financing of operations whose origin is the budget of the State, of regional and <u>or</u> local authorities, of the Union and <u>or</u> any similar expenditure. Any contribution to the financing of operations whose origin is the budget of public law bodies or associations of one or more	

Commission proposal	EP amendments	Council position	Presidency guidance
bodies, within the meaning of Directive 2004/18/EC ³⁴ , shall be regarded as public contribution;		regional or local authorities or public law bodies, within the meaning of Directive 2004/18/EC ³⁵ , shall be regarded as public contribution.; ²²	
(j) "less developed regions": regions whose gross domestic product (GDP) per capita is less than 75% of the average GDP of the EU-27;		(j) "less developed regions" ÷ <u>means</u> regions whose gross domestic product (GDP) per capita is less than 75% of the average GDP of the EU-27 <u>as referred to in Article 82 of Regulation (EU) No (CSF/2012)</u> ;	

³⁴ OJ L 134, 30.4.2004, p. 114.

³⁵ Directive 2004/18/EC of the European Parliament and of the Council of 31 March 2004 on the coordination of procedures for the award of public works contracts, public supply contracts and public service contracts. **OJ L 134, 30.4.2004, p. 114.**

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 21 Article 2-paragraph 1-point j a (new)			
	(ja) "transition regions": regions whose gross domestic product (GDP) per capita is between 75 % and 90 % of the average GDP of the EU-27;	<u>[(ia) transition regions, means regions whose GDP per capita is between 75% and 90% of the average GDP of the EU-27]</u>	
(k) "micro-, small and medium-sized enterprises" (hereinafter "SMEs") : micro-, small and medium-sized enterprises as defined in Commission Recommendation 2003/361/EC³⁶;		(k) "micro-, small and medium-sized enterprises" (hereinafter "SMEs"): means micro-, small and medium-sized enterprises as defined in Commission Recommendation 2003/361/EC³⁷;	

³⁶ OJ L 124, 20.5.2003, p. 36.

³⁷ Commission Recommendation of 6 May 2003 concerning the definition of micro, small and medium-sized enterprises. OJ L 124, 20.5.2003, p. 36.

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 22 Article 2-paragraph 1-point 1			
(l) “transaction cost”: a cost linked to a commitment but not directly attributable to its implementation;	(l) “transaction cost”: a cost linked to a commitment <i>that is indirectly generated</i> by its implementation; <i>it may be calculated on a standard-cost basis</i> ;	(l) "transaction cost"÷ <u>means A an additional cost linked to fulfilling a commitment, but not directly attributable to its implementation or not included in the costs or income-foregone that are compensated directly. It may be calculated on a standard cost basis</u> ;	1st part not acceptable 2nd part Acceptable
Amendment 23 Article 2-paragraph 1-point 1a (new)			
	(la) “ <i>production system</i> ”: a complex of land and inputs managed as a whole;		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
(m) utilised agricultural area (hereinafter “UAA”): utilised agricultural area within the meaning of Commission Decision 2000/115/EC of 24 November 1999 ³⁸ ;		(m) " <u>utilised agricultural area (UAA)</u> " <u>÷ means any area taken up by arable land, permanent grassland or permanent crops as defined in Article 4 of Regulation (EU) No DP/2012³⁹ — utilised agricultural area (UAA) within the meaning of Commission Decision 2000/115/EC of 24 November 1999⁴⁰;</u>	
(n) “economic losses”: any additional cost incurred by a farmer as a result of exceptional measures taken by the farmer with the objective of reducing supply on the market concerned or any substantial loss of production;		(n) "economic losses"÷: <u>means any financial additional costs incurred and losses suffered by a farmer such as can be determined on the basis of invoices proving expenses incurred and/or loss of production, or documents of equivalent probative value,</u> as a result of exceptional measures taken by the farmer with the objective of reducing supply on the market concerned or any substantial loss of production.	

³⁸

OJ L 38, 12.2.2000, p. 1.

³⁹

Once this definition is agreed, Articles 30-33 would be aligned, and any reference to UAA replaced by "agricultural area"

⁴⁰

Commission Decision of 24 November 1999 relating to the definitions of the characteristics, the list of agricultural products, the exceptions to the definitions and the regions and districts regarding the surveys on the structure of agricultural holdings

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 24 Article 2-paragraph 1-point o			
(o) “adverse climatic event”: weather conditions, such as frost, storms and hail, ice, heavy rain or severe drought, which can be assimilated to a natural disaster;	(o) “adverse climatic event”: weather conditions, such as frost, storms, <i>cyclonic winds</i> , hail, ice, heavy rain or severe drought, which can be assimilated to a natural disaster;	(o) "adverse climatic event"÷ <u>means</u> weather conditions, such as frost, storms and hail, ice, heavy rain or severe drought, which can be assimilated to a natural disaster;	Not acceptable
(p) “animal diseases”: diseases mentioned in the list of animal diseases established by the World Organisation for Animal Health or in the Annex to Council Decision 90/424/EEC ⁴¹ ,		(p) "animal diseases"÷ <u>means</u> diseases mentioned in the list of animal diseases established by the World Organisation for Animal Health or in the Annex to Council Decision 90/424/EEC ⁴² <u>2009/470/EC</u> ⁴³ ,	
(q) “environmental incident”: a specific occurrence of pollution, contamination or degradation in the quality of the environment related to a specific event and		(q) "environmental incident"÷ <u>means</u> a specific occurrence of pollution, contamination or degradation in the quality of the environment related to a	

⁴¹ OJ L 224, 18.8.1990, p. 19.

⁴² OJ L 224, 18.8.1990, p. 19.

⁴³ Council Decision 2009/470/EC of 25 May 2009 on expenditure in the veterinary field

Commission proposal	EP amendments	Council position	Presidency guidance
of limited geographical scope. It does not cover general environmental risks not connected with a specific event, such as climate change or atmospheric pollution;		specific event and of limited geographical scope. It does not cover general environmental risks not connected with a specific event, such as climate change or atmospheric pollution;	
<i>Amendment 25</i>			
Article 2-paragraph 1-point r			
(r) "natural disaster": a naturally occurring event of biotic or abiotic nature that leads to important disturbances of agricultural systems and forest structures, eventually causing important economic damage to the farming and forest sectors;	(r) "natural disaster": a naturally occurring event of biotic or abiotic nature that leads to important disturbances of agricultural production systems and forest structures, eventually causing important economic damage to the farming <i>or forestry</i> sectors;	(r) "natural disaster"≡ <u>means</u> a naturally occurring event of biotic or abiotic nature that leads to important disturbances of agricultural production systems and or forest structures, eventually causing important economic damage to the farming and forest sectors;	Acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 26 Article 2-paragraph 1-point s			
(s) "catastrophic event": an unforeseen event of biotic or abiotic nature caused by human action that leads to important disturbances of agricultural production systems and forest structures, eventually causing important economic damage to the farming and forest sectors;	(s) "catastrophic event": an unforeseen event of biotic or abiotic nature caused by human action that leads to important disturbances of agricultural production systems and forest structures, eventually causing important economic damage to the farming <i>or forestry</i> sectors;	(s) "catastrophic event"≐ means an unforeseen event of biotic or abiotic nature caused by human action that leads to important disturbances of agricultural production systems and forest structures, eventually causing important economic damage to the farming and forest sectors;	Acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 27 Article 2-paragraph 1-point t			
(t) "short supply chain": a supply chain involving a limited number of economic operators, committed to co-operation, local economic development, and close geographical and social relations between producers and consumers;	(t) 'short supply chain': a supply chain involving a limited number of economic operators in direct selling, local markets and community supported agriculture , committed to co-operation, local economic development, using a local development strategy , and close geographical and social relations between producers, processors and consumers;	(t) "short supply chain"÷ means a supply chain involving a limited number of economic operators, local committed to co-operation, local economic development, and close geographical and social relations between producers and consumers;	1st part not acceptable 2nd part acceptable: "processors"
Amendment 28 Article 2-paragraph 1-point u			
(u) "young farmer": farmer who is less than 40 years of age at the moment of submitting the application, possesses adequate occupational skills and competence and is setting up for the first	(u) "young farmer": farmer who is 40 years of age or less at the moment of submitting the application, possesses adequate occupational skills and competence and is the head of the	(u) "young farmer"÷ means a person Farmer who is less than 40 years of age at the moment of submitting the application, possesses adequate occupational skills and competence and	1st part acceptable 2nd part - deletion

Commission proposal	EP amendments	Council position	Presidency guidance
time in an agricultural holding as head of the holding;	holding;	is setting up for the first time in an agricultural holding as head of the holding;	of ' <i>setting for the first time</i> ' - not acceptable
(v) "completed operation" means an operation that has been physically completed or fully implemented and in respect of which all related payments have been made by beneficiaries and the corresponding public contribution has been paid to the beneficiaries;		(v) " completed operation ": means an operation that has been physically completed or fully implemented and in respect of which all related payments have been made by beneficiaries and the corresponding public contribution has been paid to the beneficiaries;	
(w) "thematic objectives": the thematic objectives defined in Article 9 of Regulation (EU) No [CSF/2012] of the European Parliament and the Council ⁴⁴ .		(w) "thematic objectives": means the thematic objectives defined in Article 9 of Regulation (EU) No [CSF/2012] of the European Parliament and the Council ⁴⁵ .	
(x) "Common Strategic Framework (hereinafter "CSF")": the Common Strategic Framework referred to in Article 10 of Regulation (EU) No [CSF/2010].		(x) "Common Strategic Framework" (hereinafter "CSF"): means the Common Strategic Framework referred to in Articles 2 and 10 of Regulation (EU) No [CSF/2012];	

⁴⁴

OJ L [...], [...], p. [...].

⁴⁵

OJ L [...], [...], p. [...].

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Amendment 29</i> Article 2-paragraph 1-point xa (new)			
	<i>(xa) “farmer”: an active farmer within the meaning of Article 4(1)(a) and Article 9 of Regulation NO.../2013 [DP]</i>		Linked to decision on definition of active farmer under DP
		<u>(xa) "cluster" means a grouping of independent undertakings - start-ups, small, medium and large undertakings as well as advisory bodies and/or research organisations - designed to stimulate economic/innovative activity by promoting intensive interactions, sharing of facilities and exchange of knowledge and expertise and by contributing effectively to knowledge transfer, networking and information dissemination among the undertakings in the cluster;</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 30 Article 2-paragraph 1-point xb (new)			
	<i>(xb) "community-led local development": decentralised bottom-up governance and partnership action at local and sub-regional level which encourage rural actors to plan and carry out multi-sectoral area based local development strategies, promoting community ownership, capacity building and innovation;</i>		Not acceptable
Amendment 31 Article 2-paragraph 1a (new)			
	<i>1a. The definitions set out in Article 4 of Regulation (EU) No .../2013 [DP] shall also apply for the purposes of this Regulation.</i>		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 32 Article 2-paragraph 2			
2. As regards the definition of young farmer laid down in paragraph 1(u), the Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the conditions under which a legal person may be considered a 'young farmer', including the setting of a grace period for the acquisition of occupational skills.	2. As regards young <i>farmers</i> , <i>and, small farms</i> , the Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the conditions under which a legal person may be considered <i>to be</i> young farmer, <i>or a small farmer</i>, including the setting of a grace period for the acquisition of occupational skills, <i>and taking into account the special characteristics of each Member State</i>.	2. <u>In order to ensure a coherent approach in the treatment of beneficiaries and to take into account the need for an adaptation period</u>, As regards the definition of young farmer laid down in paragraph 1(u), the Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the conditions under which a legal person may be considered a 'young farmer', including the setting of a grace period for the acquisition of occupational skills.	2. <u>In order to ensure a coherent approach in the treatment of beneficiaries and to take into account the need for an adaptation period</u>, As regards the definition of young farmer laid down in paragraph 1(u), the Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the conditions under which a legal person may be considered a 'young farmer', including

Commission proposal	EP amendments	Council position	Presidency guidance
			<u>and</u> the setting of a grace period for the acquisition of occupational skills.

Commission proposal	EP amendments	Council position	Presidency guidance
Chapter II Mission, objectives, priorities and consistency			
	<i>Article 3</i> <i>Mission</i>		
	<i>Amendment 33</i> Article 3		
The EAFRD shall contribute to the Europe 2020 Strategy by promoting sustainable rural development throughout the Union in a complementary manner to the other instruments of the common agricultural policy (hereinafter “CAP”), to cohesion policy and to the common fisheries policy. It shall contribute to a more territorially balanced, climate-friendly and innovative Union agricultural sector.	The EAFRD shall contribute to the Europe 2020 Strategy, <i>within the framework of a European rural development strategy</i> , by promoting sustainable rural development throughout the Union in a complementary manner to the other instruments of the common agricultural policy (hereinafter “CAP”), <i>in coordination with and in addition</i> to cohesion policy and to the common fisheries policy. It shall contribute to <i>the</i>	The EAFRD shall contribute to the Europe 2020 Strategy by promoting sustainable rural development throughout the Union in a complementary manner to the other instruments of the common agricultural policy (hereinafter “CAP”), to cohesion policy and to the common fisheries policy. It shall contribute to a more territorially and environmentally balanced, climate-friendly and resilient,	Partly acceptable <i>Following additions acceptable:</i> - <i>'the development of</i> - <i>' competitive, productive, and'</i> - <i>'and forestry</i>

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>development of a more territorially and environmentally balanced, climate-friendly and resilient, competitive, productive and innovative Union agricultural and forestry sector and of vital rural territories.</i>	competitive and innovative Union agricultural sector.	<i>sector'</i>
<i>Article 4</i> <i>Objectives</i>			
<i>Amendment 34</i> Article 4			
Within the overall framework of the CAP, support for rural development shall contribute to achieving the following objectives:	Within the overall framework of the CAP, support for rural development shall contribute to achieving the following objectives:	Within the overall framework of the CAP, support for rural development, <u>including for activities in the food as well as non-food sector and forestry,</u> shall contribute to achieving the following objectives:	
(1) the competitiveness of agriculture;	(1) <i>fostering</i> the competitiveness of agriculture and forestry ;		Acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
(2) the sustainable management of natural resources, and climate action;	(2) <i>ensuring</i> the sustainable management of natural resources, and climate action;		Acceptable
(3) a balanced territorial development of rural areas.	(3) <i>achieving</i> a balanced territorial development of rural <i>economies and communities that creates and maintains employment</i> .		Partly acceptable. <i>Addition of 'achieving' is acceptable</i>
<i>Article 5</i> <i>Union priorities for rural development</i>			

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 35 Article 5			
The achievement of the objectives of rural development, which contribute to the Europe 2020 strategy for smart, sustainable and inclusive growth, shall be pursued through the following six Union priorities for rural development, which translate the relevant Thematic Objectives of the CSF:			
(1) fostering knowledge transfer and innovation in agriculture, forestry, and rural areas with a focus on the following areas:			
a) fostering innovation and the knowledge base in rural areas;	(a) fostering innovation, <i>new ways of cooperating</i> , and <i>the development of</i> the knowledge base in rural areas;		Acceptable in principle (a) fostering innovation, <i>cooperation</i> , and <i>the development of</i> the knowledge base in rural areas;
b) strengthening the links between		(b) strengthening the links between	

Commission proposal	EP amendments	Council position	Presidency guidance
agriculture and forestry and research and innovation;		agriculture, food production and forestry and research and innovation;	
c) fostering lifelong learning and vocational training in the agricultural and forestry sectors.	(c) fostering lifelong learning and vocational training in the agricultural and forestry sectors, <i>including as regards farm safety awareness</i> ;		Not acceptable
(2) enhancing competitiveness of all types of agriculture and enhancing farm viability, with a focus on the following areas:	(2) enhancing <i>farm viability and the</i> competitiveness of all types of agriculture and <i>forestry and of the food sector</i> , with a focus on the following areas:		Partly acceptable <i>Addition of 'food sector' is not acceptable</i>
a) facilitating restructuring of farms facing major structural problems, notably farms with a low degree of market participation, market-oriented farms in need of agricultural diversification;	(a) <i>encouraging investment in innovative farm technologies and facilitating their diffusion and uptake</i> ;	(a) facilitating restructuring of farms facing major structural problems , notably farms with a low degree of market participation, market-oriented farms in particular sectors and farms in need of agricultural diversification;	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
b) facilitating generational renewal in the agricultural sector.	(b) facilitating <i>entry into the farming sector of new, fully skilled, entrants, including through</i> generational renewal;	(b) facilitating entry into the farming sector, and in particular generational renewal in the agricultural sector.	Partly acceptable <i>Addition of 'entry into farming sector' is acceptable</i>
	<i>(ba) improving the economic performance of all farms, increasing market participation, orientation and diversification;</i>		Not acceptable
	<i>(bb) facilitating the restructuring and modernisation of farms;</i>		Not acceptable
	<i>(bc) maintaining productive agriculture in mountainous or less favoured areas, or in outermost regions;</i>		Not acceptable
	<i>(bd) improving the competitiveness of the agri-food processing sector, including by increasing efficiency, and the value added to agricultural products.</i>		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
(3) promoting food chain organisation and risk management in agriculture, with a focus on the following areas:		(3) promoting food and non-food chain organisation and risk management in agriculture, with a focus on the following areas:	
a) better integrating primary producers into the food chain through quality schemes, promotion in local markets and short supply circuits, producer groups and inter-branch organisations;		(a) better integrating primary producers into the food chain through quality schemes, promotion in local markets and short supply circuits, producer groups and inter-branch organisations and promoting animal welfare;	
b) supporting farm risk management:	(b) supporting farm risk <i>prevention and</i> management:		Not acceptable
(4) restoring, preserving and enhancing ecosystems dependent on agriculture and forestry, with a focus on the following areas:	(4) restoring, preserving and enhancing ecosystems that are influenced by agriculture and forestry, with a focus on the following areas:	(4) restoring, preserving and enhancing ecosystems dependent on related to agriculture and forestry, with a focus on the following areas:	Acceptable in spirit Covered by Council position

Commission proposal	EP amendments	Council position	Presidency guidance
a) restoring and preserving biodiversity, including in Natura 2000 areas and high nature value farming, and the state of European landscapes;		(a) restoring, and preserving <u>and enhancing</u> biodiversity, including in Natura 2000 areas and high nature value farming, and the state of European landscapes;	
	<i>(aa) improving animal welfare;</i>		Not acceptable See priority 3a
b) improving water management;		(b) improving water <u>and land</u> management <u>and contributing to meeting the WFD objectives;</u>	
c) improving soil management.		(c) improving soil, <u>erosion, fertiliser and pesticide</u> management.	
(5) promoting resource efficiency and supporting the shift towards a low carbon and climate resilient economy in agriculture, food and forestry sectors, with a focus on the following areas:			

Commission proposal	EP amendments	Council position	Presidency guidance
a) increasing efficiency in water use by agriculture;			
b) increasing efficiency in energy use in agriculture and food processing;			
c) facilitating the supply and use of renewable sources of energy, of by-products, wastes, residues and other non food raw material for purposes of the bio-economy;			
d) reducing nitrous oxide and methane emissions from agriculture;	(d) reducing <i>greenhouse gas and ammonia</i> emissions from agriculture <i>and improving air quality</i> ;	(d) reducing nitrous oxide and methane green house gas and ammonia emissions from agriculture <u>and improving air quality</u> ;	Acceptable
e) fostering carbon sequestration in agriculture and forestry;	(e) fostering carbon <i>conservation and</i> sequestration in agriculture and forestry;		Not acceptable
	<i>(ea) facilitating the use of new research-based products and application methods and processes in the agri-food value chain to improve biodiversity management and resource-efficiency</i> ;		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
(6) promoting social inclusion poverty reduction and economic development in rural areas, with a focus on the following areas:			
a) facilitating diversification, creation of new small enterprises and job creation;		(a) facilitating diversification, creation new and development of small enterprises and job creation;	
b) fostering local development in rural areas;			
c) enhancing accessibility to, use and quality of information and communication technologies (ICT) in rural areas. All of the priorities shall contribute to the cross-cutting objectives of innovation, environment and climate change mitigation and adaptation.		(c) enhancing accessibility to, use and quality of information and communication technologies (ICT) in rural areas. All of the priorities shall contribute to the cross-cutting objectives of innovation, environment and climate change mitigation and adaptation. <u>Programmes may address fewer than six priorities if justified on the basis of the strengths, weaknesses, opportunities and threats (hereinafter "SWOT") and ex ante evaluation or addressed by other means. Other focus areas may be included in programmes in order to pursue one of the priorities if</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>justified and measurable.</u>	
<i>Article 6</i> <i>Consistency</i>			
<i>Amendment 36</i> Article 6-paragraph 1			
1. There shall be consistency between support from the EAFRD and the measures financed by the European Agricultural Guarantee Fund.	1. There shall be consistency between support from the EAFRD and the measures financed by the European Agricultural Guarantee Fund, <i>or other Union financial instruments.</i>		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
2. No support under this Regulation shall be granted to operations supported under common market organizations. The Commission shall be empowered to adopt delegated acts, in accordance with Article 90 to define exceptions from this rule.		2. [No support under this Regulation shall be granted to operations supported under common market organizations.] ⁴⁶ The Commission shall be empowered to adopt delegated acts, in accordance with Article 90 to define exceptions from this rule.	

⁴⁶ This paragraph may be reviewed for consistency with the final text of Regulation (EU) No [SCMO/2012]

Commission proposal	EP amendments	Council position	Presidency guidance
TITLE II Programming Chapter I Programming content			
<i>Article 7</i> <i>Rural development programmes</i>			
<i>Amendment 37</i> Article 7			
1.The EAFRD shall act in the Member States through rural development programmes. These programmes shall implement a strategy to meet the Union priorities for rural development through a set of measures defined in Title III, for the achievement of which aid from the	1. The EAFRD shall act in the Member States through rural development programmes. These programmes shall implement a strategy to meet the Union priorities for rural development through a set of measures defined in Title III, for the achievement of which aid from the	1. The EAFRD shall act in the Member States through rural development programmes. These programmes shall implement a strategy to meet the Union priorities for rural development through a set of measures defined in Title III, for the achievement of which aid from the	

Commission proposal	EP amendments	Council position	Presidency guidance
EAFRD will be sought.	EAFRD will be sought.	of which aid from the EAFRD will be sought.	
2. A Member State may submit either a single programme for its entire territory or a set of regional programmes.	2. A Member State may submit a single programme for its entire territory or a set of regional programmes, <i>or both. Measures implemented at national level shall not be implemented through regional programmes.</i>	2. A Member State may submit either a single programme for its entire territory or a set of regional programmes <u>or a national programme and a set of regional programmes. If a Member State submits a national programme and a set of regional programmes, measures and/or types of operations shall be programmed either at national level or at regional level, and coherence between the strategies of the national and regional programmes shall be ensured.</u>	Acceptable in spirit Covered by Council position
3. Member States with regional programmes may also submit for approval a national framework containing common elements for these programmes without a separate budgetary allocation.	3. Member States with regional programmes may also submit for approval national framework containing common elements for these programmes without a separate budgetary allocation.	3. Member States with regional programmes may also submit for approval a national framework containing common elements for these programmes without a separate budgetary allocation.	

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 8</i> <i>Thematic sub-programmes</i>			
Amendment 38 Article 8			
1. Member States may include within their rural development programmes thematic sub-programmes, contributing to the Union priorities for rural development, aimed to address specific needs identified, in particular in relation to:	1. <i>With the aim of contributing to the achievement of rural development priorities</i>, Member States may include within their rural development programmes thematic sub-programmes <i>that</i> address specific needs. <i>Such thematic sub-programmes may, inter alia, relate to:</i>	1. Member States may include within their rural development programmes thematic sub-programmes, contributing to the Union priorities for rural development, aimed to address specific needs identified, in particular in relation to:	Acceptable
(a) young farmers;			
(b) small farms as referred to in the third subparagraph of Article 20(2);			
(c) mountain areas as referred to in Article 33(2);			

Commission proposal	EP amendments	Council position	Presidency guidance
(d) short supply chains.			
	<i>(da) women in rural areas.</i>		Not acceptable
		<u>(e) sustainable agriculture.</u>	
An indicative list of measures and types of operations of particular relevance to each thematic sub-programme is set out in Annex III.			
2. Thematic sub-programmes may also address specific needs relating to the restructuring of agricultural sectors with a significant impact on the development of a specific rural area	2. Thematic sub-programmes may also address specific needs relating to the restructuring of agricultural sectors with a significant impact on the development of a specific rural area <i>or other specific needs identified by the Member State.</i>		Not acceptable
3. The support rates laid down in Annex I may be increased by 10 percentage points for operations supported in the framework of thematic sub-programmes concerning small farms and short supply chains. In the case of young farmers and mountain areas, the maximum combined support rate shall not exceed 90%.	3. The support rates laid down in Annex I may be increased by 10 percentage points for operations supported in the framework of thematic sub-programmes concerning small farms and short supply chains. In the case of, <i>inter alia</i> , young farmers and mountain areas, the maximum support rates may be increased in accordance with Annex I. However, the maximum combined support rate shall not exceed	3. The support rates laid down in Annex I may be increased by 10 percentage points for operations supported in the framework of thematic sub-programmes concerning small farms and short supply chains, <u>climate change, renewable energies, water management and biodiversity</u> . In the case of young farmers and mountain areas, the maximum support rates may	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
	90%.	be increased in accordance with Annex I. However, the maximum combined support rate shall not exceed 90%.	
<i>Article 9</i> <i>Content of rural development programmes</i>			
1. In addition to the elements referred to in Article 24 of Regulation (EU) No [CSF/2012], each rural development programme shall include:			
(a) the <i>ex ante</i> evaluation referred to in Article 48 of Regulation (EU) No [CSF/2012];			
(b) an analysis of the situation in terms of strengths, weaknesses, opportunities and threats (hereinafter "SWOT") and identification of the needs that have to be addressed in the geographical area covered by the programme and, where relevant, by the thematic sub-programmes referred to in Article 8.		(b) an analysis of the situation in terms of strengths, weaknesses, opportunities and threats (hereinafter "SWOT") and identification of the needs that have to be addressed in the geographical area covered by the programme and, where relevant, by the thematic sub-programmes referred to in Article 8.	
The analysis shall be structured around the		The analysis shall be structured around	

Commission proposal	EP amendments	Council position	Presidency guidance
Union priorities for rural development. Specific needs concerning the environment, climate change mitigation and adaptation shall be assessed across Union priorities for rural development, in view of identifying relevant responses in these two areas at the level of each priority;		the Union priorities for rural development. Specific needs concerning the environment, climate change mitigation and adaptation and innovation shall be assessed across Union priorities for rural development, in view of identifying relevant responses in these two three areas at the level of each priority;	
(c) a description of the strategy which includes the target setting for each of the focus areas of the Union priorities for rural development included in the programme, on the basis of common indicators referred to in Article 76, to be defined as part of the monitoring and evaluation system referred to in Article 74, and a selection of measures, based on a sound intervention logic of the programme, including an assessment of the expected contribution of the measures chosen to achieve the targets.		(c) a description of the strategy which includes the target setting for each of the focus areas of the Union priorities for rural development included in the programme, on the basis of common indicators referred to in Article 76, to be defined as part of the monitoring and evaluation system referred to in Article 74, and a selection of measures, based on a sound intervention logic of the programme, including an assessment of the expected contribution of the measures chosen to achieve the targets.	
The rural development programme shall demonstrate that:		The rural development programme shall demonstrate that:	

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>(ia) appropriate targets are set for each of the focus areas of the Union priorities for rural development included in the programme, on the basis of common result indicators referred to in Article 76 and, where necessary, of programme specific result indicators;</u>	
(i) relevant combinations of measures are included in relation to the Union priorities for rural development included in the programme, logically following from the <i>ex ante</i> evaluation referred to in point (a) and the analysis referred to in point (b);		(i) relevant combinations of measures are included selected in relation to each of the focus areas of the Union priorities for rural development included in the programme, logically following from based on sound intervention logic supported by the ex ante evaluation referred to in point (a) and the analysis referred to in point (b);	
(ii) the allocation of financial resources to the measures of the programme is balanced and adequate to achieve the targets set;		(ii) the allocation of financial resources to the measures of the programme is balanced justified and adequate to achieve the targets set;	

Commission proposal	EP amendments	Council position	Presidency guidance
(iii) specific needs linked with specific conditions at regional or sub-regional level are taken into account and concretely addressed through adequately designed combinations of measures or thematic sub-programmes;			
(iv) a pertinent approach towards innovation, the environment, including the specific needs of Natura 2000 areas, and climate change mitigation and adaptation is integrated into the programme;		(iv) an appropriate pertinent approach towards innovation with a view to achieving the Union priorities for rural development, including if relevant the EIP for agricultural productivity and sustainability, towards the environment, including the specific needs of Natura 2000 areas, and towards climate change mitigation and adaptation is integrated into the programme;	
(v) appropriate action is envisaged to simplify the implementation of the programme;		(v) appropriate action is envisaged to simplify the implementation of the programme;	
(vi) measures have been taken to ensure the availability of sufficient advisory capacity on the regulatory requirements and all aspects linked to sustainable management in agriculture and forestry, as		(vi) measures have been taken to ensure the availability of sufficient advisory capacity on the regulatory requirements and all aspects linked to sustainable management in agriculture	

Commission proposal	EP amendments	Council position	Presidency guidance
well as climate action;		and forestry, as well as climate action;	
Amendment 39 Article 9-paragraph 1-point c-subparagraph 2-point vii			
(vii) initiatives are planned for raising awareness and animating innovative actions and establishing operational groups of the EIP for agricultural productivity and sustainability;	(vii) initiatives are planned for raising awareness and animating innovative actions and establishing operational groups of the EIP for agricultural <i>production, economic viability</i> and sustainability;	(vi) initiatives are planned for raising awareness and animating innovative actions and establishing operational groups of the EIP for agricultural productivity and sustainability;	Not acceptable
(viii) an appropriate approach has been defined laying down principles with regard to the setting of selection criteria for projects and local development strategies, which takes into account relevant targets. In this context Member States may provide for a higher support rate for operations undertaken collectively by groups of farmers;		(viii) an appropriate approach has been defined laying down principles with regard to the setting of selection criteria for projects and local development strategies, which takes into account relevant targets. In this context Member States may provide for priority to be given or for a higher support rate for operations undertaken collectively by groups of farmers;	

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 40 Article 9-paragraph 1-point d			
(d) the assessment of the <i>ex ante</i> conditionalities and, where required, the actions referred to in Article 17(4) of Regulation (EU) No [CSF/2012] and the milestones established for the purpose of Article 19 of Regulation (EU) No [CSF/2012];	d) the assessment of the <i>ex ante</i> conditionalities <i>pertaining to rural development referred to in Annex IV which are relevant to the programme</i> and, where required, the actions referred to in Article 17(4) of Regulation (EU) No [CSF/2012];	(d) the assessment of the <i>ex ante</i> conditionalities applicable for rural development as indicated in Annex IV, if relevant and applicable to the specific objectives pursued within the priorities of the programme , and, where required, the actions referred to in Article 17(4) of Regulation (EU) No [CSF/2012]— and the milestones established for the purpose of Article 19 of Regulation (EU) No [CSF/2012];	Acceptable in spirit Covered by Council position
		(da) a <u>description of the performance framework established for the purpose of Article 19 of Regulation (EU) No [CSF/2012];</u>	
(e) a description of each of the measures selected;		(e) a description of each of the measures selected;	

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 41 Article 9-paragraph 1-point f			
(f) in relation to local development, a specific description of the coordination mechanisms between the local development strategies, the measure co-operation referred to in Article 36, the measure basic services and village renewal in rural areas referred to in Article 21 and the support for non-agricultural activities in rural areas under the measure farm and business development in rural areas referred to in Article 20;	(f) in relation to local development, a specific description of the coordination mechanisms between the local development strategies, the measure regarding co-operation referred to in Article 36, the measure regarding basic services and village renewal in rural areas referred to in Article 21 including urban-rural links and cross-regional cooperation and the support for non-agricultural activities in rural areas under the measure regarding farm and business development in rural areas referred to in Article 20;	(f) in relation to local development, a specific description of the coordination mechanisms between the local development strategies, the measure co-operation referred to in Article 36, the measure basic services and village renewal in rural areas referred to in Article 21 and the support for non-agricultural activities in rural areas under the measure farm and business development in rural areas referred to in Article 20;	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 42 Article 9-paragraph 1-point g			
(g) a description of the approach towards innovation in view of enhancing productivity and sustainable resource management and the contribution to achieving the objectives of the EIP for agricultural productivity and sustainability referred to in Article 61;	(g) a description of the approach towards innovation in view of enhancing production by farms, their economic viability and sustainable resource management and the contribution to achieving the objectives of the EIP for agricultural production, economic viability and sustainability referred to in Article 61;	(g) a description of the approach towards innovation in view of enhancing productivity and sustainable resource management and the contribution to achieving the objectives of the EIP for agricultural productivity and sustainability referred to in Article 61;	Not acceptable
(h) an analysis of needs relating to monitoring and evaluation requirements and the evaluation plan referred to in Article 49 of Regulation (EU) No [CSF/2012]. The Member States shall provide sufficient resources and capacity building activities to address the identified needs;		(h) an analysis of needs relating to monitoring and evaluation requirements and the evaluation plan referred to in Article 49 of Regulation (EU) No [CSF/2012]. The Member States shall provide sufficient resources and capacity building activities to address the identified needs;	

Commission proposal	EP amendments	Council position	Presidency guidance
(i) a financing plan comprising:			
(i) a table setting out, in accordance with Article 64(4), the total EAFRD contribution planned for each year. When applicable this table shall indicate separately within the total EAFRD contribution the appropriations provided for the less developed regions and the funds transferred to the EAFRD in application of Article 7(2) of Regulation (EU) No DP/2012. The planned annual EAFRD contribution shall be compatible with the Multi-annual Financial Framework;			
(ii) a table setting out, for each measure, the type of operation with a specific EAFRD contribution rate and technical assistance, the total Union contribution planned and the applicable EAFRD contribution rate. Where applicable, this table shall indicate separately the EAFRD contribution rate for less developed regions and for other regions;		(ii) a table setting out, for each measure, the for each type of operation with a specific EAFRD contribution rate and for technical assistance, the total Union contribution planned and the applicable EAFRD contribution rate. Where applicable, this table shall indicate separately the EAFRD contribution rate for less developed regions and for other regions;	

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 43 Article 9-paragraph 1-point j			
(j) an indicator plan comprising for each of the Union priorities for rural development included in the programme the indicators and the selected measures with planned outputs and planned expenditure, broken down between public and private;	(j) an indicator plan comprising for each of the Union priorities for rural development included in the programme the indicators and the selected measures with planned <i>process and policy focused</i> outputs and planned expenditure, broken down between public and private;	(j) an indicator plan <u>broken down into focus areas and measures</u> comprising for each of the Union priorities for rural development included in the programme the indicators and the selected measures with planned outputs and planned expenditure, broken down between public and private;	Not acceptable
(k) where applicable, a table on additional national financing per measure in accordance with Article 89;		(k) where applicable, a table on additional national financing per measure in accordance with Article 89;	
(l) the elements needed for the appraisal under Article 89 and, where applicable, the list of aid schemes falling under Article 88(1) to be used for the implementation of the programmes;		(l) the elements needed for the appraisal under Article 89 and, where applicable, the list of aid schemes falling under Article 88(1) to be used for the implementation of the programmes;	

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Amendment 44</i> Article 9-paragraph 1-point m			
(m) information on the complementarity with measures financed by the other common agricultural policy instruments, through cohesion policy or by the EMFF;	(m) information on the complementarity with measures financed by the other common agricultural policy instruments, <i>on the mechanisms that ensure coordination with measures supported by other CSF Funds, and application of financing instruments referred to in Title IV of Regulation (EU) No. [CSF/2012]</i> .	(m) information on the complementarity with measures financed by the other common agricultural policy instruments, through cohesion policy or by the <u>European Maritime and Fisheries Fund</u> (<u>hereinafter "EMFF"</u>);	Acceptable subject to redrafting (m) information on the complementarity with measures financed by the other common agricultural policy instruments, through <u>and by the European Structural and Investment Funds</u> (<u>hereinafter ESD</u>);
(n) programme implementing arrangements including:			
(i) the designation by the Member State			

Commission proposal	EP amendments	Council position	Presidency guidance
of all authorities referred to in Article 72(2) and, for information, a summary description of the management and control structure;			
(ii) a description of the monitoring and evaluation procedures, as well as the composition of the Monitoring Committee;			
(iii) the provisions to ensure that the programme is publicised, including through the national rural network referred to in Article 55;			

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>(iv) a description of the approach laying down principles with regard to the setting of selection criteria for projects and local development strategies, which takes into account relevant targets;</u>	
		<u>(v) in relation to local development, where applicable, a description of the mechanisms to ensure coherence between activities envisaged under the local development strategies, the "Cooperation" measure referred to in Article 36, the "Basic services and village renewal in rural areas" measure referred to in Article 21;</u>	
(o) the designation of the partners referred to in Article 5 of Regulation (EU) No [CSF/2012] and the results of the consultation of the partners;		(o) the <u>designation of actions taken to involve</u> the partners referred to in Article 5 of Regulation (EU) No [CSF/2012] and the results of the consultation of the partners;	

Commission proposal	EP amendments	Council position	Presidency guidance
(p) where applicable, the main elements of the national rural network action plan and structure referred to in Article 55(3), and provisions for its management, which would constitute the basis for its annual actions plans.		(p) where applicable, the main elements of the national rural network action plan and structure referred to in Article 55(3), and provisions for its management, which would constitute the basis for its annual actions plans.	
2. Where thematic sub-programmes are included in a rural development programme, each sub-programme shall include:			
(a) a specific analysis of the situation in terms of SWOT and identification of the needs that have to be addressed by the sub-programme;			
(b) specific targets at sub-programme level and a selection of measures, based on a thorough definition of the intervention logic of the sub-programme, including an assessment of the expected contribution of the measures chosen to achieve the targets;			

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 45 Article 9-paragraph 2-point c			
(c) a separate specific indicator plan, with planned outputs and planned expenditure, broken down between public and private.	(c) a separate specific indicator plan, with planned <i>process</i> and <i>policy-focused</i> outputs and planned expenditure, broken down between public and private.		Not acceptable
3. The Commission shall, by means of implementing acts lay down rules for the presentation of the elements described in paragraphs 1 and 2 in rural development programmes. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 91.			

Commission proposal	EP amendments	Council position	Presidency guidance
Chapter II Preparation, approval and modification of rural development programmes			
	<i>Article 10</i> <i>Ex ante conditionalities</i>		
	<i>Amendment 46</i> Article 10		
In addition to the <i>ex ante</i> conditionalities referred to in Annex IV, the general <i>ex ante</i> conditionalities established in Annex IV of Regulation (EU) No [CSF/2012] shall apply for the EAFRD.	The ex-ante conditionalities referred to in Annex IV shall apply for the EAFRD <i>if they are relevant and can be applied to the specific goals pursued with the programme's priorities.</i>	In addition to the <i>ex ante</i> conditionalities referred to in Annex IV, the general <i>ex ante</i> conditionalities established in Annex IV of Regulation (EU) No [CSF/2012] shall apply for the EAFRD programming, if relevant and applicable to the specific objectives pursued within the priorities of the programme.	Acceptable in spirit Covered by Council position

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 11</i> <i>Approval of rural development programmes</i>			
1. Member States shall submit to the Commission a proposal for each rural development programme, containing the information mentioned in Article 9.			
2. Each rural development programme shall be approved by the Commission by means of an implementing act adopted in accordance with the examination procedure referred to in Article 91.			

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Amendment 47</i> <i>Article 111-paragraph 2a (new)</i>		
	<i>2 a. The Commission may approve a rural development programme before the adoption of a Partnership Contract with a Member State in those cases where the Commission considers that all the elements of the rural development programme conform to the provisions of this Regulation and to those parts of the Partnership Contract pertaining to the EAFRD.</i>		Not acceptable CPR related
	<i>Article 12</i> <i>Amendment of rural development programmes</i>		
1. Requests for programme amendments by Member States shall be approved in accordance with the following procedures:			

Commission proposal	EP amendments	Council position	Presidency guidance
(a) The Commission shall, by means of implementing acts, decide on requests to amend programmes that concern:			
(i) a change in the programme strategy through a major reset of quantified targets;		(i) a change in the programme strategy through a change of more than 50% in any result indicator linked to a focus area major reset of quantified targets;	
Amendment 48 Article 12-paragraph 1-point a-point ii			
(ii) a change in the EAFRD contribution rate of one or more measures;	<i>deleted</i>	(ii) a change in the EAFRD contribution rate of one or more measures;	Acceptable
(iii) a change of the entire Union contribution or its annual distribution at programme level;			

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 49			
Article 12-paragraph 1-point a-point iv			
(iv) a transfer of funds between measures implemented under different EAFRD contribution rates.	<i>deleted</i>	(iv) a transfer of funds between measures implemented under different EAFRD contribution rates.	Acceptable
Amendment 50			
Article 12-paragraph 1-point a-point iv a (new)			
	(iva) a transfer of funds between programmes with a view to avoiding the loss of EAFRD resources.		Not acceptable
Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 91.			

Commission proposal	EP amendments	Council position	Presidency guidance
(b) The Commission shall, by means of implementing acts, decide on requests to amend the programme in all other cases. These shall include in particular:		(b) The Commission shall, by means of implementing acts, decide on approve requests to amend the programme in all other cases. These shall include in particular:	
(i) introduction or withdrawal of measures or types of operations;			
(ii) changes in the description of measures, including changes of eligibility conditions.			
		(iii) <u>a change in the EAFRD contribution rate of one or more measures;</u>	
		(iv) <u>a transfer of funds between measures implemented under different EAFRD contribution rates.</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
		(c) <u>For corrections of a purely clerical or editorial nature that do not affect the implementation of the policy and the measures, no approval by the Commission shall be required. Member States shall inform the Commission of these amendments.</u>	
<i>Amendment 51</i> Article 12-paragraph 1a (new)			
	<i>1 a. The approval referred to in paragraph 1 shall be issued by the Commission within two months of the receipt of the request.</i>		Not acceptable
2. The Commission shall be empowered to adopt delegated acts in accordance with the criteria defining a major reset of quantified targets referred to in paragraph 1(a)(i).		2. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the criteria defining a major reset of quantified targets referred to in paragraph 1(a)(i). <u>The approval referred to in paragraph 1(b) shall be given by means of implementing acts. However, in the cases referred to in</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>paragraph 1(b)(i),(ii) and (iv), where the transfer of funds concerns less than 20% of the allocation to a measure and less than 5% of the total EAFRD contribution to the programme, the approval shall be deemed to be given, if the Commission has not taken a decision on the request after the lapse of 42 working days from the receipt of the request. This time limit shall not include the period which starts on the day following the date on which the Commission has sent its observations to the Member State and lasts until the Member State has responded to the observations.</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 13</i> <i>Rules on procedures and timetables</i>			
<i>Amendment 52</i> <i>Article 13-paragraph 1-introductory part</i>			
The Commission shall, by means of implementing acts, adopt rules on procedures and timetables for:	The Commission shall <i>be empowered to adopt delegated acts, in accordance with Article 90, on</i> rules on procedures and timetables for:		Not acceptable
(a) the approval of rural development programmes;			
(b) the submission and approval of proposals for amendments to rural development programmes, including their entry into force and frequency of submission during the programming period.			

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Amendment 52</i> <i>Article 13-paragraph 2</i>		
Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 91.	<i>deleted</i>		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
TITLE III Rural development support Chapter I Measures			
Each rural development measure shall be programmed to contribute specifically to the achievement of one or more Union priorities for rural development. An indicative list of measures of particular relevance to the Union priorities is set out in Annex V.	<i>Article 14</i> <i>Measures</i>		

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Amendment 54</i> <i>Article 14-paragraph 1a (new)</i>		
	<i>1a. Only those farmers that are active farmers as defined in Regulation EU .../2013 [DP] shall benefit from measures targeting agricultural holdings.</i>		Not acceptable
SECTION 1 INDIVIDUAL MEASURES			
	<i>Article 15</i> <i>Knowledge transfer and information actions</i>		

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Amendment 55</i>			
<i>Article 15</i>			
1. Support under this measure shall cover vocational training and skills acquisition actions, demonstration activities and information actions. Vocational training and skills acquisition actions may include training courses, workshops and coaching. Support may also cover short-term farm management exchange and farm visit.	1. Support under this measure shall cover vocational training and skills acquisition actions, demonstration activities and information actions. Vocational training and skills acquisition actions may include training courses, workshops and coaching. Support may also cover short-term farm <i>and forest</i> management exchange <i>as well as farm and forest visits</i>.		Acceptable
2. Support under this measure shall be for the benefit of persons engaged in the agricultural, food and forestry sector, land managers and other economic actors which are SMEs operating in rural areas. The training or other knowledge transfer and information action provider shall be the beneficiary of the support.	2. Support under this measure shall be for the benefit of persons engaged in the agricultural, food and forestry sector, land managers and other economic actors which are SMEs operating in rural areas. <i>When providing support under this measure for SMEs, priority may be given to SMEs linked to the agriculture and forestry sectors.</i> The training or other knowledge transfer and information action provider, <i>which may be a public body</i>, shall be the	2. Support under this measure shall be for the benefit of persons engaged in the agricultural, food and forestry sector, land managers and other economic actors which are SMEs operating in rural areas. <u>The provider of or the participant in</u> the training or other knowledge transfer and information action provider shall be the beneficiary of the support.	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
	beneficiary of the support.		
3. Support under this measure shall not include courses of instruction or training, which form part of normal education programmes or systems at secondary or higher levels. Bodies providing knowledge transfer and information services shall have the appropriate capacities in the form of staff qualifications and regular training to carry out this task.			
4. Eligible costs under this measure shall be the costs of organising and delivering the knowledge transfer or information action. In the case of demonstration projects, support may also cover relevant investment costs. Costs for travel, accommodation and per diem expenses of participants as well as the cost of replacement of farmers shall also be eligible.			

Commission proposal	EP amendments	Council position	Presidency guidance
5. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the specification of eligible costs, the minimum qualifications of bodies providing knowledge transfer services and the duration and content of farm exchange schemes and farm visits.		5. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the definition of eligible costs related to the support under this Article other than those stipulated in paragraph 4, the minimum qualifications of bodies providing knowledge transfer services and the duration and content of farm exchange schemes and farm visits.	
<i>Article 16</i>			
<i>Advisory services, farm management and farm relief services</i>			
<i>Amendment 56</i>			
<i>Article 16</i>			
1. Support under this measure shall be granted in order to:			

Commission proposal	EP amendments	Council position	Presidency guidance
(a) help farmers, forest holders and SMEs in rural areas benefit from the use of advisory services for the improvement of the economic and environmental performance as well as the climate friendliness and resilience of their holding, enterprise and/or investment;		(a) help farmers, forest holders, <u>other land managers receiving support under this regulation</u> and SMEs in rural areas benefit from the use of advisory services for the improvement of the economic and environmental performance as well as the climate friendliness and resilience of their holding, enterprise and/or investment;	
(b) promote the setting up of farm management, farm relief and farm advisory services, as well as forestry advisory services, including the Farm Advisory System referred to in Articles 12 to 14 of Regulation (EU) No HR/2012;			
(c) promote the training of advisors.			
	<i>(ca) support the setting up of young farmers.</i>		Acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
2. The beneficiary of support provided in paragraph 1(a) and (c) shall be the provider of advice or training. Support under paragraph 1(b) shall be granted to the authority or body selected to set up the farm management, farm relief, farm advisory or forestry advisory service.	2. The beneficiary of support provided in paragraph 1(a), (c) and (ca) shall be the provider of advice or training. Support under paragraph 1(b) shall be granted to the authority or body selected to set up the farm management, farm relief, farm advisory or forestry advisory service.		Acceptable
3. The authorities or bodies selected to provide advice shall have the appropriate resources in the form of regularly trained and qualified staff and advisory experience and shall demonstrate independence and reliability with respect to the fields they advise in. The beneficiaries shall be chosen through calls for proposals. The selection procedure shall be open to public as well as to private bodies. When providing advice, advisory services shall respect the non-disclosure obligations referred to in Article 13(2) of Regulation (EU) No HR/2012	3. The authorities or bodies selected to provide advice shall have the appropriate resources in the form of regularly trained and qualified staff and advisory experience and shall demonstrate independence and reliability with respect to the fields they advise in. The beneficiaries shall be chosen through calls for proposals. The selection procedure shall be governed by public law and shall be open to both public and private bodies. It shall be objective and shall exclude candidates with conflicts of interest. When providing advice, advisory services shall respect the non-disclosure obligations referred to in Article 13(2) of Regulation (EU) No HR/2012		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>3a. The Farm Advisory System shall meet the requirements laid down in Article 12 of Regulation (EU) No .../2013 [HR]. Additional support for advisory services shall only be granted if the Member State has set up a Farm Advisory System pursuant to Article 12 of Regulation (EU) No .../2013 [HR].</i>		Not acceptable
4. Advice to farmers shall be linked to at least one Union priority for rural development and shall cover as a minimum one of the following elements:	4. Advice to farmers shall be linked to two or more Union priorities for rural development and shall cover two or more of the following elements:	4. Advice to farmers and other land managers shall be linked to at least one Union priority for rural development and shall cover as a minimum one of the following elements:	Not acceptable
(a) one or more of the statutory management requirements and/or standards for good agricultural and environmental conditions provided for in Chapter I of Title VI of Regulation (EU) No HR/2012;	(a) one or more of the statutory management requirements and/or standards for good agricultural and environmental conditions provided for in Chapter I of Title VI of Regulation (EU) No .../2013 [HR];		Acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
(b) where applicable, the agricultural practices beneficial for the climate and the environment as laid down in Chapter 2 of Title III of Regulation (EU) No DP/2012 and the maintenance of the agricultural area as referred to in Article 4(1)(c) of Regulation (EU) No DP/2012;	(b) where applicable, the agricultural practices beneficial for the climate and the environment as laid down in Chapter 2 of Title III of Regulation (EU) No .../2013 [DP] and the maintenance of the agricultural area as referred to in Article 4(1)(c) of Regulation (EU) No .../2013 [DP];		Acceptable
(c) the requirements or actions related to climate change mitigation and adaptation, biodiversity, the protection of water and soil, animal and plant disease notification and innovation as laid down in Annex I to Regulation (EU) No HR/2012;	(c) the requirements or actions related to climate change mitigation and adaptation, biodiversity, the protection of water and soil, animal and plant disease notification and innovation as laid down in Annex I to Regulation (EU) No .../2013 [HR];		Acceptable
(d) the sustainable development of the economical activity of the small farms as defined by the Member States and at least of the farms participating in the Small farmers scheme referred to in Title V of Regulation (EU) No DP/2012; or			

Commission proposal	EP amendments	Council position	Presidency guidance
(e) where relevant, occupational safety standards based on Union legislation.	(e) where relevant, occupational safety <i>or farm safety</i> standards based on Union <i>or national law</i> ;		Not acceptable Proposal: (e) where relevant, occupational safety standards or safety standards linked to the farm based on Union legislation.
	<i>(ea) support for the setting up of young farmers or new farmers, access to land and loans for setting up a farm, or any of these;</i>		Partly acceptable "support for the setting up of young farmers" is acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>(eb) the sustainable development of the economic activities of agricultural holdings in line with all measures recommended in the rural development programmes, including farm modernisation, competitiveness building, sectoral integration and the development of organic farming;</i>		Not acceptable
	<i>(ec) specific advisory services supporting local processing and short distance marketing including trained training and the implementation of adapted hygiene rules and food safety standards;</i>		Not acceptable
	<i>(ed) the "One health" aspects of animal husbandry.</i>		Not acceptable
Advice may also cover other issues linked to the economic, agricultural and environmental performance of the agricultural holding.			
5. Advice to forest holders shall cover as a minimum the relevant obligations under Directives 92/43/EEC, 2009/147/EC and 2000/60/EC. It may also cover issues linked to the economic and environmental performance of the forest holding.			

Commission proposal	EP amendments	Council position	Presidency guidance
6. Advice to SMEs may cover issues linked to the economic and environmental performance of the enterprise.	6. Advice to SMEs may cover issues linked to the economic and environmental performance of the enterprise. <i>Priority may be given to micro-enterprises and SMEs linked to the agriculture and forestry sectors.</i>		Not acceptable
7. Where justified and appropriate, advice may be partly provided in group, while taking into account the situations of the individual user of advisory services.			
8. Support under paragraphs 1(a) and (c) shall be limited to the maximum amounts laid down in Annex I. Support under paragraph 1(b) shall be degressive over a maximum period of five years from setting up.			
9. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the further specification of the minimum qualifications of the authorities or bodies providing advice.		9. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the further specification of the minimum qualifications of the authorities or bodies providing advice.	

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 17</i> <i>Quality schemes for agricultural products and foodstuffs</i>	<i>Article 17</i> <i>Quality schemes for agricultural products, and foodstuffs</i>	<i>Article 17</i> <i>Quality schemes for agricultural products, and foodstuffs <u>and farms</u></i>	
<i>Amendment 57</i> Article 17			
1. Support under this measure shall cover new participation by farmers in:	1. Support under this measure shall cover new participation by farmers, <i>producer groups and producer organisations</i> in:		Not acceptable
(a) quality schemes for agricultural products, cotton or foodstuffs established by Union legislation;		(a) quality schemes for agricultural products, cotton or foodstuffs established by Union legislation <u>established under the following Regulations and provisions:</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
		i. <u>Title VI of Council Regulation (EC) No 1493/1999 of 17 May 1999 on the common organisation of the market in wine</u> ⁴⁷ ;	
		ii. <u>Council Regulation (EC) No 509/2006 of 20 March 2006 on agricultural products and foodstuffs as traditional specialities guaranteed</u> ⁴⁸ ;	
		iii. <u>Council Regulation (EC) No 510/2006 of 20 March 2006 on the protection of geographical indications and designations of origin for agricultural products and foodstuffs</u> ⁴⁹ ;	

⁴⁷ OJ L 179, 14.7.1999, p. 1.

⁴⁸ OJ L 93, 31.3.2006, p. 1.

⁴⁹ OJ L 93, 31.3.2006, p. 12.

Commission proposal	EP amendments	Council position	Presidency guidance
		iv. <u>Council Regulation (EC) No 834/2007 of 28 June 2007 on organic production and labelling of organic products and repealing Regulation (EEC) No 2092/91⁵⁰</u> ;	
		v. <u>Regulation (EC) No 110/2008 of the European Parliament and of the Council of 15 January 2008 on the definition, description, presentation, labelling and the protection of geographical indications of spirit drinks and repealing Council Regulation (EEC) No 1576/89⁵¹</u> ;	
		vi. <u>Council Regulation (EC) No 479/2008 of 29 April 2008 on the common organisation of the market in wine, amending Regulations (EC) No 1493/1999, (EC) No 1782/2003, (EC) No 1290/2005, (EC) No 3/2008</u>	

⁵⁰ OJ L 189, 20.7.2007, p. 1.

⁵¹ OJ L 39, 13.2.2008, p. 16.

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>and repealing Regulations (EEC) No 2392/86 and (EC) No 1493/1999⁵²;</u>	
(b) quality schemes for agricultural products, cotton or foodstuffs recognised by the Member States as complying with the following criteria:			
(i) the specificity of the final product under such schemes is derived from clear obligations to guarantee:			
- specific product characteristics, or			
- specific farming or production methods, or			
- a quality of the final product that goes significantly beyond the commercial commodity standards as regards public, animal or plant health, animal welfare or environmental protection;			

⁵² OJ L 148, 6.6.2008, p. 1.

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>- short and local food supply chains</i>		Not acceptable
(ii) the scheme is open to all producers;			
(iii) the scheme involves binding product specifications and compliance with those specifications is verified by public authorities or by an independent inspection body;			
(iv) the scheme is transparent and assures complete traceability of products; or			
(c) voluntary agricultural product certificationschemes recognised by the Member States as meeting the Union best practice guidelines ⁵³ for the operation of voluntary certification schemes relating to agricultural products and foodstuffs.	(c) voluntary agricultural-product <i>and farm</i> certification schemes recognised by the Member States as meeting the Union best practice guidelines for the operation of voluntary certification schemes relating to agricultural products and foodstuffs.	(c) voluntary agricultural product <i>and farm</i> certification schemes recognised by the Member States as meeting the Union best practice guidelines for the operation of voluntary certification schemes relating to agricultural products, <i>farms</i> and foodstuffs.	Acceptable Covered by Council position

⁵³

Commission Communication – EU best practice guidelines for voluntary certification schemes for agricultural products and foodstuffs, OJ C 341, 16.12.2010, p. 5.

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>1a. Support may also cover costs arising to farmers or producer groups and producer organisations from information and promotion activities for products under the quality schemes referred to in paragraph 1(a) and (b).</i>	<u>1a. Support under this measure may also cover costs arising from information and promotion activities concerning products covered by the support of the quality schemes referred to in paragraph 1.</u>	Partly acceptable Reference to 'producer groups and organisation' is not acceptable
2. Support shall be granted as an annual incentive payment, the level of which shall be determined according to the level of the fixed costs arising from participation in supported schemes, for a maximum duration of five years.		2. Support under this measure shall be granted as an annual incentive payment, the level of which shall be determined according to the level of the fixed costs arising from participation in supported schemes, for a maximum duration of five years.	
For the purposes of this paragraph, 'fixed costs' means the costs incurred for entering a supported quality scheme and the annual contribution for participating in that scheme, including, where necessary, expenditure on checks required to verify compliance with the specifications of the scheme.	<i>By way of derogation from paragraph 1, support may also be provided to beneficiaries who participated in a similar scheme during the programming period 2007-2013, provided that double payments are excluded and that the overall maximum duration of five years is complied with. Support shall be paid annually on presentation of documents proving participation in the scheme. However, the producer shall make a single application covering a five-year period.</i>	For the purposes of this paragraph, <u>"fixed costs"</u> means the costs incurred for entering a supported quality scheme and the annual contribution for participating in that scheme, including, where necessary, expenditure on checks required to verify compliance with the specifications of the scheme.	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
	For the purposes of this paragraph, 'fixed costs' means the costs incurred for entering a supported quality scheme and the annual contribution for participating in that scheme, including, where necessary, expenditure on checks required to verify compliance with the specifications of the scheme.		
3. Support shall be limited to the maximum amount laid down in Annex I.	3. Support shall be limited to the maximum amount laid down in Annex I. <i>Where support is provided to producer groups in accordance with paragraph 1a, Member States may fix a different maximum amount.</i>	3. Support shall be limited to the maximum amount laid down in Annex I.	Not acceptable
4. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the specific Union quality schemes to be covered by paragraph 1(a).		4. <u>In order to take into account new Union legislation that may affect this support under this measure,</u> the Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the specific Union quality schemes to be covered by paragraph 1(a).	

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Article 18</i> <i>Investments in physical assets</i>		
	<i>Amendment 58</i> Article 18		
1. Support under this measure shall cover tangible and/or intangible investments which:	1. Support under this measure shall cover tangible and/or intangible investments which:	1. Support under this measure shall cover tangible and/or intangible investments which:	
(a) improve the overall performance of the agricultural holding;	(a) improve the overall performance <i>and sustainability</i> of the agricultural holding, <i>including its resource efficiency and greenhouse gas balance;</i>	(a) improve the overall performance of the agricultural holding;	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
(b) concern the processing, marketing and/or development of agricultural products covered by Annex I to the Treaty or cotton. The output of the production process may be a product not covered by that Annex;	(b) concern the processing, marketing, conservation or development of agricultural products covered by Annex I to the Treaty or cotton, including such products covered by quality schemes as referred to in Article 17; the output of the production process may be a product not covered by that Annex; support may be granted for the setting up or development of small scale slaughterhouses;	(b) concern the processing, marketing and/or development of agricultural products covered by Annex I to the Treaty or cotton, except fishery products . The output of the production process may be a product not covered by that Annex;	Not acceptable
(c) concern infrastructure related to the development and adaptation of agriculture, including access to farm and forest land, land consolidation and improvement, energy supply and, water management; or	(c) concern infrastructure related to the development, modernisation or adaptation of agriculture, including access to farm and forest land, land consolidation and improvement, the supply and saving of energy and water and the collective management of land and water, or	(c) concern infrastructure related to the development and adaptation of agriculture and forestry , including access to farm and forest land, land consolidation and improvement, energy supply and, water management; or	Partly acceptable Additions of "water and the collective management of land and water" not acceptable
(d) are non productive investments linked to the achievement of agri- and forest- environment commitments, biodiversity conservation status of species and habitat as well as enhancing the public amenity value of a Natura 2000 area or other high nature value area	(d) are non productive investments linked to the achievement of agri- and forest- environment commitments, biodiversity conservation status of species and habitat and to the sustainable management of cynegetic and genetic resources , as well as	(d) are non-productive investments linked to the achievement of agri- and forest- environment-climate commitments objectives as pursued under this regulation, including biodiversity conservation status of species and habitat as well as	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
to be defined in the programme.	enhancing the public amenity value of a Natura 2000 area or other high nature value area to be defined in the programme.	enhancing the public amenity value of a Natura 2000 area or other high nature value <u>areas-systems</u> to be defined in the programme.	
2. Support under paragraph 1(a) shall be granted to agricultural holdings. In the case of investments to support farm restructuring, only farms not exceeding a certain size, to be defined by the Member States in the programme based on the SWOT analysis carried out in relation to the Union priority for rural development “enhancing competitiveness of all types of agriculture and enhancing farm viability”, shall be eligible.	2. Support under paragraph 1(a) shall be granted to agricultural holdings <i>or to producer groups and organisations</i> .	2. Support under point (a) of paragraph 1(a) shall be granted to farmers or groups of farmers, agricultural holdings or associations . In the case of investments to support farm restructuring, only farms not exceeding a certain size, to be defined by the Member States in the programme based on the SWOT analysis carried out in relation to the Union priority for rural development “enhancing competitiveness of all types of agriculture and enhancing farm viability”, shall be eligible.	Not acceptable
3. Support under this measure shall be limited to the maximum support rates laid down in Annex I. These maximum rates may be increased for young farmers, collective investments and integrated projects involving support under more than one measure, significant natural constraints as referred to in Article 33(3) and operations supported in the framework of the EIP for	3. Support under this measure shall be limited to the maximum support rates laid down in Annex I. These maximum rates may be increased for young farmers, <i>for cooperation projects between small farmers to improve the sustainable productivity of their holdings and to encourage them to diversify into alternative sources of revenue including processing; for farmers or groups of</i>	3. Support under points (a) and (b) of paragraph 1 this measure shall be limited to the maximum support rates laid down in Annex I. These maximum rates may be increased for young farmers, collective investments and integrated projects involving support under more than one measure, investments in areas facing significant natural and other specific constraints	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
agricultural productivity and sustainability in accordance with the support rates laid down in Annex I. However, the maximum combined support rate may not exceed 90%.	<i>farmers investing into agro-ecological production systems; for</i> collective investments and integrated projects involving support under more than one measure; <i>for</i> investments in areas facing significant natural constraints as referred to in Article 33(3) and <i>for</i> operations supported in the framework of the EIP for agricultural productivity and sustainability in accordance with the support rates laid down in Annex I. However, the maximum combined support rate may not exceed 90%.	as referred to in Article 33(3) and operations supported in the framework of the EIP for agricultural productivity and sustainability in accordance with the support rates laid down in Annex I. However, the maximum combined support rate may not exceed 90%.	
4. Paragraph 3 shall not apply to non-productive investments referred to in paragraph 1(d).		4. Paragraph 3 shall not apply to non-productive investments referred to in <u>Support under points (c) and (d) of paragraph 1 shall be subject to the support rates laid down in Annex I.</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>4a. Support may be granted in respect of investments made by farmers in order to comply with newly introduced Union standards in the fields of environmental protection, public health, animal and plant health, animal welfare and occupational safety adopted after the entry into force of this Regulation.</i>		Not acceptable
<i>Article 19</i>			
<i>Restoring agricultural production potential damaged by natural disasters and catastrophic events and introduction of appropriate prevention actions</i>			
1. Support under this measure shall cover:			

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 59 Article 19-paragraph 1-point a			
(a) investments in preventive actions aimed at reducing the consequences of probable natural disasters and catastrophic events;	(a) investments in preventive actions aimed at reducing the consequences of probable natural disasters, <i>adverse ambient conditions</i> and catastrophic events;		Acceptable in spirit Proposal: (a) investments in preventive actions aimed at reducing the consequences of probable natural disasters, <u>adverse climatic events</u> and catastrophic events;

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Amendment 60</i> Article 19-paragraph 1-point b			
(b) investments for the restoration of agricultural land and production potential damaged by natural disasters and catastrophic events.	(b) investments for the restoration of agricultural land and production potential damaged by natural disasters, <i>adverse ambient conditions</i> and catastrophic events.		Acceptable in spirit (b) investments for the restoration of agricultural land and production potential damaged by natural disasters, <u>adverse climatic events</u> and catastrophic events.

Commission proposal	EP amendments	Council position	Presidency guidance
2. Support shall be granted to farmers or groups of farmers. Support may also be granted to public entities where a link between the investment undertaken by such entities and agricultural production potential is established.			
3. Support under paragraph 1(b) shall be subject to 30% of the relevant agricultural potential.		3. Support under point (b) of paragraph 1(4) shall be subject to the formal recognition by the competent public authorities of Member States that a natural disaster has occurred and that this disaster or measures adopted in accordance with Directive 2000/29/EC to eradicate or contain a plant disease or pest has caused the destruction of at least 30 % of the relevant agricultural potential.	
4. No support under this measure shall be granted to Member States that ensure that overcompensation as a result of the combination of this measure and other national or Union support instruments or private insurance schemes is avoided.			

Commission proposal	EP amendments	Council position	Presidency guidance
5. Support under paragraph 1(a) shall be limited to the maximum support rate laid down in Annex I. This maximum rate shall not apply to collective projects by more than one beneficiary.		5. Support under point (a) of paragraph 1(a) shall be limited to the maximum support rates laid down in Annex I. This maximum rate shall not apply to collective projects by more than one beneficiary.	.
6. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning eligible costs under this measure.		6. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the definition of eligible costs under this measure.	
<i>Article 20</i>			
<i>Farm and business development</i>			
<i>Amendment 61</i>			
Article 20			
1. Support under this measure shall cover:	1. Support under this measure shall cover:		

Commission proposal	EP amendments	Council position	Presidency guidance
(a) business start-up aid for:	(a) business start-up aid for:		
(i) young farmers;	(i) young farmers;		
(ii) non-agricultural activities in rural areas;	(ii) non-agricultural activities <i>and the provision of agricultural services</i> in rural areas;		Not acceptable
(iii) the development of small farms;	(iii) the development of small farms;		
(b) investments in non-agricultural activities;		(b) investments in <u>creation and development of</u> non-agricultural activities, <u>including processing and marketing of products where the input or output of the production process is a product not covered by Annex I to the Treaty</u> ;	

Commission proposal	EP amendments	Council position	Presidency guidance
(c) annual payments for farmers participating in the small farmers scheme established by Title V of Regulation (EU) No DP/2012 (hereafter "the small farmers scheme") who permanently transfer their holding to another farmer.	(c) <i>one-off</i> payments for farmers participating in the small farmers scheme established by Title V of Regulation (EU) No .../2013 [DP] (hereafter "the small farmers scheme") who permanently transfer their holding to another farmer;	(c) annual payments for farmers participating in the small farmers scheme established by Title V of Regulation (EU) No DP/2012 (hereinafter "the small farmers scheme") <u>[or for small farmers in the Outermost regions]</u> ⁵⁴ who permanently transfer their holding to another farmer.	Acceptable
	<i>(ca) payments for farmers who permanently transfer their holding to another farmer with the intention of creating viable economic units.</i>		For WP to decide.
2. Support under paragraph 1(a)(i) shall be granted to young farmers.	2. Support under paragraph 1(a)(i) shall be granted to young farmers.	2. Support under <u>point (a)(i) of</u> paragraph 1 (a)(i) shall be granted to young farmers.	
Support under paragraph 1(a)(ii) shall be granted to farmers or members of the farm household diversifying into non-agricultural activities and to non-agricultural micro- and small- enterprises in rural areas.	Support under paragraph 1(a)(ii) shall be granted to farmers or members of <i>a</i> farm household <i>who diversify</i> into non-agricultural activities and to non-agricultural micro- and small- enterprises in rural areas, <i>including to those engaged in tourism</i> .	Support under <u>point (a)(ii) of</u> paragraph 1 (a)(i) shall be granted to farmers or members of the farm household diversifying into non-agricultural activities and to non-agricultural micro- and small- enterprises <u>and other inhabitants</u> in	Acceptable in spirit 1st part acceptable, 2nd part covered by Council position

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This paragraph may be reviewed for consistency with the final text of Regulation (EU) No [DP/2012] and the Regulation (EU) on Outermost Regions

Commission proposal	EP amendments	Council position	Presidency guidance
		rural areas.	
Support under paragraph 1(a)(iii) shall be granted to small farms as defined by Member States.		Support under point (a)(iii) of paragraph 1 (a)(iii) shall be granted to small farms as defined by Member States.	
Support under paragraph 1(b) shall be granted to non- agricultural micro- and small- enterprises in rural areas and to farmers or members of the farm household.		Support under point (b) of paragraph 1 (b) shall be granted to non-agricultural micro- and small enterprises and other inhabitants in rural areas and to farmers or members of the farm household.	
Support under paragraph 1(c) shall be granted to farmers participating in the small farmers scheme, at the time of submitting their application for support, for at least one year and who commit to permanently transfer their entire holding and the corresponding payment entitlements to another farmer. Support shall be paid from the date of the transfer until 31 December 2020.	Support under paragraph 1(c) shall be granted to farmers participating in the small farmers scheme, at the time of submitting their application for support, for at least one year and who commit to permanently transfer their entire holding and the corresponding payment entitlements to another farmer. Support shall be calculated from the date of the transfer until 31 December 2020.	Support under point (c) of paragraph 1 (c) shall be granted to farmers participating in the small farmers scheme, at the time of submitting their application for support, for at least one year and who commit to permanently transfer their entire holding and the corresponding payment entitlements to another farmer. Support shall be paid from the date of the transfer until 31 December 2020.	Acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Support under paragraph 1(ca) shall be granted to farmers on condition that they:</i>		For WP to decide.
	<i>(a) have practised farming for at least 10 years,</i>		For WP to decide.
	<i>(b) undertake to permanently transfer their entire holding and the corresponding payment entitlements to another farmer and</i>		For WP to decide.
	<i>(c) stop all commercial farming activity definitively.</i>		For WP to decide.
	<i>Member States shall lay down additional criteria for the viability of economic units, which may be subject to support under paragraph 1(ca).</i>		For WP to decide.
	<i>2a. When support is provided under paragraphs 1(a)(ii) or 1(b), priority may be given to non-agricultural activities linked to agriculture and forestry as well as to activities developed by community-led local partnerships.</i>		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
3. Any natural or legal person or a group of natural or legal persons, whatever legal status is granted to the group and its members by national law, may be considered as a member of a farm household, with the exception of farm workers. Where a legal person or a group of legal persons is considered as a member of the farm household, that member must exercise an agricultural activity on the farm at the time of the support application.			
4. Support under paragraph 1(a) shall be conditional on the submission of a business plan. Implementation of the business plan has to start within six months from the date of the decision granting the aid. Member States shall define upper and lower thresholds for allowing agricultural holdings access to support under paragraphs 1(a)(i) and 1(a)(iii) respectively. The lower threshold for support under paragraph 1(a)(i) shall be significantly higher than the upper threshold for support under paragraph 1(a)(iii). Support shall, however, be limited to holdings coming under the definition of	4. Support under paragraph 1(a) shall be conditional on the submission of a business plan. Implementation of the business plan has to start within six months from the date of the decision granting the aid. Member States shall define upper and lower thresholds for allowing agricultural holdings access to support under paragraphs 1(a)(i) and 1(a)(iii) respectively. The lower threshold for support under paragraph 1(a)(i) shall be significantly higher than the upper threshold for support under paragraph 1(a)(iii). Support shall, however, be	4. Support under <u>point (a) of paragraph 1</u>(a) shall be conditional on the submission of a business plan. Implementation of the business plan has to start within six 12 months from the date of the decision granting the aid. Member States shall define upper and lower thresholds for allowing agricultural holdings access to support under <u>points (a)(i) and (a)(iii) of paragraphs 1</u>(a)(i) and 1(a)(iii) respectively. The lower threshold for support under <u>point (a)(i) of paragraph 1</u>(a)(i) shall be significantly higher than	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
micro- and small- enterprises.	limited to holdings coming under the definition of micro- and small- enterprises. <i>Support under paragraph 1(a)(i) may also be targeted at land leasing for young farmers, and may take the form of a bank guarantee for land lease contracts and support for interest rates.</i>	the upper threshold for support under point (a)(iii) of paragraph 1 (a)(iii) . Support shall, however , be limited to holdings coming under the definition of micro and small enterprises.	
5. Support under paragraph 1(a) shall be in the form of a flat rate payment, which may be paid in at least two instalments over a period of maximum five years. Instalments may be degressive. The payment of the last instalment, under paragraph 1(a)(i) and (ii) shall be conditional upon the correct implementation of the business plan.		5. Support under point (a) of paragraph 1 (a) shall be in the form of a flat rate payment, which may be paid in at least two instalments over a period of maximum five years. Instalments may be degressive. The payment of the last instalment, under points (a)(i) and (ii) of paragraph 1 (a)(i) and (ii) shall be conditional upon the correct implementation of the business plan.	
6. The maximum amount of support for paragraph 1(a) is laid down in Annex I. Member States shall define the amount of support under paragraph 1(a)(i) and (ii) also taking into account the socio-economic situation of the programme area.		6. The maximum amount of support under point (a) of for paragraph 1 (a) is laid down in Annex I. Member States shall define the amount of support under points (a)(i) and (a)(ii) of paragraph 1 (a)(i) and (ii) also taking into account the socio-economic situation of the programme area.	

Commission proposal	EP amendments	Council position	Presidency guidance
7. Support under paragraph 1(c) shall be equal to 120% of the annual payment that the beneficiary received under the small farmers scheme.	7. Support under paragraph 1(c) shall be equal to 120% of the annual payment that the beneficiary received under the small farmers scheme, <i>calculated for the period from the date of the transfer until 31 December 2020. The corresponding amount shall be paid in the form of a one-off payment.</i>		Acceptable
	<i>7a. Support under paragraph 1(ca) shall be granted in the form of a one-off payment up to the maximum amount laid down in Annex I.</i>		For WP to decide
8. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the minimum content of business plans and the criteria to be used by Member States for setting the thresholds referred to in paragraph 4.		8. The Commission shall, <u>by way of implementing acts</u> , be empowered to adopt delegated acts in accordance with Article 90 concerning <u>determine</u> the minimum content of business plans and <u>as well as uniform conditions for the application of</u> the criteria to be used by Member States for setting the thresholds referred to in paragraph 4. <u>Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 91.</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Article 21</i>		
	<i>Basic services and village renewal in rural areas</i>		
	Amendment 62 Article 21		
1. Support under this measure shall cover in particular:			
(a) the drawing up and updating of plans for the development of municipalities in rural areas and their basic services and of protection and management plans relating to NATURA 2000 sites and other areas of high nature value;		(a) the drawing up and updating of plans for the development of municipalities, and villages in rural areas and their basic services and of protection and management plans relating to NATURA 2000 sites and other areas of high nature value;	

Commission proposal	EP amendments	Council position	Presidency guidance
(b) investments in the creation, improvement or expansion of all types of small scale infrastructure, including investments in renewable energy;	(b) investments in the creation, improvement or expansion of all types of small scale infrastructure, including <i>the development and expansion of local marketing and agro-tourism; and</i> investments in renewable energy, <i>energy saving systems and sustainable resource and waste management systems;</i>		Not acceptable
(c) broadband infrastructure, including its creation, improvement and expansion, passive broadband infrastructure and provision of access to broadband and public e-government solutions;			
(d) investments in the setting-up, improvement or expansion of local basic services for the rural population, including leisure and culture, and the related infrastructure;			

Commission proposal	EP amendments	Council position	Presidency guidance
		(da) <u>development and/or marketing of tourism services relating to rural tourism;</u>	
(e) investments by public bodies in recreational infrastructure, tourist information and sign-posting of touristic sites;	(e) investments <i>for</i> public <i>benefit</i> in recreational infrastructure, tourist information, <i>small scale tourist infrastructure, marketing of rural tourism services</i> and sign-posting of touristic sites;	(e) investments for by public use bodies in recreational infrastructure, tourist information and sign-posting of touristic sites;	1st part acceptable in spirit , covered by Council position 2nd part not acceptable
(f) studies and investments associated with the maintenance and upgrading of the cultural and natural heritage of villages and rural landscapes, including related socio-economic aspects;		(f) studies and investments associated with the maintenance, restoration and upgrading of the cultural and natural heritage of villages, and rural landscapes; and high nature value sites , including related socio-economic aspects, as well as environmental awareness actions ;	

Commission proposal	EP amendments	Council position	Presidency guidance
(g) investments targeting the relocation of activities and conversion of buildings or other facilities located close to rural settlements, with a view to improving the quality of life or increasing the environmental performance of the settlement.		(g) investments targeting the relocation of activities and conversion of buildings or other facilities located inside and close to rural settlements, with a view to improving the quality of life or increasing the environmental performance of the settlement.	
	<i>Priority may be given to investment in community-led local development initiatives and investment projects that are subject to community ownership and control.</i>		Not acceptable
2. Support under this measure shall only concern small-scale infrastructure, as defined by each Member State in the programme. However, rural development programmes may provide for specific derogations from this rule for investments in broadband and renewable energy. In this case, clear criteria ensuring complementarity with support under other Union instruments shall be provided.			

Commission proposal	EP amendments	Council position	Presidency guidance
3. Investments under paragraph 1 shall be eligible for support where the relevant operations are implemented in accordance with plans for the development of municipalities in rural areas and their basic services, where such plans exist and shall be consistent with any local development strategy where one exists.		3. Investments under paragraph 1 shall be eligible for support where the relevant operations are implemented in accordance with plans for the development of municipalities and villages in rural areas and their basic services, where such plans exist and shall be consistent with any relevant local development strategy where one exists .	
4. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the definition of types of renewable energy infrastructure that shall be eligible for support under this measure.		4. <u>In order to ensure coherence with the Union's climate objectives, t</u> The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the definition of the types of renewable energy infrastructure that shall be eligible for support under this measure.	

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 63 Article 22			
<i>Article 22</i> <i>Investments in forest area development and improvement of the viability of forests</i>	<i>Article 22</i> <i>Investments in sustainable forest area development and improvement of the viability of forests</i>		Acceptable
1. Support under this measure shall concern:			
(a) afforestation and creation of woodland;			
(b) establishment of agro-forestry systems;			
(c) prevention and restoration of damage to forests from forest fires and natural disasters, including pest and disease outbreaks, catastrophic events and climate related threats;			
(d) investments improving the resilience and environmental value as well as the mitigation potential of forest ecosystems;			

Commission proposal	EP amendments	Council position	Presidency guidance
(e) investments in new forestry technologies and in processing and marketing of forest products.	(e) investments in <i>improved</i> forestry technologies and in <i>the</i> processing, <i>mobilising</i> and marketing of forest products.	(e) investments in new forestry technologies and in processing and marketing of forest products.	Not acceptable
2. Limitations on ownership of forests provided for in Articles 36 to 40 shall not apply for the tropical or subtropical forests and for the wooded areas of the territories of the Azores, Madeira, the Canary islands, the smaller Aegean islands within the meaning of Council Regulation (EEC) No 2019/93⁵⁵ and the French overseas departments. For holdings above a certain size, to be determined by the Member States in the programme, support shall be conditional on the submission of a forest management plan or equivalent sustainable forest management instrument in line with the Ministerial Conference on the Protection of Forests in Europe of 1993⁵⁶ (hereinafter "sustainable forest	2. Limitations on ownership of forests provided for in Articles 23 to 27 shall not apply <i>to</i> the tropical or subtropical forests and <i>to</i> the wooded areas of the territories of the Azores, Madeira, the Canary islands, the smaller Aegean islands within the meaning of Council Regulation (EEC) No 2019/93 <i>of 19 July 1993 introducing specific measures for the smaller Aegean islands concerning certain agricultural products</i> and the French overseas departments. For holdings above a certain size, to be determined by the Member States in the programme, support shall be conditional on the <i>presentation of the relevant information from</i> a forest management plan or equivalent instrument in line with	2. Limitations on ownership of forests provided for in Articles 2336 to 2740 shall not apply for the tropical or subtropical forests and for the wooded areas of the territories of the Azores, Madeira, the Canary islands, the smaller Aegean islands within the meaning of Council Regulation (EEC) No 2019/93⁵⁷ and the French overseas departments. For holdings above a certain size, to be determined by the Member States in the programme, support shall be conditional on the submission of <u>presentation of the relevant information from</u> a forest management plan or equivalent instrument in line with sustainable	Acceptable

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OJ L 184, 27.7.1993, p. 1.

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Second Ministerial Conference on the Protection of Forests in Europe, 16-17 June 1993, Helsinki/Finland, "Resolution H1 - General Guidelines for the Sustainable Management of Forests in Europe".

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OJ L 184, 27.7.1993, p. 1.

Commission proposal	EP amendments	Council position	Presidency guidance
management").	sustainable forest management as defined by the Ministerial Conference on the Protection of Forests in Europe of 1993 (hereinafter "sustainable forest management").	forest management as defined by the Ministerial Conference on the Protection of Forests in Europe of 1993 ⁵⁸ (hereinafter "sustainable forest management").	
3. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning establishing the occurrence of a natural disaster or of pests and diseases outbreaks, and the definition of eligible types of preventive actions.		3. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the conditions for establishing the occurrence of a natural disaster or of pests and diseases outbreaks, and the definition of eligible types of preventive actions.	

⁵⁸ Second Ministerial Conference on the Protection of Forests in Europe, 16-17 June 1993, Helsinki/Finland, "Resolution H1 - General Guidelines for the Sustainable Management of Forests in Europe".

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 23</i> <i>Afforestation and creation of woodland</i>			
<i>Amendment 64</i> <i>Article 23</i>			
1. Support under Article 22(1)(a) shall be granted to private land-owners and tenants, municipalities and their associations shall cover the costs of establishment and an annual premium per hectare to cover the costs of late cleanings, for a maximum period of ten years.	1. Support under Article 22(1)(a) shall be granted to private land-owners and tenants, municipalities and their associations and shall cover the costs of establishment and an annual premium per hectare to cover the costs of maintenance, including early and late cleanings, for a maximum period of <i>fifteen</i> years.	1. Support under Article 22(1)(a) shall be granted to public and private land- holders-owners-and-tenants, municipalities and their associations and shall cover the costs of establishment and an annual premium per hectare to cover the costs of agricultural income foregone and maintenance, including early and late cleanings, for a maximum period of fifteen years. <u>In the case of state-owned land, support may only be granted if the body managing such land is a private body or a municipality.</u>	Acceptable Covered by Council position

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>Support for afforestation of land owned by public authorities shall cover only the costs of establishment.</u>	
2. Both agricultural and non-agricultural land shall be eligible. Species planted shall be adapted to the environmental and climatic conditions of the area and answer to minimum environmental requirements. No support shall be granted for the planting of short rotation coppice, Christmas trees or fast growing trees for energy production. In areas where afforestation is made difficult by severe pedo-climatic conditions support may be provided for planting other perennial woody species such as shrubs or bushes suitable to the local conditions.	2. Both agricultural and non-agricultural land shall be eligible. Species planted shall be adapted to the environmental and climatic conditions of the area and comply with minimum environmental requirements. No support shall be granted for the planting of trees for short rotation coppicing, Christmas trees or fast growing trees for energy production. In areas where afforestation is made difficult by severe pedo-climatic conditions support may be provided for planting other perennial woody species such as shrubs or bushes suitable to the local conditions. <i>In order to avoid detrimental impacts on the environment or biodiversity, Member States may designate areas as unsuitable for afforestation.</i>	2. Both agricultural and non-agricultural land shall be eligible. Species planted shall be adapted to the environmental and climatic conditions of the area and answer to minimum environmental requirements. No support shall be granted for the planting of short rotation coppice; and Christmas trees or fast growing trees for energy production. <u>In case of fast growing trees, support shall only be granted for establishment costs.</u> In areas where afforestation is made difficult by severe pedo-climatic conditions support may be provided for planting other perennial woody species such as shrubs or bushes suitable to the local conditions.	1st part acceptable 2nd part not acceptable: <i>"In order to avoid detrimental impacts on the environment or biodiversity, Member States may designate areas as unsuitable for afforestation"</i>

Commission proposal	EP amendments	Council position	Presidency guidance
3. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the definition of the minimum environmental requirements referred to in paragraph 2.	3. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 <i>laying down</i> the definition of the minimum environmental requirements referred to in paragraph 2, <i>which shall take into account the diversity of forest ecosystems throughout the Union.</i>	3. <u>In order to ensure that afforestation of agricultural land is in line with the aims of environmental policy,</u> t The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the definition of the minimum environmental requirements referred to in paragraph 2.	Not acceptable
Amendment 65			
Article 24			
<i>Article 24</i>			
<i>Establishment of agro-forestry systems</i>			
1. Support under Article 22(1)(b) shall be granted to private landowners, tenants, municipalities and their associations and shall cover the costs of establishment and an annual premium per hectare to cover the costs of maintenance for a maximum period of three years.	1. Support under Article 22(1)(b) shall be granted to private landowners, tenants, municipalities and their associations and shall cover the costs of establishment and an annual premium per hectare to cover the costs of maintenance for a maximum period of five years.	1. Support under Article 22(1)(b) shall be granted to private land- holders owners, tenants, municipalities and their associations and shall cover the costs of establishment and an annual premium per hectare to cover the costs of maintenance for a maximum period	Acceptable Covered by Council position

Commission proposal	EP amendments	Council position	Presidency guidance
		of three five years.	
2. "Agro-forestry systems" shall mean land use systems in which trees are grown in combination with extensive agriculture on the same land. The maximum number of trees to be planted per hectare shall be determined by the Member States taking account of local pedo-climatic conditions, forestry species and the need to ensure agricultural use of the land.	2. "Agro-forestry systems" shall mean land use systems in which trees are grown in combination with extensive agriculture on the same land. <i>Member States shall determine the minimum and maximum number of trees to be planted or preserved</i> per hectare, taking account of local pedo-climatic <i>and environmental</i> conditions, forestry species and the need to ensure <i>sustainable</i> agricultural use of the land.	2. "Agro-forestry systems" shall mean land use systems in which trees are grown in combination with extensive -agriculture on the same land. The <u>minimum and maximum</u> number of trees to be planted per hectare shall be determined by the Member States taking account of local pedo-climatic <u>and environmental</u> conditions, forestry species and the need to ensure <u>sustainable</u> agricultural use of the land.	Acceptable Covered by Council position
3. Support shall be limited to the maximum support rate laid down in Annex I.			

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Amendment 66</i> Article 25		
	<i>Article 25</i>	<i>Prevention and restoration of damage to forests from forest fires and natural disasters and catastrophic events</i>	
1. Support under Article 22(1)(c) shall be granted to private, semi public and public forest owners, municipalities, state forests and their associations and shall cover the costs for:		1. Support under Article 22(1)(c) shall be granted to private, semi public and public forest- owners holders ; municipalities , state forests and other private law and public bodies and their associations and shall cover the costs for:	
(a) the establishment of protective infrastructure. In the case of firebreaks support may also cover aid contributing to maintenance costs. No support shall be granted for agricultural related activities in areas covered by agri-environment	(a) the establishment of protective infrastructure. In the case of firebreaks support may also cover aid contributing to maintenance costs. No support shall be granted for agricultural related activities in areas covered by agri-environment		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
commitments;	commitments. <i>Support may be given to livestock farmers whose grazing animals prevent fires through their grazing activity.</i>		
(b) local, small scale prevention activities against fire or other natural hazards;			
(c) establishing and improving forest fire, pest and diseases monitoring facilities and communication equipment;	(c) establishing and improving forest fire, pest and diseases monitoring facilities and communication equipment; <i>and</i>		Acceptable
(d) restoring forest potential damaged from fires and other natural disasters including pests, diseases as well as catastrophic events and climate change related events.	(d) restoring forest potential damaged from fires and other natural disasters including pests, diseases as well as catastrophic events and climate change related events. <i>In areas designated as high-risk, the introduction of equipment to prevent forest fires is a precondition for support.</i>		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
2. In the case of preventive actions concerning pests and diseases, the risk of a relevant disaster occurrence must be supported by scientific evidence and acknowledged by scientific public organisations. Where relevant, the list of species of organisms harmful to plants which may cause a disaster must be provided in the programme. Eligible operations shall be consistent with the forest protection plan established by the Member States. For holdings above a certain size, to be determined by the Member States in the programme, support shall be conditional on the submission of a forest management plan detailing the preventive objectives. Forest areas classified as medium to high forest fire risk according to the forest protection plan established by the Member States shall be eligible for support relating to forest fire prevention.		2. In the case of preventive actions concerning pests and diseases, the risk of a relevant disaster occurrence must be supported by scientific evidence and acknowledged by scientific public organisations. Where relevant, the list of species of organisms harmful to plants which may cause a disaster must be provided in the programme. Eligible operations shall be consistent with the forest protection plan established by the Member States. For holdings above a certain size, to be determined by the Member States in the programme, support shall be conditional on the submission of <u>presentation of the relevant information from</u> a forest management plan <u>or equivalent instrument in line with sustainable forest management as defined by the Ministerial Conference on the Protection of Forests in Europe of 1993</u> detailing the preventive objectives. Forest areas classified as medium to high forest fire risk according to the forest protection plan established by the	

Commission proposal	EP amendments	Council position	Presidency guidance
		Member States shall be eligible for support relating to forest fire prevention.	
3. Support under paragraph 1(d) shall be subject to the formal recognition by the competent public authorities of Member States that a natural disaster has occurred and that this disaster, or measures adopted in accordance with Directive 2000/29/EC to eradicate or contain a plant disease or pest has caused the destruction of at least 30% of the relevant forest potential. This percentage shall be determined on the basis of either the potential in the three-year period immediately preceding the disaster or on the average of the five-year period immediately preceding the disaster, excluding the highest and the lowest entry.	3. Support under paragraph 1(d) shall be subject to the formal recognition by the competent public authorities of Member States that a natural disaster has occurred and that this disaster, or measures adopted in accordance with Directive 2000/29/EC to eradicate or contain a plant disease or pest, <i>have</i> caused <i>significant</i> destruction of the relevant forest potential <i>with a threshold to be defined by Member States. The extent of the damage</i> shall be determined on the basis of either the average existing forest potential in the three-year period immediately preceding the disaster or on the average of the five-year period immediately preceding the disaster, excluding the highest and the lowest entry.	3. Support under point (d) of paragraph 1(4) shall be subject to the formal recognition by the competent public authorities of Member States that a natural disaster has occurred and that this disaster, or measures adopted in accordance with Directive 2000/29/EC to eradicate or contain a plant disease or pest has caused the destruction of at least 30% of the relevant forest potential. This percentage shall be determined on the basis of either the average existing forest potential in the three-year period immediately preceding the disaster or on the average of the five-year period immediately preceding the disaster, excluding the highest and the lowest entry.	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
4. No support under this measure shall be granted for loss of income resulting from the natural disaster. Member States shall ensure that overcompensation as a result of the combination of this measure and other national or Union support instruments or private insurance schemes is avoided.			
<i>Article 26</i> <i>Investments improving the resilience and environmental value of forest ecosystems</i>			
1. Support under Article 22(1)(d) shall be granted to natural persons, private forest owners, private law and semi-public bodies, municipalities and their associations. In the case of state forests support may also be granted to bodies managing such forests, which are independent from the state budget.		1. Support under Article 22(1)(d) shall be granted to natural persons, private and public forest-holders owners, and other private law and semi-public bodies, municipalities and their associations. In the case of state forests support may also be granted to bodies managing such forests, which are independent from the state budget.	

Commission proposal	EP amendments	Council position	Presidency guidance
2. Investments shall be aimed at the achievement of commitments undertaken for environmental aims or providing ecosystem services and/or which enhance the public amenity value of forest and wooded land in the area concerned or improve the climate change mitigation potential of ecosystems, without excluding economic benefits in the long term.			

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 67			
Article 27			
<i>Article 27</i> <i>Investments in new forestry technologies and in processing and marketing of forest products</i>	<i>Article 27</i> <i>Investments in improved forestry technologies and in processing, mobilising and marketing of forest products</i>	<i>Article 27</i> <i>Investments in new forestry technologies and in processing and marketing of forest products</i>	Not acceptable
1. Support under Article 22(1)(e) shall be granted to private forest owners, municipalities and their associations and to SMEs for investments enhancing forestry potential or relating to processing and marketing adding value to forest products. In the territories of the Azores, Madeira, the smaller Aegean islands within the meaning of Regulation (EEC) No 2019/93 and the French overseas departments support may also be	1. Support under Article 22(1)(e) shall be granted to private forest owners, municipalities and their associations and to SMEs for investments enhancing forestry potential or relating to processing, mobilising and marketing adding value to forest products. In the territories of the Azores, Madeira, the Canary islands, the smaller Aegean islands within the meaning of Regulation (EEC) No 2019/93 and the French	1. Support under Article 22(1)(e) shall be granted to private forest-ownholders, municipalities and their associations and to SMEs for investments enhancing forestry potential or relating to processing and marketing adding value to forest products. In the territories of the Azores, Madeira, the Canary islands, the smaller Aegean islands within the meaning of Regulation (EEC) No	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
granted to enterprises that are not SMEs.	overseas departments support may also be granted to enterprises that are not SMEs. <i>Support shall be granted only to investments and technologies that comply with Regulation No (EU) 995/2010 and that do not harm biodiversity or other forest ecosystem services.</i>	2019/93 and the French overseas departments support may also be granted to enterprises that are not SMEs.	
2. Investments related to the improvement of the economic value of forests shall be at the level of the forest holding and may include investments for soil and resource friendly harvesting machinery and practices.			
3. Investments related to the use of wood as a raw material or energy source shall be limited to all working operations prior to industrial processing.			
4. Support shall be limited to the maximum support rates laid down in Annex I.			

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Amendment 68</i>			
Article 28			
<i>Article 28</i> <i>Setting up of producer groups</i>	<i>Article 28</i> <i>Setting up of producer groups and organisations</i>	<i>Article 28</i> <i>Setting up of producer groups</i>	<i>Not acceptable</i>
1. Support under this measure shall be granted in order to facilitate the setting up of producer groups in the agriculture and forestry sectors for the purpose of:	1. Support under this measure shall be granted in order to facilitate the setting up and development of producer groups and organisations in the agriculture and forestry sectors for the purpose of:		Not acceptable
(a) adapting the production and output of producers who are members of such groups to market requirements;			
(b) jointly placing goods on the market, including preparation for sale, centralisation of sales and supply to bulk			

Commission proposal	EP amendments	Council position	Presidency guidance
buyers;			
(c) establishing common rules on production information, with particular regard to harvesting and availability; and			
(d) other activities that may be carried out by producer groups, such as development of business and marketing skills and organisation and facilitation of innovation processes.			
2. Support shall be granted to producer groups which are officially recognised by the Member States' competent authority on the basis of a business plan. It shall be limited to producer groups coming under the definition of SMEs. Member States shall verify that the objectives of the business plan have been reached within five years after recognition of the producer group.	2. Support shall be granted to producer groups which are officially recognised by the Member States' competent authority on the basis of a business plan. <i>Priority may be given to producer groups of quality products covered by Article 17 as well as to micro-enterprises. No support shall be granted to producer groups which do not satisfy the criteria in the definition of SMEs.</i> Member States shall verify that the objectives of the business plan have been reached within five years after recognition of the producer group.		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
3. The support shall be paid as a flat rate aid in annual instalments for the first five years following the date on which the producer group was recognised on the basis of its business plan. It shall be calculated on the basis of the group's annual marketed production. Member States shall pay the last instalment only after having verified the correct implementation of the business plan. In the first year Member States may pay support to the producer group calculated on the basis of the average annual value of its members over the three years before they entered the group. In the case of producer groups in the forestry sector, support shall be calculated on the basis of the average marketed production of the members of the group over the last five years before the recognition, excluding the highest and the lowest value.		3. The support shall be paid as a flat rate aid in annual instalments for the first five years following the date on which the producer group was recognised on the basis of its business plan and shall be <u>degressive</u>. It shall be calculated on the basis of the group's annual marketed production. Member States shall pay the last instalment only after having verified the correct implementation of the business plan. In the first year Member States may pay support to the producer group calculated on the basis of the average annual value of the marketed production of its members over the three years before they entered the group. In the case of producer groups in the forestry sector, support shall be calculated on the basis of the average marketed production of the members of the group over the last five years before the recognition, excluding the highest and the lowest value.	

Commission proposal	EP amendments	Council position	Presidency guidance
4. Support shall be limited to the maximum rates and amounts laid down in Annex I.			
		<u>4a. Member States may continue support for start-up to producer groups after they have been recognised as producer organisations under the conditions of Regulation (EU) xxx/xxx[sCMO].</u>	
<i>Amendment 69</i>			
	Article 29		
<i>Article 29</i>			
<i>Agri-environment- climate</i>			
1. Member States shall make support under this measure available throughout their territories, in accordance with their national, regional or local specific needs			

Commission proposal	EP amendments	Council position	Presidency guidance
and priorities. Inclusion of this measure in rural development programmes shall be compulsory.			
2. Agri-environment-climate payments shall objectives, agri-environment-climate payments may be granted to other land-managers or groups of other land-managers.	2. Agri-environment-climate payments shall be granted to farmers <i>and</i> groups of farmers who undertake, on a voluntary basis, to carry out operations consisting of one or more agri-environment-climate commitments on agricultural land. <i>or land suitable for agriculture or who have invested in measures to adapt to climate change.</i>	2. Agri-environment-climate payments shall be granted to farmers, groups of farmers or groups of farmers and other land-managers who undertake, on a voluntary basis, to carry out operations consisting of one or more agri-environment-climate commitments on agricultural land <u>to be defined by Member States, including but not limited to the agricultural area as defined under Article 2 of this Regulation.</u> Where duly justified to achieve environmental objectives, agri-environment-climate payments may be granted to other land-managers or groups of other land-managers.	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
3. Agri-environment-climate payments cover only those commitments going beyond the relevant mandatory standards established pursuant to Chapter I of Title VI of Regulation (EU) No HR/2012 and other relevant obligations established under Chapter 2 of Title III of Regulation (EU) No DP/2012, relevant minimum requirements for fertiliser and plant protection products use as well as other relevant mandatory requirements established by national legislation. All such mandatory requirements shall be identified in the programme.	3. Agri-environment-climate payments cover only those commitments going beyond the relevant mandatory standards established pursuant to Chapter I of Title VI of Regulation (EU) No .../2013 [HR], relevant minimum requirements for fertiliser and plant protection products use as well as other relevant mandatory requirements established by national law. All such mandatory requirements shall be identified in the programme.	[3. Agri-environment-climate payments cover only those commitments going beyond the relevant mandatory standards established pursuant to Chapter I of Title VI of Regulation (EU) No HR/2012 and other relevant obligations established under Chapter 2 of Title III of Regulation (EU) No DP/2012, relevant minimum requirements for fertiliser and plant protection products use as well as other relevant mandatory requirements established by national legislation. All such mandatory requirements shall be identified in the programme.]	Linked to decision on greening
4. Member States shall endeavour to provide persons undertaking to carry out operations under this measure with the knowledge and information required to implement them, including by making support conditional to relevant training.		4. Member States shall endeavour to provide ensure that persons undertaking to carry out operations under this measure are provided with the knowledge and information required to implement them, such as including by commitment-related expert advice and/or by making support under this measure conditional to relevant training.	

Commission proposal	EP amendments	Council position	Presidency guidance
5. Commitments under this measure shall be of providing for their annual extension after the termination of the initial period.	5. Commitments under this measure shall be undertaken for a period of five to seven years. However, where necessary in order to achieve or maintain the environmental benefits sought, Member States may determine a longer <i>or shorter</i> period in their rural development programmes for particular types of commitments, including by means of providing for their annual extension after the termination of the initial period.	5. Commitments under this measure shall be undertaken for a period of five to seven years. However, where necessary in order to achieve or maintain the environmental benefits sought, Member States may determine a longer period in their rural development programmes for particular types of commitments, including by means of providing for their annual extension after the termination of the initial period. <u>For new commitments directly following the commitment performed in the initial period, Member States may determine a shorter period in their rural development programmes. In duly justified cases Member States may also determine a shorter initial period.</u>	Acceptable in spirit Covered by Council position

Commission proposal	EP amendments	Council position	Presidency guidance
6. Payments shall be granted annually and shall compensate beneficiaries for all or part of the additional costs and income foregone resulting from the commitments made. Where necessary they may also cover transaction costs to a value of up to 20% of the premium paid for the agri-environment-climate commitments. Where commitments are undertaken by groups of farmers, the maximum level shall be 30%.	6. Payments shall be granted annually and shall compensate beneficiaries for all or part of the additional costs and income foregone resulting from the commitments made. <i>Such payments shall also be made in those cases where existing environmentally-friendly practices are preserved.</i> Where necessary <i>the payments may also cover transaction costs and include an incentive component</i> to a value of up to 20 % of the premium paid for the agri-environment-climate commitments. Where commitments <i>are covered by a collective action</i>, the maximum level shall be 30 %. <i>The additional costs and income foregone shall be established in relation to practices deemed less environmentally friendly. These shall be those practices which the public authorities would have expected to be carried out over the whole of the area in question if there had been no payments.</i> <i>Funding from the EAFRD may be used for measures which come under Chapter 2 of Title III of Regulation (EU) No .../2013 [DP].</i>	6. Payments shall be granted annually and shall compensate beneficiaries for all or part of the additional costs and income foregone resulting from the commitments made. Where necessary they may also cover transaction costs to a value of up to 20% of the premium paid for the agri-environment-climate commitments. Where commitments are undertaken by groups of farmers <u>or groups of farmers and other land managers</u>, the maximum level shall be 30%. <u>In duly justified cases for operations concerning environmental conservation, support may be granted as a flat-rate or one-off payment per unit for commitments to renounce commercial use of areas, calculated on basis of additional costs incurred and income foregone.</u>	Linked to decision on greening

Commission proposal	EP amendments	Council position	Presidency guidance
7. Where required for ensuring the efficient application of the measure, Member States may use the procedure referred to in Article 49(3) for the selection of beneficiaries.			
8. Support shall be limited to the maximum amounts laid down in Annex I. No support under this measure may be granted for commitments that are covered under the organic farming measure.			
9. Support may be provided for the conservation of genetic resources in agriculture for operations not covered by the provisions under paragraphs 1 to 8.	9. Support may be provided for the conservation <i>and sustainable use</i> of genetic resources in agriculture for operations not covered by the provisions under paragraphs 1 to 8.	9. Support may be provided for the conservation of genetic resources in agriculture for operations not covered by the provisions under paragraphs 1 to 8. <u>Those commitments may be carried out by other beneficiaries than those referred to in paragraph 2.</u>	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
10. The Commission shall be empowered to other inputs, to rear local breeds in danger of being lost to farming or to preserve plant genetic resources as well as concerning definition of eligible operations under paragraph 9.	10. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the annual extension of the commitments after the initial period of the operation, conditions applicable to commitments to extensify or manage differently livestock farming, to <i>orient the use of</i> fertilisers, plant protection products or other inputs <i>towards sustainable agriculture</i> , to rear local breeds in danger of being lost to farming or to preserve plant genetic resources as well as concerning definition of eligible operations under paragraph 9.	10. <u>In order to ensure that agri-environment-climate commitments are defined in line with the Union priorities for rural development</u> , the Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the annual <u>extension of the commitments after the initial period of the operation</u> , conditions applicable to commitments to extensify or manage differently livestock farming, to limit fertilisers, plant protection products or other inputs ; <u>commitments applicable to</u> <u>commitments</u> to rear local breeds in danger of being lost to farming or to preserve plant genetic resources as well as concerning definition of eligible operations under paragraph 9.	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Article 30</i> <i>Organic farming</i>		
	<i>Amendment 70</i> Article 30		
1. Support under this measure shall be granted, per hectare of UAA, to farmers or groups of farmers who undertake, on a voluntary basis to convert to or maintain organic farming practices and methods as defined in Council Regulation (EC) No 834/2007⁵⁹.	1. Support under this measure shall be granted, per hectare of UAA, to farmers or groups of farmers who undertake, on a voluntary basis to convert to or maintain organic farming practices and methods as defined in Council Regulation (EC) No 834/2007 <i>of 28 June 2007 on organic production and labelling of organic products</i>.	1. Support under this measure shall be granted, per hectare of UAA agricultural area, to farmers or groups of farmers who undertake, on a voluntary basis to convert to or maintain organic farming practices and methods as defined in Council Regulation (EC) No 834/2007⁶⁰.	Acceptable

⁵⁹ OJ L 189, 20.7.2007, p. 1.

⁶⁰ OJ L 189, 20.7.2007, p. 1.

Commission proposal	EP amendments	Council position	Presidency guidance
2. Support shall only be granted for commitments going beyond the relevant mandatory standards established pursuant to Chapter I of Title VI of Regulation (EU) No HR/2012, relevant minimum requirements for fertiliser and plant protection products as well as other relevant mandatory requirements established by national legislation. All such requirements shall be identified in the programme.	2. Support shall only be granted for commitments going beyond the relevant mandatory standards established pursuant to Chapter I of Title VI of Regulation (EU) No HR/2012, , relevant minimum requirements for <i>the use of</i> fertiliser and plant protection products as well as other relevant mandatory requirements established by national legislation. All such requirements shall be identified in the programme.		Acceptable
3. Commitments under this measure shall be	3. Commitments under this measure shall be undertaken for a period of five to seven years. <i>In order to encourage the uptake of this measure also after 2015, Member States may establish a mechanism to support farmers by a follow-up measure after 2020.</i> Where support is granted for the maintenance of organic farming, Member States may provide in their rural development programmes for annual extension after the termination of the initial period.	3. Commitments under this measure shall be undertaken for a period of five to seven years. <u>Where support is granted for conversion to organic farming Member States may determine a shorter initial period corresponding to the period of convergence.</u> Where support is granted for the maintenance of organic farming, Member States may provide in their rural development programmes for annual extension after the termination of the initial period. <u>For new commitments concerning maintenance directly following the</u>	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>commitment performed in the initial period, Member States may determine a shorter period in their rural development programmes.</u>	
4. Payments shall be granted annually and shall compensate beneficiaries for all or part of the additional costs and income foregone resulting from the commitments made. Where necessary they may also cover transaction costs to a value of up to 20% of the premium paid for the commitments. Where commitments are undertaken by groups of farmers, the maximum level shall be 30%.	4. Payments shall be granted annually and shall compensate beneficiaries for all or part of the additional costs and income foregone resulting from the commitments made. Where necessary they may also cover transaction costs to a value of up to 20% of the premium paid for the commitments. Where commitments are undertaken by groups of farmers <i>or groups of other land managers</i> , the maximum level shall be 30%.		Not acceptable.
5. Support shall be limited to the maximum amounts laid down in Annex I.	5. Support shall be limited to the maximum amounts laid down in Annex I. <i>5a. In their rural development programmes, Member States shall set out how this measure can be combined with other measures, and in particular with the measures laid down in Articles 17, 18, 28, 29, 31 and 36, in order to expand organic farming and to fulfil environment and rural economic objectives.</i>		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Amendment 71</i> Article 31			
<i>Article 31</i> <i>Natura 2000 and Water framework directive payments</i>	<i>Article 31</i> <i>Natura 2000 and Water Framework Directive payments</i>	<i>Article 31</i> <i>Natura 2000 and Water framework directive payments</i>	Acceptable
1. Support under this measure shall be granted annually and per hectare of UAA or per hectare of forest in order to compensate beneficiaries for costs incurred and income foregone resulting from disadvantages in the areas concerned, related to the implementation of Directives , 92/43/EEC, 2009/147/EC and 2000/60/EC.	1. Support under this measure shall be granted annually and per hectare of UAA or per hectare of forest in order to compensate beneficiaries for costs incurred and income foregone resulting from disadvantages in the areas concerned, related to the implementation of Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora¹ , Directive 2009/147/EC of the European Parliament and of the Council of 30 November 2009 on the conservation of wild birds² and Directive 2000/60/EC of	1. Support under this measure shall be granted annually and per hectare of UAA agricultural area or per hectare of forest in order to compensate beneficiaries for additional costs incurred and income foregone resulting from disadvantages in the areas concerned, related to the implementation of Directives , 92/43/EEC, 2009/147/EC and 2000/60/EC.	1st part Acceptable Lawyer linguist revision 2nd part not acceptable: "For requirements of a permanent nature..."

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>the European Parliament and of the Council of 23 October 2000 establishing a framework for Community action in the field of water policy³.</i> <i>For requirements of a permanent nature the support may take the form of a lump sum payment per hectare of UAA or forest to cover full compensation. In this case the requirements shall be recorded as servitudes on the future use of the land in a national land register. In duly justified cases support may be granted based on unitary costs other than hectare unitary costs, such as the number of kilometres of water course.</i> <i>The support may cover tangible and/or intangible non productive investments which are necessary to comply with requirements linked to Directives 2009/147/EC, 92/43/EEC and 2000/60/EC.</i>		

Commission proposal	EP amendments	Council position	Presidency guidance
2. Support shall be granted to farmers and to private forest owners and associations of forest owners respectively. In duly justified cases it may also be granted to other land managers.		2. Support shall be granted to farmers and to private forest owners holders and associations to groups of farmers or associations of private forest holders owners respectively . In duly justified cases it may also be granted to other land managers.	
3. Support to farmers, linked to Directives 92/43/EEC and 2009/147/EC shall only be granted in relation to disadvantages resulting from requirements that go beyond the good agricultural and environmental condition provided for in Article 94 and Annex II of Council Regulation (EU) No HR/2012.			
4. Support to farmers, linked to Directive 2000/60/EC shall only be granted in relation to specific requirements that:			

Commission proposal	EP amendments	Council position	Presidency guidance
(a) were introduced by Directive 2000/60/EC, are in accordance with the programmes of measures of the river basin management plans for the purpose of achieving the environmental objectives of that Directive and go beyond the measures required to implement other Union legislation for the protection of water;			
(b) go beyond the statutory management requirements and the good agricultural and environmental condition provided for in Chapter I of Title VI of Regulation (EU) No HR/2012 and the obligations established under Chapter 2 of Title III of Regulation (EU) No DP/2012;		b) go beyond the statutory management requirements and the good agricultural and environmental condition provided for in Chapter I of Title VI of Regulation (EU) No HR/2012 and the obligations established under Chapter 2 of Title III of Regulation (EU) No DP/2012;	

Commission proposal	EP amendments	Council position	Presidency guidance
(c) go beyond the level of protection of the Union legislation existing at the time Directive 2000/60/EC was adopted as laid down in Article 4(9) of Directive 2000/60/EC; and			
(d) impose major changes in type of land use, and/or major restrictions in farming practice resulting in a significant loss of income.			
5. The requirements referred to in paragraphs 3 and 4 shall be identified in the programme.			
6. The following areas shall be eligible for payments:			
(a) Natura 2000 agricultural and forest areas designated pursuant to Directives 92/43/EEC and 2009/147/EC ;			
(b) other delimited nature protection areas with environmental restrictions applicable to farming or forests which contribute to the implementation of Article 10 of Directive 92/43/EEC. These areas shall, per rural development programme, not exceed 5% of the designated Natura 2000	(b) other delimited nature protection areas with environmental restrictions applicable to farming or forests which contribute to <i>the improvement of populations of species under Annex IV to Directive 92/43/EEC, to the implementation of</i> Article 10 of Directive 92/43/EEC <i>and to</i>		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
areas covered by its territorial scope;	<i>all bird species in accordance with Article 1 of Directive 2009/147/EC.</i> These areas shall, per rural development programme, not exceed 7% of the designated Natura 2000 areas covered by its territorial scope;		
(c) agricultural areas included in river basin management plans according to Directive 2000/60/EC.	(c) agricultural <i>and forest</i> areas included in river basin management plans according to Directive 2000/60/EC.		Not acceptable
7. Support shall be limited to the maximum amounts laid down in Annex I.	7. Support shall be limited to the maximum amounts laid down in Annex I. <i>Member States may, in their financing plans, present separate budgets for payments under Natura 2000 agricultural areas, Natura 2000 forest areas and Water Framework Directive.</i>		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Amendment 72</i> Article 32		
	<i>Article 32</i>		
<i>Payments to areas facing natural or other specific constraints</i>			
1. Payments to farmers in mountain areas and other areas facing natural or other specific constraints shall be granted annually per hectare of UAA in order to compensate farmers for additional costs and income foregone related to the constraints for agricultural production in the area concerned. Additional costs and income foregone shall be calculated in comparison to areas which are not affected by natural or other specific constraints, taking into account payments pursuant to Chapter 3 of Title III of Regulation (EU) No DP/2012.	1. Payments to farmers in mountain areas and other areas facing natural or other specific constraints shall be granted annually per hectare of UAA in order to compensate farmers for additional costs and income foregone related to the constraints for agricultural production in the area concerned. Additional costs and income foregone shall be calculated in comparison to areas which are not affected by natural or other specific constraints. <i>Member States shall ensure that overcompensation as a result of the combination of this measure with other national or Union support</i>	1. Payments to farmers in mountain areas and other areas facing natural or other specific constraints shall be granted annually per hectare of UAA <u>agricultural area</u> in order to compensate farmers for additional costs and income foregone related to the constraints for agricultural production in the area concerned. Additional costs and income foregone shall be calculated in comparison to areas which are not affected by natural or other specific constraints, taking into account payments pursuant to Chapter	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>instruments is avoided.</i> <i>When calculating additional costs and income forgone, Member States may, where duly justified, differentiate in order to take into account</i> <i>- the situation and development objectives peculiar to a region;</i> <i>- the severity of any permanent natural handicap affecting farming activities;</i> <i>- the type of production and, where appropriate, the economic structure of the holding.</i>	3 of Title III of Regulation (EU) No DP/2012.	
2. Payments shall be granted to farmers who undertake to pursue their farming activity in the areas designated pursuant to Article 33.			
3. Payments shall be fixed between the minimum and maximum amount laid down in Annex I.	3. Payments shall be fixed between the minimum and maximum amount laid down in Annex I. <i>Member States may, when duly justified, grant individual payments above the maximum amount laid down in Annex I, on condition that the maximum amount is respected on average at programming level.</i>		Not acceptable.

Commission proposal	EP amendments	Council position	Presidency guidance
4. Member States shall provide for degressivity of payments above a threshold level of area per holding, to be defined in the programme.		4. Member States shall provide for degressivity of payments above a threshold level of area per holding, to be defined in the programme <u>except if the grant only covers the minimum payment per ha per year as laid down in Annex I.</u>	
5. Member States may grant payments under this measure between 2014 and 2017 to farmers in areas which were eligible under Article 36(a)(ii) of Regulation (EC) No 1698/2005 during the 2007-2013 programming period but are no longer eligible following the new delimitation referred to in Article 46(3). These payments shall be degressive starting in 2014 at 80% of the payment received in 2013 and ending in 2017 at 20%.	5. Member States may grant payments under this measure <i>for a period of four years</i> to farmers in areas which were eligible under Article 36(a)(ii) of Regulation (EC) No 1698/2005 during the 2007-2013 programming period but are no longer eligible following <i>a</i> new delimitation referred to in Article 33(3). These payments shall be degressive starting, in <i>the first year</i> , at 80% of the payment received <i>during the 2007-2013 programming period and ending, in the fourth year</i> , at 20%.	5. Member States may grant payments under this measure between 2014 and 2017 2019 to farmers in areas which were eligible under Article 36(a)(ii) of Regulation (EC) No 1698/2005 during the 2007-2013 programming period but are no longer eligible following the new delimitation referred to in Article 46 33 (3). These payments shall be degressive starting in 2014 2016 at 80% of the payment received in 2013 and ending in 2017 2019 at 20%. <u>When the level of the payment reaches 25 EUR pr. ha. pr. year due to degressivity, the Member State can continue the minimum payments at this level until 2019.</u>	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
6. In Member States which have not completed the delimitation referred to in Article 33(3) before 1 January 2014, paragraph 5 shall apply to farmers receiving payments in areas which were eligible for such payments during the 2007-2013 period. Following completion of the delimitation, farmers in areas that remain eligible shall receive full payments under this measure. Farmers in areas that are no longer eligible shall continue to receive payments in accordance with paragraph 5.			

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Amendment 73</i> Article 33		
	<i>Article 33</i>		
	<i>Designation of areas facing natural and other specific constraints</i>		
1. Member States shall, on the basis of paragraphs 2, 3 and 4, designate areas eligible for payments provided for in Article 32 under the following categories:			
(a) mountain areas;			
(b) areas, other than mountain areas, facing significant natural constraints; and			
(c) other areas affected by specific constraints.			

Commission proposal	EP amendments	Council position	Presidency guidance
2. In order to be eligible for payments under Article 32, mountain areas shall be characterized by a considerable limitation of the possibilities for using the land and by an appreciable increase in production costs due to:			
(a) the existence, because of altitude, of very difficult climatic conditions, the effect of which is substantially to shorten the growing season;			
(b) at a lower altitude, the presence over the greater part of the area in question of slopes too steep for the use of machinery or requiring the use of very expensive special equipment, or a combination of these two factors, where the constraints resulting from each taken separately is less acute but the combination of the two gives rise to an equivalent constraints. Areas north of the 62 nd parallel and certain adjacent areas shall be regarded as mountain areas.	(b) at a lower altitude, the presence over the greater part of the area in question of slopes too steep for the use of machinery or requiring the use of very expensive special equipment, or a combination of these two factors, where the constraints resulting from each taken separately are less acute but the combination of the two gives rise to an equivalent constraints. Areas north of the 62nd parallel and certain adjacent areas shall be regarded as mountain areas.		Acceptable lawyer -linguist revision

Commission proposal	EP amendments	Council position	Presidency guidance
3. In order to be eligible for payments under Article 32, areas, other than mountain areas, shall be considered as facing significant natural constraints if at least 66% of the UAA meets at least one of the criteria listed in Annex II at the threshold value indicated. Respect of this condition shall be ensured at the appropriate level of local administrative units ("LAU 2" level). When delimiting the areas concerned by this paragraph, Member States shall undertake a fine-tuning exercise, based on objective criteria, with the purpose of excluding areas in which significant natural constraints in accordance with the first subparagraph have been documented but have been overcome by investments or by economic activity.	<i>3. Member States shall designate areas, other than mountain areas, facing significant natural constraints, as eligible for payments under Article 32. These areas shall be characterised by significant natural constraints, notably low soil productivity or poor climate conditions and by the fact that maintaining extensive farming activity is important for the management of the land.</i> <i>By 31 December 2014, the Commission shall present a legislative proposal for mandatory bio-physical criteria and the corresponding threshold values to be applied for the future delimitation, as well as appropriate rules for fine-tuning and transitional arrangements.</i>	3. In order to be eligible for payments under Article 32, areas, other than mountain areas, shall be considered as facing significant natural constraints if at least 66 60% of the UAA <u>agricultural area</u> meets at least one of the criteria listed in Annex II at the threshold value indicated. Respect of this condition shall be ensured at the <u>appropriate level of local administrative units ("LAU 2" level)</u> <u>LAU2 level or at the level of a clearly delineated local unit which covers a single clear contiguous geographical area with a definable economic and administrative identity.</u> When delimiting the areas concerned by this paragraph, Member States shall undertake a fine-tuning exercise, based on objective criteria, with the purpose of excluding areas in which significant natural constraints in accordance with the first subparagraph have been documented but have been overcome by investments or by economic activity, <u>or if production methods or farming systems offset the income loss or added costs referred to in</u>	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>Article 32(1).</u>	
4. Areas other than those referred to in paragraphs 2 and 3 shall be eligible for payments under Article 32 if they are affected by specific constraints and where land management should be continued in order to conserve or improve the countryside and preserve the tourist potential of the area or in order to protect the coastline. Areas affected by specific constraints shall comprise farming areas which are homogeneous from the point of view of natural protection conditions and their total extent shall not exceed 10% of the Member State concerned.	4. Areas other than those referred to in paragraphs 2 and 3 shall be eligible for payments under Article 32 if they are affected by specific constraints, <i>including very low population density</i>, and where land management should be continued in order to conserve or improve the environment, maintain the countryside and preserve the tourist potential of the area or in order to protect the coastline. Areas affected by specific constraints shall comprise farming areas which are homogeneous from the point of view of natural protection conditions and their total extent shall not exceed 10% of the area of the Member State concerned.	4. Areas other than those referred to in paragraphs 2 and 3 shall be eligible for payments under Article 32 if they are affected by specific constraints and where land management should be continued in order to conserve or improve the environment, maintain the countryside and preserve the tourist potential of the area or in order to protect the coastline. Areas affected by specific constraints shall comprise farming areas <u>within</u> which are homogeneous from the point of view of <u>the natural production</u> protection conditions <u>are similar</u> and their total extent shall not exceed 10% of the area of the Member State concerned.	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
5. Member States shall attach to their rural development programmes: (a) the existing or amended delimitation pursuant to paragraphs 2 and 4; (b) the new delimitation of the areas referred to in paragraph 3.	5. Member States shall attach to their rural development programmes the existing or amended delimitation pursuant to paragraphs 2, 3 and 4. (a) the existing or amended delimitation pursuant to paragraphs 2 and 4; (b) the new delimitation of the areas referred to in paragraph 3.		Not acceptable
	<i>Article 34</i> <i>Animal welfare</i>		
1. Animal welfare payments under this measure shall be granted to farmers who undertake, on a voluntary basis, to carry out operations consisting of one or more animal welfare commitments.			

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 74 Article 34-paragraph 2			
2. Animal welfare payments cover only those commitments going beyond the relevant mandatory standards established pursuant to Chapter I of Title VI of Regulation (EU) No HR/2012 and other relevant mandatory requirements established by national legislation. These relevant requirements shall be identified in the programme. Those commitments shall be undertaken for a renewable period of one year.	2. Animal welfare payments cover only those commitments going beyond the relevant mandatory standards established pursuant to Chapter I of Title VI of Regulation (EU) No .../2013 [HR]and other relevant mandatory requirements established by Union <i>law</i>. These relevant requirements shall be identified in the programme. Those commitments shall be undertaken for a renewable period of <i>one to seven years</i>.		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
3. The area based or other unitary costs based payments shall be granted annually and shall compensate farmers for all or part of the additional costs and income foregone resulting from the commitment made. Where necessary, they may also cover transaction costs to the value of up to 20% of the premium paid for the animal welfare commitments. Support shall be limited to the maximum amount laid down in Annex I.			
4. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the definition of the areas in which animal welfare commitments shall provide upgraded standards of production methods.		4. <u>In order to ensure that animal welfare commitments are in line with the overall Union policy in this field,</u> tThe Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the definition of the areas in which animal welfare commitments shall provide upgraded standards of production methods.	

Commission proposal	EP amendments	Council position	Presidency guidance
	Article 35		
<i>Forest-environmental and climate services and forest conservation</i>			
	Amendment 75		
Article 35-paragraph 1-subparagraph 1			
1. Support under this measure shall be granted per hectare of forest to forest holders, municipalities and their associations who undertake, on a voluntary basis, to carry out operations consisting of one or more forest-environment commitments. Bodies managing state owned forests may also benefit from support provided they are independent from the state budget.	1. Support under this measure shall be granted per hectare of forest <i>exclusively</i> to forest holders, municipalities and their associations who undertake, on a voluntary basis, to carry out operations consisting of one or more forest-environment commitments. Bodies managing state owned forests may also benefit from support provided they are independent from the state budget.	1. Support under this measure shall be granted per hectare of forest to public and private forest-holders and other private law and public bodies , municipalities and their associations who undertake, on a voluntary basis, to carry out operations consisting of one or more forest-environment commitments. Bodies managing state owned forests may also benefit from support provided they are independent from the state budget. <u>In the case of state-owned forests, support may only be granted if the body managing such a forest is a private body or a municipality.</u>	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 76 Article 35-paragraph 1-subparagraph 2			
For forest holdings above a certain threshold to be determined by Member States in their rural development programmes, support under paragraph 1 shall be conditional on the submission of a forest management plan or equivalent instrument in line with sustainable forest management.	<i>deleted</i>	For forest holdings above a certain threshold to be determined by Member States in their rural development programmes, support under paragraph 1 shall be conditional on the submission <u>presentation of the relevant information from</u> a forest management plan or equivalent instrument in line with sustainable forest management <u>as defined by the Ministerial Conference on the Protection of Forests in Europe of 1993.</u>	Not acceptable
2. Payments shall cover only those commitments going beyond the relevant mandatory requirements established by the national forestry act or other relevant national legislation. All such requirements shall be identified in the programme. Commitments shall be undertaken for a period of between five and seven years. However, where necessary and duly			

Commission proposal	EP amendments	Council position	Presidency guidance
justified, Member States may determine a longer period in their rural development programmes for particular types of commitments.			
Amendment 77 Article 35-paragraph 3			
3. Payments shall compensate beneficiaries for all or part of the additional costs and income foregone resulting from the commitments made. Where necessary they may also cover transaction costs to a value of up to 20% of the premium paid for the forest-environment commitments. Support shall be limited to the maximum amount laid down in Annex I.	3. Payments shall compensate beneficiaries for all or part of the additional costs and income foregone resulting from the commitments made. Where necessary they may also cover transaction costs to a value of up to 20 % of the premium paid for the forest-environment commitments. Support shall be limited to the maximum amount laid down in Annex I. <i>In clearly justified cases, support for agreements not to use trees or stands of trees may also be granted in the form of one-off payments or flat-rate amounts per project, calculated on the basis of the relevant additional costs and loss of income.</i>	3. Payments shall compensate beneficiaries for all or part of the additional costs and income foregone resulting from the commitments made. Where necessary they may also cover transaction costs to a value of up to 20% of the premium paid for the forest-environment commitments. Support shall be limited to the maximum amount laid down in Annex I. <u>In duly justified cases for operations concerning environmental conservation, support may be granted as a flat-rate or one-off payment per unit for commitments to renounce commercial use of trees and forests, calculated on basis of additional costs incurred and income</u>	Acceptable in spirit. Covered in the Council position.

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>foregone.</u>	
4. Support may be provided to private entities, municipalities and their associations for the conservation and promotion of forest genetic resources not covered under paragraphs 1, 2 and 3.		4. Support may be provided to public and private entities, municipalities and their associations for the conservation and promotion of forest genetic resources for operations not covered under paragraphs 1, 2 and 3.	
5. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the types of operations eligible for support under paragraph 4.		5. <u>In order to ensure the efficient use of EAFRD budgetary resources, t</u> The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the types of operations eligible for support under paragraph 4.	

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Article 36</i> <i>Co-operation</i>		
	<i>Amendment 78</i> <i>Article 36</i>		
1. Support under this measure shall promote forms of co-operation involving at least two entities and in particular:		1. Support under this measure shall be granted in order to promote forms of co-operation involving at least two entities and in particular:	
(a) co-operation approaches among different actors in the Union agriculture and food chain, forestry sector and among other actors that contribute to achieving the objectives and priorities of rural development policy, including inter-branch organisations;	(a) co-operation approaches among different actors in the Union agriculture and food chain, forestry sector and among other actors that contribute to achieving the objectives and priorities of rural development policy, including <i>producer groups, cooperatives and</i> inter-branch organisations;		Not acceptable (a) co-operation approaches among different actors in the Union agriculture sector, and food chain and forestry sector , and among other actors that contribute to achieving the objectives and

Commission proposal	EP amendments	Council position	Presidency guidance
			priorities of rural development policy, including inter-branch organisations;
(b) the creation of clusters and networks;	(b) the creation of clusters and networks <i>and coordination points;</i>		Not acceptable.
(c) the establishment and operation of operational groups of the EIP for agricultural productivity and sustainability as referred to in Article 62.			
	(c) <i>a) innovation and co-operation through twinning between networks in the Union and in third countries;</i>		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
2. Co-operation under paragraph 1 shall relate in particular to the following:			
(a) pilot projects;	(a) pilot projects, <i>demonstration and flagship projects</i> ;		Not acceptable
(b) the development of new products, practices, processes and technologies in the agriculture, food and forestry sectors	(b) the development of new products, practices, processes and technologies in the agriculture, food and forestry sectors <i>including those for the reduction of waste</i> ;		Not acceptable
(c) co-operation among small operators in organising joint work processes, sharing facilities and resources;		(c) co-operation among small operators in organising joint work processes; and sharing facilities and resources and for the development and/or marketing of tourism services relating to rural tourism ;	
(d) horizontal and vertical co-operation among supply chain actors for the establishment of logistic platforms to promote short supply chains and local markets;	(d) horizontal and vertical co-operation among supply chain actors for the establishment of logistic platforms to promote short supply chains and local <i>and regional</i> markets;		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
(e) promotion activities in a local context relating to the development of short supply chains and local markets;	(e) promotion activities in a local context relating to the development of short supply chains and local <i>and regional</i> markets <i>and of products under quality schemes</i> ;		Not acceptable
(f) joint action undertaken with a view to mitigating or adapting to climate change;			
(g) collective approaches to environmental projects and ongoing environmental practices;	(g) <i>co-ordinated</i> approaches to environmental projects and ongoing environmental practices; <i>including efficient water management, the use of renewable energy and the preservation of agricultural landscape</i> ;		Not acceptable
(h) horizontal and vertical cooperation among supply chain actors in the sustainable production of biomass for use in food, energy production and industrial processes.			(h) horizontal and vertical co-operation among supply chain actors in the sustainable production <u>provision</u> of biomass for use in food, energy production and industrial processes;

Commission proposal	EP amendments	Council position	Presidency guidance
(i) implementation, in particular by public-private partnerships other than those defined in Article 28(1)(b) of Regulation (EU) No [CSF/2012], of local development strategies addressing one or more of the Union priorities for rural development;		(i) implementation, in particular by groups of public- and private partnerships other than those defined in Article 28(1)(b) of Regulation (EU) No [CSF/2012], of local development strategies addressing one or more of the Union priorities for rural development;	
(j) drawing up of forest management plans or equivalent instruments.			
	<i>(ja) the development, including the marketing, of tourism services relating to rural tourism;</i>		Acceptable in spirit Covered by Council position in 36(2)(c) (above)
	<i>(jb) development of ‘social agriculture’ projects.</i>		Not acceptable
	<i>2a. When allocating support, priority may be given to cooperation among entities involving primary producers.</i>		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
3. Support under paragraph 1(b) shall be granted only to newly formed clusters and networks and those commencing an activity that is new to them. Support for operations under paragraph 2(b) may be granted also to individual actors where this possibility is provided for in the rural development programme.		3. Support under <u>point (b) of</u> paragraph 1(b) shall be granted only to newly formed clusters and networks and those commencing an activity that is new to them. Support for operations under <u>points (a) and (b) of</u> paragraph 2(b) may be granted also to individual actors where this possibility is provided for in the rural development programme.	
4. The results of pilot projects and operations by individual actors under paragraph 2(b) shall be disseminated.		4. The results of pilot projects and operations by individual actors under <u>points (a) and (b) of</u> paragraph 2(b) shall be disseminated <u>subject to appropriate protection of professional secrecy in accordance with national law.</u>	
5. The following costs, linked to the forms of co-operation referred to in paragraph 1 shall be eligible for support under this measure:			

Commission proposal	EP amendments	Council position	Presidency guidance
(a) studies of the area concerned, feasibility studies, and costs for the drawing up of a business plan or a forest management plan or equivalent, or local development strategy other than the one referred to in Article 29 of Regulation EU (No) [CSF/2012];			(a) studies of the area concerned, feasibility studies, and costs for the drawing up of a business plan or a forest management plan or equivalent or a local development strategy other than the one referred to in Article 29 of Regulation EU (No) [CSF/2012];
(b) animation of the area concerned in order to make a collective territorial project feasible. In the case of clusters, animation may also concern the organisation of training, networking between members and the recruitment of new members;			

Commission proposal	EP amendments	Council position	Presidency guidance
(c) running costs of the co-operation;			
(d) direct costs of specific projects linked to the implementation of a business plan, a local development strategy other than the one referred to in Article 29 of Regulation (EU) No [CSF/2012] or an action targeted towards innovation;		(d) direct costs of specific projects linked to the implementation of a business plan <u>an environmental plan, a forest management plan or equivalent</u> , a local development strategy other than the one referred to in Article 29 of Regulation (EU) No [CSF/2012] or an <u>other actions</u> targeted towards innovation, <u>including testing</u> ;	
(e) costs of promotion activities.			(e) costs of promotion activities.

Commission proposal	EP amendments	Council position	Presidency guidance
6. Where a business plan or a forest management plan or equivalent or a development strategy is implemented, Member States may grant the aid either as a global amount covering the costs of co-operation and the costs of the projects implemented or cover only the costs of co-operation and use funds from other measures or other Union Funds for project implementation.		6. Where a business plan or an environmental plan or a forest management plan or equivalent or a development strategy is implemented, Member States may grant the aid either as a global amount covering the costs of co-operation and the costs of the projects implemented or cover only the costs of the co-operation and use funds from other measures or other Union Funds for project implementation.	
7. Co-operation among actors located in different regions or Member States shall also be eligible for support.	7. Co-operation among actors located in different regions or Member States as well as co-operation with actors from developing countries shall also be eligible for support.		Not acceptable
8. Support shall be limited to a maximum period of seven years except for collective environmental action in duly justified cases.			

Commission proposal	EP amendments	Council position	Presidency guidance
9. Co-operation under this measure may be combined with projects supported by Union funds other than the EAFRD in the same territory. Member States shall ensure that overcompensation as a result of the combination of this measure with other national or Union support instruments is avoided.			
10. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the further specification of the characteristics of pilot projects, clusters, networks, short supply chains and local markets that will be eligible for support, as well as concerning the conditions for granting aid to the types of operation listed in paragraph 2.	10. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the further specification of the characteristics of pilot projects, clusters, networks, short supply chains and local markets that will be eligible for support, as well as concerning the conditions for granting aid to the types of <i>co-operation</i> listed in paragraph 2.	10. <u>In order to ensure the efficient use of EAFRD budgetary resources,</u> t The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the further specification of the characteristics of pilot projects, clusters, networks, short supply chains and local markets that will be eligible for support, as well as concerning the conditions for granting aid to the types of operation listed in paragraph 2.	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Amendment 79</i> Article 37		
	<i>Article 37</i> <i>Risk management</i>		
1. Support under this measure shall cover:			
(a) financial contributions, paid directly to farmers, to premiums for crop, animal and plant insurance against economic losses caused by adverse climatic events and animal or plant diseases or pest infestation;	(a) financial contributions, paid directly to farmers <i>or to groups of farmers</i> , to premiums for crop, animal and plant insurance against economic losses caused by adverse climatic events and animal or plant diseases or pest infestation;	(a) financial contributions, paid directly to farmers, to premiums for crop, animal and plant insurance against economic losses caused by adverse climatic events, and animal or plant diseases, or pest infestation <u>or an environmental incident;</u>	Acceptable in spirit. Covered by Council position.

Commission proposal	EP amendments	Council position	Presidency guidance
(b) financial contributions to mutual funds to pay financial compensations to farmers, for economic losses caused by the outbreak of an animal or plant disease or an environmental incident;	(b) financial contributions to mutual funds to pay financial compensations to farmers, for economic losses caused by the outbreak of an animal or plant disease, <i>harmful organisms</i> , an environmental incident <i>or adverse climatic events, including draughts</i> ;	(b) financial contributions to mutual funds to pay financial compensations to farmers, for economic losses caused by <u>adverse climatic events or by the outbreak of an animal or plant disease or pest infestation</u> or an environmental incident;	Acceptable in spirit Covered by Council position
(c) an income stabilisation tool, in the form of financial contributions to mutual funds, providing compensation to farmers who experience a severe drop in their income.	(c) an income stabilisation tool, in the form of financial contributions to mutual funds <i>or insurance</i> , providing compensation to farmers who experience a severe drop in their income <i>or of financial contributions paid directly to farmers for the payment of insurance premiums to cover the risk of a severe drop in income</i> .	(c) an income stabilisation tool, in the form of financial contributions to mutual funds, providing compensation to farmers <u>for</u> who experience a severe drop in their income.	Not acceptable
2. For the purpose of paragraph 1 points (b) and (c), 'mutual fund' shall mean a scheme accredited by the Member State in accordance with its national law for affiliated farmers to insure themselves, whereby compensation payments are made to affiliated farmers affected by economic losses caused by the outbreak of an animal or plant disease or an environmental incident or experiencing a severe drop in their income.	2. For the purpose of paragraph 1 points (b) and (c), 'mutual fund' shall mean a scheme accredited by the Member State in accordance with its national law for affiliated farmers to insure themselves, whereby compensation payments are made to affiliated farmers affected by economic losses caused by the outbreak of an animal or plant disease, <i>harmful organisms</i> , an environmental incident <i>or adverse climatic events</i> or experiencing a	2. For the purpose of <u>points (b) and (c) of paragraph 1 points (b) and (c)</u> , 'mutual fund' shall mean a scheme accredited by the Member State in accordance with its national law for affiliated farmers to insure themselves, whereby compensation payments are made to affiliated farmers affected by <u>for</u> economic losses caused by the outbreak of <u>adverse climatic events or</u> an animal or plant disease <u>or pest infestation</u> or an environmental	Acceptable in spirit Covered by Council position

Commission proposal	EP amendments	Council position	Presidency guidance
	severe drop in their income.	incident or for experiencing a severe drop in their income.	
3. Member States shall ensure that overcompensation as a result of the combination of this measure with other national or Union support instruments or private insurance schemes is avoided. Direct income support received under the European Globalisation Fund ⁶¹ (hereinafter "EGF") shall also be taken into consideration when estimating the income levels of farmers.		3. Member States shall ensure that overcompensation as a result of the combination of this measure with other national or Union support instruments or private insurance schemes is avoided. Direct income support received under the European Globalisation Fund ⁶² (hereinafter "EGF") and support under the reserve for crises in the agricultural sector shall also be taken into consideration when estimating the income levels of farmers.	
4. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the minimum and maximum duration of the commercial loans to mutual funds referred to in Articles 39(3)(b) and 40(4).	4. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the minimum and maximum duration of the commercial loans to mutual funds referred to in Articles 39(3)(b) and 40(4). <i>The Commission shall carry out a mid-</i>	4. <u>In order to ensure the efficient use of EAFRD budgetary resources,</u> the Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the minimum and maximum duration of the commercial loans to mutual funds referred to in Articles 39(3)(b) and 40(4).]	Not acceptable

⁶¹ Regulation (EU) No [...] of [...] of the European Parliament and the Council on the European Globalisation Adjustment Fund (2014-2020), OJ L [...], [...], p. [...].

⁶² Regulation (EU) No [...] of [...] of the European Parliament and the Council on the European Globalisation Adjustment Fund (2014-2020), OJ L [...], [...], [...], p. [...].

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>term review concerning the implementation of the risk management measure and shall subsequently submit a report to the European Parliament and the Council. The report shall be accompanied, where necessary, by appropriate legislative proposals for improvement of the implementation of the risk management measure.</i>		
	<i>Amendment 80</i> Article 38		
	<i>Article 38</i> <i>Crop, animal, and plant insurance</i>		
1. Support under Article 37(1)(a) shall only be granted for insurance contracts which cover for loss caused by an adverse climatic event or by an animal or plant disease or a pest infestation or a measure adopted in accordance with Directive	1. Support under Article 37(1)(a) shall only be granted for insurance contracts which cover loss caused by an adverse climatic event or by an animal or plant disease or a pest infestation or <i>for</i> a measure adopted in accordance with	1. Support under Article 37(1)(a) shall only be granted for insurance contracts which cover for loss caused by an adverse climatic event ₂ or by an animal or plant disease ₂ or a pest infestation ₂ <u>or an environmental incident</u> , or a	Not acceptable Reference to 'indexes' acceptable in spirit, covered by Council position

Commission proposal	EP amendments	Council position	Presidency guidance
2000/29/EC to eradicate or contain a plant disease or pest which destroys more than 30 % of the average annual production of the farmer in the preceding three-year period or a three-year average based on the preceding five-year period, excluding the highest and lowest entry.	Directive 2000/29/EC to eradicate or contain a plant disease or pest which <i>results in a reduction of annual production of more than 30 % as compared to the average annual production of the farmer. That average annual production shall be calculated by taking the figures for the preceding three years or for the preceding five years and excluding the highest and lowest figures, or, in duly justified exceptional circumstances, by taking the figures for a specific year in the preceding five years.</i> <i>The measurement of the extent of the loss caused may be tailored to the specific characteristics of each type of product using</i>	measure adopted in accordance with Directive 2000/29/EC to eradicate or contain a plant disease, or pest which destroys more than 30 % of the average annual production of the farmer in the preceding three-year period or a three-year average based on the preceding five-year period, excluding the highest and lowest entry. <u>Indexes may be used in order to calculate the annual production of the farmer. The calculation method used shall permit the determination of the actual loss of an individual farmer in a given year.</u>	
	(a) <i>biological indexes (quantity of biomass loss) or equivalent yield loss indexes established at farm, local, regional or national level, or</i>		Not acceptable
	(b) <i>weather indexes (including quantity of rainfall and temperature) established at local, regional or national level.</i>		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
2. The occurrence of an adverse climatic event or the outbreak of an animal or plant disease or pest infestation has to be formally recognised as such by the competent authority of the Member State concerned. Member States may, where appropriate, establish in advance criteria on the basis of which such formal recognition shall be deemed to be granted.		2. The occurrence of an adverse climatic event or the outbreak of an animal or plant disease or pest infestation <u>or an environmental incident</u> has to be formally recognised as such by the competent authority of the Member State concerned. Member States may, where appropriate, establish in advance criteria on the basis of which such formal recognition shall be deemed to be granted.	<u>2a. As regards animal diseases, financial compensation under Article 37(1)(a) may only be granted in respect of diseases mentioned in the list of animal diseases established by the World Organisation for Animal Health and/or in the Annex to Decision</u>

Commission proposal	EP amendments	Council position	Presidency guidance
			<u>90/424/EEC.</u>
3. Insurance payments shall compensate for not more than the total of the cost of replacing the losses referred to in Article 37(1)(a) and shall not require or specify the type or quantity of future production. Member States may limit the amount of the premium that is eligible for support by applying appropriate ceilings.			
4. Support shall be limited to the maximum rate laid down in Annex I.			

Commission proposal	EP amendments	Council position	Presidency guidance
	Amendment 81 Article 39		
<i>Article 39</i> <i>Mutual funds for animal and plant diseases and environmental incidents</i>	<i>Article 39</i> <i>Mutual funds for animal and plant diseases, harmful organisms, and environmental incidents and adverse climatic events</i>	<i>Article 39</i> <i>Mutual funds for adverse climatic events, animal and plant diseases, pest infestations and environmental incidents</i>	<i>Acceptable in spirit</i> <i>Covered by Council position</i>
1. In order to be eligible for support the mutual fund concerned shall: (a) be accredited by the competent authority in accordance with national law; (b) have a transparent policy towards payments into and withdrawals from the fund; (c) have clear rules attributing responsibilities for any debts incurred.			

Commission proposal	EP amendments	Council position	Presidency guidance
2. Member States shall define the rules for the constitution and management of the mutual funds, in particular for the granting of compensation payments to farmers in the event of crisis and for the administration and monitoring of compliance with these rules.	2. Member States shall define the rules for the constitution and management of the mutual funds, in particular for the granting of compensation payments to farmers in the event of crisis and for the administration and monitoring of compliance with these rules. <i>Member States may decide to complement mutual funds by insurance systems.</i> <i>Farmers shall only be eligible for compensation payments if they have taken all necessary precautionary measures to improve the resilience of their holding against environmental degradation, animal and plant diseases, harmful organisms and climate change events.</i>	2. Member States shall define the rules for the constitution and management of the mutual funds, in particular for the granting of compensation payments to farmers in the event of crisis and for the administration and monitoring of compliance with these rules. <u>The occurrence of incidents mentioned in Article 37(1)(b) has to be formally recognised as such by the competent authority of the Member State concerned.</u>	Not acceptable
3. The financial contributions referred to in Article 37(1)(b) may only relate to:			
(a) the administrative costs of setting up the mutual fund, spread over a maximum of three years in a degressive manner;			

Commission proposal	EP amendments	Council position	Presidency guidance
(b) the amounts paid by the mutual fund as financial compensation to farmers. In addition, the financial contribution may relate to interest on commercial loans taken out by the mutual fund for the purpose of paying the financial compensation to farmers in case of crisis. No contribution by public funds shall be made to initial capital stock.	(b) the amounts paid by the mutual fund as financial compensation to farmers. In addition, the financial contribution may relate to interest on commercial loans taken out by the mutual fund for the purpose of paying the financial compensation to farmers in case of crisis <i>or to the insurance premiums for policies taken out by the mutual fund at market cost.</i> No contribution by public funds shall be made to initial capital stock.	(b) the amounts paid by the mutual fund as financial compensation to farmers. In addition, the financial contribution may relate to interest on commercial loans taken out by the mutual fund for the purpose of paying the financial compensation to farmers in case of crisis. <u>Support under Article 37(1)(b) shall only be granted to cover for loss caused by the outbreak of adverse climatic events, an animal or plant disease, a pest infestation or a measure adopted in accordance with Directive 2000/29/EC to eradicate or contain a plant disease or pest or an environmental incident, which destroy more than 30 % of the average annual production of the farmer in the preceding three-year period or a three-year average based on the preceding five-year period, excluding the highest and lowest entry.</u> No contribution by public funds shall be made to initial capital stock.	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
4. As regards animal diseases, financial compensation under Article 37(1)(b) may only be granted in respect of diseases mentioned in the list of animal diseases established by the World Organisation for Animal Health and/or in the Annex to Decision 90/424/EEC.	4. As regards animal diseases, financial compensation under Article 37(1)(b) may be granted in respect of diseases mentioned in the list of animal diseases established by the World Organisation for Animal Health <i>or</i> in the Annex to Decision 90/424/EEC <i>and in respect of bee diseases</i> .		Not acceptable
5. Support shall be limited to the maximum support rate laid down in Annex I. Member States may limit the costs that are eligible for support by applying: (a) ceilings per fund; (b) appropriate per unit ceilings.			

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Article 40</i> <i>Income stabilisation tool</i>		
	<i>Amendment 82</i> Article 40		
1. Support under Article 37(1)(c) may only be granted where the drop of income exceeds 30% of the average annual income of the individual farmer in the preceding three-year period or a three-year average based on the preceding five-year period excluding the highest and lowest entry. Income for the purposes of Article 37(1)(c) shall refer to the sum of revenues the farmer receives from the market, including any form of public support, deducting input costs. Payments to farmers shall compensate for not more than 70% of the income lost.	1. Support under Article 37(1)(c) may only be granted where the drop of income exceeds 30% of the average annual income of the individual farmer in the preceding three-year period or a three-year average based on the preceding five-year period excluding the highest and lowest entry. Income for the purposes of Article 37(1)(c) shall refer to the sum of revenues the farmer receives from the market, including any form of public support, deducting input costs. Payments by the mutual fund <i>or insurance</i> to farmers shall compensate for not more than 70% of the income lost.	1. Support under Article 37(1)(c) may only be granted where the drop of income exceeds 30% of the average annual income of the individual farmer in the preceding three-year period or a three-year average based on the preceding five-year period excluding the highest and lowest entry. Income for the purposes of Article 37(1)(c) shall refer to the sum of revenues the farmer receives from the market, including any form of public support, <u>derived from agriculture, excluding any payments from the same or similar scheme,</u> deducting input costs.	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
		Payments by the mutual fund to farmers shall compensate for not more less than 70% of the income lost in the year the producer becomes eligible to receive this assistance.	
2. In order to be eligible for support the mutual fund concerned shall:			
(a) be accredited by the competent authority in accordance with national law;			
(b) have a transparent policy towards payments into and withdrawals from the fund;			
(c) have clear rules attributing responsibilities for any debts incurred.			
3. Member States shall define the rules for the constitution and management of the mutual funds, in particular for the granting of compensation payments to farmers in the event of crisis and for the administration and monitoring of compliance with these rules.			

Commission proposal	EP amendments	Council position	Presidency guidance
4. The financial contributions referred to in Article 37(1)(c) may only relate to the amounts paid by the mutual fund as financial compensation to farmers. In addition, the financial contribution may relate to interest on commercial loans taken out by the mutual fund for the purpose of paying the financial compensation to farmers in case of crisis. No contribution by public funds shall be made to initial capital stock.	4. The financial contributions referred to in Article 37(1)(c) <i>shall only be granted for insurance policies covering the losses of income referred to in paragraph 1 or, alternatively, shall</i> only relate to the amounts paid by the mutual fund as financial compensation to farmers. In addition, the financial contribution may relate to interest on commercial loans taken out by the mutual fund for the purpose of paying the financial compensation to farmers in case of crisis. No contribution by public funds shall be made to initial capital stock.	4. The financial contributions referred to in Article 37(1)(c) may only relate to: <u>(a) the administrative costs of setting up the mutual fund, spread over a maximum of three years in a degressive manner;</u> (b) the amounts paid by the mutual fund as financial compensation to farmers. In addition, the financial contribution may relate to interest on commercial loans taken out by the mutual fund for the purpose of paying the financial compensation to farmers in case of crisis. No contribution by public funds shall be made to initial capital stock.	Not acceptable
5. Support shall be limited to the maximum rate laid down in Annex I.			

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 40a</i> <i>Financing of complementary national direct payments for Croatia</i>			
1. Support may be granted to farmers eligible for complementary national direct payments under Article 17a of Regulation (EU) No [DP/2012]. The conditions laid down in that Article shall also apply to the support to be granted under this Article. 2. The support granted to a farmer in respect of the years 2014, 2015 and 2016 shall not exceed the difference between: (a) the level of direct payments applicable in Croatia for the year concerned in accordance with Article 16a of Regulation (EU) No [DP/2012]; and (b) 45 % of the corresponding level of the direct payments as applied from 2022. 3. The Union contribution to support granted under this Article in Croatia in respect of the years 2014, 2015 and 2016 shall not exceed 20 % of its respective total annual EAFRD allocation.			

Commission proposal	EP amendments	Council position	Presidency guidance
4. The EAFRD contribution rate for the complements to direct payments shall not exceed 80%.			
<i>Article 41</i> <i>Rules on the implementation of the measures</i>			
The Commission shall, by means of implementing acts, adopt rules on the implementation of the measures in this section concerning:			
(a) procedures for selection of authorities or bodies offering farm and forestry advisory services, farm management or farm relief services and the degressivity of the aid under the advisory services measure referred to in Article 16 ;			

Commission proposal	EP amendments	Council position	Presidency guidance
(b) the assessment by the Member State of the progress of the business plan, payment options as well as modalities for access to other measures for young farmers under the farm and business development measure referred to in Article 20;			
Amendment 83			
Article 41-paragraph 1-point c			
(c) demarcation with other measures, conversion to units other than those used in Annex I, calculation of transaction costs and conversion or adjustment of commitments under the agri-environment-climate measure referred to in Article 29, the organic farming measure referred to in Article 30 and the forest-environmental services and forest conservation measure referred to in Article 35;	(c) demarcation with other measures, conversion to units other than those used in Annex I, calculation of transaction costs and conversion or adjustment of commitments under the agri-environment-climate measure referred to in Article 29, the organic farming measure referred to in Article 30, <i>the animal welfare measure referred to in Article 34</i> and the forest-environmental and climate services and forest conservation measure referred to in Article 35;	(c) demarcation with other measures, conversion to units other than those used in Annex I, calculation of transaction costs and conversion or adjustment of commitments under the agri-environment-climate measure referred to in Article 29, the organic farming measure referred to in Article 30 and the forest-environmental and climate services and forest conservation measure referred to in Article 35;	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
(d) the possibility of using standard assumptions of income foregone under the measures of Articles 29 to 32, 34 and 35 and criteria for its calculation;		(d) the possibility of using standard assumptions of additional costs and income foregone under the measures of Articles 29 to 32, 34 and 35 and criteria for its calculation;	
(e) calculation of the amount of support where an operation is eligible for support under more than one measures. These implementing acts shall be adopted in accordance with the examination procedure referred to in Article 91.			

Commission proposal	EP amendments	Council position	Presidency guidance
SECTION 2 LEADER			
<i>Article 42</i> <i>LEADER local action groups</i>			
<i>Amendment 84</i> Article 42-paragraph 1			
1. In addition to the tasks referred to in Article 30 of Regulation (EU) No [CSF/2012] local action groups may also perform additional tasks delegated to them by the Managing Authority and/or the	1. In addition to the tasks referred to in Article 30 of Regulation (EU) No [CSF/2012] local action groups may also: (a) perform additional tasks delegated to	1. In addition to the tasks referred to in [Article 30 of Regulation (EU) No [CSF/2012]] ⁶³ local action groups may also perform additional tasks delegated to them by the Managing Authority	Not acceptable Linked to CPR

⁶³ This paragraph may be reviewed for consistency with the final text of Regulation (EU) No [CSF/2012]

Commission proposal	EP amendments	Council position	Presidency guidance
paying agency.	them by the Managing Authority and/or the paying agency, <i>or</i> <i>(b) implement alone or together with partners operations with a wide territorial dimension, so-called „umbrella projects“, within local development strategy.</i>	and/or the paying agency.	
2. Local action groups may request the payment of an advance from the competent paying agency if such possibility is provided for in the rural development programme. The amount of the advances shall not exceed 50% of the public support related to the running and animation costs.			

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 43</i> <i>Preparatory support</i>			
1. Support under Article 31(a) of Regulation (EU) No [CSF/2012] shall cover:		1. Support under [Article 31(a) of Regulation (EU) No [CSF/2012]] ⁶⁴ shall cover:	
(a) a “LEADER start-up kit” consisting of capacity building actions for groups who did not implement LEADER in the 2007-2013 programming period and support for small pilot projects;		(a) a “LEADER start-up kit” consisting of capacity building actions for groups <u>local communities</u> who did not implement LEADER in the 2007-2013 programming period and support for small pilot projects;	

⁶⁴ This paragraph may be reviewed for consistency with the final text of Regulation (EU) No [CSF/2012]

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 85			
Article 43-paragraph 1-point b			
(b) capacity building, training and networking with a view to preparing and implementing a local development strategy.	(b) capacity building, training and networking with a view to preparing and implementing a <i>community-led</i> local development strategy.		Not acceptable Linked to CPR
Amendment 86			
Article 43-paragraph 1-point ba (new)			
	<i>(ba) the possibility for existing local action groups to perform the research and planning of community projects necessary in order to apply for new areas to be covered by the Leader programme.</i>		Not acceptable Linked to CPR
2. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the definition of the eligible costs of the actions under paragraph 1.		<u>2. In order to ensure that local development strategies are applied at a territorial level that allows them to deliver results that effectively contribute to the Union priorities for</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>rural development and innovation.</u> The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the definition of the eligible costs of the actions under paragraph 1.	
	<i>Article 44</i> <i>LEADER co-operation activities</i>		
1. The support referred to in Article 31(c) of Regulation (EU) No [CSF/2012] shall be granted to:		1. The support referred to in [Article 31(c) of Regulation (EU) No [CSF/2012]] ⁶⁵ shall be granted to:	

⁶⁵ _____

This paragraph may be reviewed for consistency with the final text of Regulation (EU) No [CSF/2012]

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 87 Article 44-paragraph 1-point (a)-subparagraph 1			
(a) inter-territorial or transnational co-operation projects; “Inter-territorial co-operation” means co-operation within a Member State. “Transnational co-operation” means co-operation between territories in several Member States and with territories in third countries.	(a) inter-territorial or transnational co-operation projects, <i>including cooperation projects with developing countries;</i> “Inter-territorial co-operation” means co-operation within a Member State. “Transnational co-operation” means co-operation between territories in several Member States and with territories in third countries.	(a) <u>co-operation projects within a Member State</u> (inter-territorial or transnational co-operation) or projects; “Inter-territorial co-operation” means co-operation within a Member State. “Transnational co-operation” means co-operation projects between territories in several Member States or and with territories in third countries (transnational co-operation).	Not acceptable
(b) preparatory technical support for inter-territorial and transnational co-operation projects, on condition that local action groups can demonstrate that they are envisaging the implementation of a concrete project.			

Commission proposal	EP amendments	Council position	Presidency guidance
2. Apart from other local action groups, the partners of a local action group under the EAFRD may be:			
(a) a local public-private partnership on a rural territory that is implementing a local development strategy within or outside the Union;			
(b) a local public-private partnership on a non rural territory that is implementing a local development strategy.			
<i>Amendment 88</i>			
	Article 44-paragraph 2-point ba (new)		
	<i>(ba) bodies that pursue development objectives consistent with the priorities laid down in Article 5 of this Regulation.</i>		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
3. In cases where co-operation projects are not selected by the local action groups, Member States shall establish a system of ongoing application for co-operation projects. They shall make public the national or regional administrative procedures concerning the selection of transnational co-operation projects and a list of eligible costs at the latest two years after the date of approval of their rural development programmes. Approval of co-operation projects shall take place no later than four months after the date of submission of the project.		3. In cases where co-operation projects are not selected by the local action groups, By way of derogation to Article 30(3)(f) of Regulation (EU) No [CSF/2012], co-operation projects may be selected by the Managing Authority. In this case, Member States shall establish a system of ongoing application for co-operation projects. They shall make public the national or regional administrative procedures concerning the selection of transnational co-operation projects and a list of eligible costs at the latest two years after the date of approval of their rural development programmes. Approval of co-operation projects <u>by the competent authority</u> shall take place no later than four months after the date of submission of the project.	
4. Member States shall communicate to the Commission the approved transnational co-operation projects.			

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 45</i> <i>Running costs and animation</i>			
1. Running costs referred to in Article 31(d) of Regulation (EU) No [CSF/2012] are costs linked to the management of the local development strategy through the local action group.		1. Running costs referred to in Article 31(d) of Regulation (EU) No [CSF/2012] are costs linked to the management of the implementation of the local development strategy through the local action group. <u>This includes the monitoring and evaluation of the strategy as referred to in Article 30(3)(g) of Regulation (EU) No [CSF/2012].</u>	
<i>Amendment 89</i> Article 45-paragraph 2			
2. Costs for the animation of the territory referred to in Article 31(d) of Regulation (EU) No [CSF/2012] are costs to cover actions to inform about the local development strategy as well as project	2. Costs for the animation of the territory referred to in Article 31(d) of Regulation (EU) No .../2013 [CSF] are costs <i>incurred in order to facilitate the exchange between stakeholders,</i> to	2. Costs for the animation of the territory referred to in Article 31(d) of Regulation (EU) No [CSF/2012] are costs <u>that occur in order to facilitate the exchange between stakeholders,</u>	Acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
development tasks.	inform about <i>and to promote</i> the local development strategy, <i>and to support potential beneficiaries in the development of projects and in the preparation of applications</i>	to cover actions to inform about <u>and promote</u> the local development strategy as well as <u>and to support potential beneficiaries to develop projects and prepare applications</u> development tasks.	
3. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning eligible costs of the actions under paragraph 2.		3. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the definition of the eligible costs of the actions under paragraph 2.	

Commission proposal	EP amendments	Council position	Presidency guidance
Chapter II Common provisions for several measures			
	<i>Article 46</i> <i>Investments</i>		
	<i>Amendment 90</i> Article 46		

Commission proposal	EP amendments	Council position	Presidency guidance
1. In order to be eligible for EAFRD support investment operations shall be preceded by an assessment of the expected environmental impact in accordance with that kind of legislation specific to that kind of investment where the investment is likely to have negative effects on the environment.	1. <i>Member States may make the eligibility of investment operations conditional on a prior assessment of the expected environmental impact in accordance with national and Union law specific to that kind of investment. Member States may give priority to investments which:</i> <i>(a) substantially improve the environmental, climate and animal-welfare performance of the holdings;</i> <i>(b) help to diversify the income sources of farmers; or</i> <i>(c) consist of joint activities.</i>	1. In order to be eligible for EAFRD support investment operations shall be preceded by an assessment of the expected environmental impact in accordance with legislation specific to that kind of investment where the investment is likely to have negative effects on the environment.	Not acceptable
2. Eligible expenditure shall be limited to: (a) the construction, acquisition, including leasing, or improvement of immovable property;			

Commission proposal	EP amendments	Council position	Presidency guidance
(b) the purchase or lease purchase of new machinery and equipment including computing software up to the market value of the asset;			
(c) general costs linked to expenditure referred to in points (a) and (b), such as architect, engineer and consultation fees, feasibility studies, the acquisition of patents or licenses.	(c) general costs linked to expenditure referred to in points (a) and (b), such as architect, engineer and consultation fees, <i>fees relating to advice on environmental and economic sustainability , including</i> feasibility studies, <i>and</i> the acquisition of patents or licenses.	(c) general costs linked to expenditure referred to in points (a) and (b), such as architect, engineer and consultation fees, feasibility studies, the acquisition of patents or licenses. <u>Feasibility studies shall remain eligible expenditure even where, based on their results, no expenditure under points (a) and (b) is made;</u>	Acceptable , in addition to Council text
		(d) <u>intangible investments such as copyrights, trademarks or processes;</u> (da) <u>the costs of establishing forest management plans and their equivalent</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
3. In the case of irrigation, only investments that lead to a reduction of previous water use by at least 25% shall be considered as eligible expenditure. By way of derogation, in the Member States that adhered to the Union from 2004 onwards investments in new irrigation installations can be considered eligible expenditure in cases where an environmental analysis provides evidence that the investment concerned is sustainable and has no negative environmental impact.	3. In the case of irrigation, <i>new investments, including the modernisation of existing systems for the improvement of water use efficiency and energy efficiency</i> , shall be considered to be eligible expenditure. <i>In areas where river basin management plans, with associated implementation programmes, have been drawn up under Directive 2000/60/EC, those investments shall only be considered to be eligible expenditure if they comply with the environmental objectives of such plans.</i>	[3. In the case of irrigation, only investments that lead to a reduction of previous water use by at least 25% shall be considered as eligible expenditure. By way of derogation, in the Member States that adhered to the Union from 2004 onwards investments in new irrigation installations can be considered eligible expenditure in cases where an environmental analysis provides evidence that the investment concerned is sustainable and has no negative environmental impact.	Not acceptable
		<u>In the case of irrigation in new and existing irrigated areas, only investments that fulfil the following conditions shall be considered as eligible expenditure:</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
		a) <u>A river basin management plan, as required under the terms of Directive 2000/60/EC, shall have been notified to the Commission for the entire area in which the investment is to take place, as well as in any other areas whose environment may be affected by the investment. The measures taking effect under the river basin management plan in accordance with article 11 of the same Directive and of relevance to the agricultural sector shall have been specified in the relevant programme of measures.</u>	
		b) <u>Water metering enabling measurement of water use at the level of the supported investment shall be in place or shall be put in place as part of the investment.</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
		c) <u>An investment in an improvement to an existing irrigation installation or element of irrigation infrastructure shall be eligible only if it is assessed ex-ante as offering potential water savings of a minimum of between 10 % and 25 % according to the technical parameters of the existing installation or infrastructure.</u> <u>If the investment affects bodies of ground- or surface water whose status has been identified as less than good in the relevant river basin management plan for reasons related to water quantity:</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>(i) The investment shall ensure an effective reduction in water use, at the level of the investment, amounting to at least 50 % of the potential water saving made possible by the investment;</u> <u>(ii) In the case of an investment on a single agricultural holding, it shall also result in a reduction to the holding's total water use amounting to at least 50% of the potential water saving made possible at the level of the investment. The total water use of the holding shall include water sold by the holding.</u> <u>None of the conditions of point (c) shall apply to an investment in an existing installation which affects only energy efficiency or to an investment in the creation of a reservoir or to an investment in the use of recycled water which does not affect a body of ground- or surface water.</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>d) An investment resulting in a net increase of the irrigated area affecting a given body of ground- or surface water shall be eligible only if :</u> <u>(i) the status of the water body has not been identified as less than good in the relevant river basin management plan for reasons related to water quantity; and</u> <u>(ii) a substantial environmental analysis carried out under the responsibility of or approved by the competent authority shows that there will be no significant negative environmental impact from the investment; such an environmental impact analysis may also refer to groups of holdings.</u> <u>Areas which are not irrigated but in which an irrigation installation was active in the recent past, to be established and justified in the programme, may be considered as irrigated areas for the purpose of determining the net increase of the irrigated area.</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>By way of derogation from sub-paragraph (i), investments resulting in a net increase of the irrigated area may still be eligible if:</u> <u>- the investment is combined with an investment in an existing irrigation installation or element of irrigation infrastructure assessed ex-ante as offering potential water savings of a minimum of between 10 % and 25 % according to the technical parameters of the existing installation or infrastructure and</u> <u>- the investment as a whole ensures an effective reduction in water use, at the level of the investment as a whole, amounting to at least 50 % of the potential water saving made possible by the investment in the existing irrigation installation or element of infrastructure.</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>Furthermore, by way of derogation, the condition of sub-paragraph d (i) shall not apply to investments in the establishment of a new irrigation installation supplied with water from an existing reservoir approved by the competent authorities before 1 January 2013 if the following conditions are met:</u> - <u>the reservoir in question is identified in the relevant river basin management plan and is subject to the control requirements set out in article 11 (3) (e) of Directive 2000/60/EC;</u> - <u>on 1 January 2013 there was in force either a maximum limit on total abstractions from the reservoir or a minimum required level of flow in water bodies affected by the reservoir;</u> - <u>this maximum limit or minimum required level of flow complies with the conditions set out in article 4 of</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>Directive 2000/60/EC; and</u> - the investment in question does not result in abstractions beyond the maximum limit in force on 1 January 2013 or result in a reduction of the level of flow in affected water bodies below the minimum required level in force on 1 January 2013	
4. In the case of agricultural investments, the purchase of agricultural production rights, payment entitlements, animals, annual plants and their planting shall not be eligible for investment support. However, in case of restoration of agricultural production potential damaged by natural disasters in accordance with Article 19(1)(b), expenditure for the purchase of animals may be eligible expenditure.		4. In the case of agricultural investments, the purchase of agricultural production rights, payment entitlements, animals, annual plants and their planting shall not be eligible for investment support. However, in case of restoration of agricultural production potential damaged by natural disasters or catastrophic events in accordance with Article 19(1)(b), expenditure for the purchase of animals may be eligible expenditure.	

Commission proposal	EP amendments	Council position	Presidency guidance
5. Beneficiaries of investment related support may request the payment of an advance of up to 50% of the public aid related to the investment from the competent paying agencies if that option is included in the rural development programme.			
6. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the conditions under which other costs connected with leasing contracts, second hand equipment and simple replacement investments may be considered as eligible expenditure.		<u>6. In order to take account of specificities relating to particular types of investments, the</u> Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the conditions under which other costs connected with leasing contracts, second hand equipment and simple replacement investments may be considered as eligible expenditure.	

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 47</i> <i>Rules for area related payments</i>			
1. The number of hectares to which a commitment pursuant to Articles 29, 30 and 35 applies may vary from year to year where:			
(a) this possibility is provided for in the rural development programme;		(a) this possibility is provided for in the rural development programme; and	
(b) the commitment in question does not apply to fixed parcels; and			
(c) the achievement of the commitment's objective is not jeopardised.			

Commission proposal	EP amendments	Council position	Presidency guidance
2. Where all or part of the land under commitment or the entire holding is transferred to another person during the period for which a commitment given as a condition for the grant of assistance runs, the commitment may be taken over for the remainder of the period by that other person or expire.		2. Where all or part of the land under commitment or the entire holding is transferred to another person during the period for which a commitment given as a condition for the grant of assistance runs, the commitment <u>or part of the commitment</u> <u>corresponding to the land transferred</u> may be taken over for the remainder of the period by that other person or expire <u>and reimbursement shall not be required in respect of the period during which the commitment was effective</u> .	
3. Where a beneficiary is unable to continue to comply with commitments given because the holding is re-parcelled or is the subject of public land consolidation measures or land consolidation measures approved by the competent public authorities, Member States shall take the measures necessary to allow the commitments to be adapted to the situation of the holding. If such adaptation proves impossible, the commitment shall expire.		3. Where a beneficiary is unable to continue to comply with commitments given because the holding <u>or part of the holding</u> is re-parcelled or is the subject of public land consolidation measures or land consolidation measures approved by the competent public authorities, Member States shall take the measures necessary to allow the commitments to be adapted to the new situation of the holding. If such adaptation proves impossible, the	

Commission proposal	EP amendments	Council position	Presidency guidance
		commitment shall expire <u>and reimbursement shall not be required in respect of the period during which the commitment was effective.</u>	
4. Reimbursement of the aid received shall not be required in cases of <i>force majeure</i> .		4. Reimbursement of the aid received shall not be required in cases of <i>force majeure</i> and exceptional circumstances as referred to in Article 2 of Regulation (EU) No HR/2012.	
5. Paragraph 2 as regards cases of transfer of the entire holding and paragraph 4 shall also apply to commitments under Article 34.			

Commission proposal	EP amendments	Council position	Presidency guidance
6. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning conditions applicable in case of partial transfer of a holding, the definition of other situations in which reimbursement of the aid shall not be required.		6. <u>In order to ensure the efficient implementation of area related measures and secure the financial interests of the Union,</u> The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning conditions applicable in case of partial transfer of a holding, the definition of other situations in which reimbursement of the aid shall not be required.	
<i>Article 48</i>			
<i>Revision clause</i>			
A revision clause shall be provided for operations undertaken pursuant to Articles 29, 30, 34 and 35 in order to ensure their adjustment in the case of amendments of the relevant mandatory standards, requirements or obligations referred to in those Articles beyond which the commitments have to go. Operations undertaken pursuant to Articles 29, 30 and 35 which extend beyond the current		A revision clause shall be provided for operations undertaken pursuant to Articles 29, 30, 34 and 35 in order to ensure their adjustment in the case of amendments of the relevant mandatory standards, requirements or obligations referred to in those Articles beyond which the commitments have to go. Operations undertaken pursuant to Articles 29, 30 and 35 which extend	

Commission proposal	EP amendments	Council position	Presidency guidance
programming period shall contain a revision clause in order to allow for their adjustment to the legal framework of the following programming period. If such adjustment is not accepted by the beneficiary, the commitment shall expire		beyond the current programming period shall contain a revision clause in order to allow for their adjustment to the legal framework of the following programming period. If such adjustment is not accepted by the beneficiary, the commitment shall expire <u>and reimbursement shall not be required in respect of the period during which the commitment was effective.</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Article 49</i> <i>Project selection</i>		
	<i>Amendment 91</i> Article 49-paragraph 1		
1. The Managing Authority of the rural development programme shall define selection criteria for operations under all measures following consultation with the Monitoring Committee. Selection criteria shall aim to ensure equal treatment of applicants, better use of financial resources and targeting of measures in accordance with the Union priorities for rural development. In defining selection criteria the principle of proportionality shall be taken into account in relation to small grants.	1. The Managing Authority of the rural development programme shall define selection criteria for operations under all measures following consultation with the Monitoring Committee. <i>The</i> selection criteria shall aim to ensure <i>that the measures targeting agricultural holdings are applied only to 'active farmers' as defined in Regulation (EU) No .../2013 IDP]. Moreover, these criteria shall aim to ensure a</i> better use of financial resources and targeting of measures in accordance with the Union priorities for rural development. In defining <i>and applying</i> these criteria the principle of	1. <u>Without prejudice to Article 30(3)(d) of Regulation (EU) No [CSF/2012],</u> the the Managing Authority of the rural development programme shall define selection criteria for operations under all measures following consultation with the Monitoring Committee. Selection criteria shall aim to ensure equal treatment of applicants, better use of financial resources and targeting of measures in accordance with the Union priorities for rural development. In defining and applying selection criteria the principle of proportionality	Partly acceptable Active farmer – not acceptable depends on decision under DP 'and applying' - Acceptable and covered by Council position

Commission proposal	EP amendments	Council position	Presidency guidance
	proportionality shall be taken into account in relation to small grants.	shall be taken into account in relation to the <u>size of the operation</u> small grants .	
2. The Member State authority responsible for project selection shall ensure that projects are selected in accordance with the selection criteria referred to in paragraph 1 and according to a transparent and well documented procedure. Application of the selection criteria shall not be compulsory in the case of the measures referred to in Articles 29 to 32, 34 and 35 except where available funds are not sufficient to cover all eligible applicants.		2. The Member State authority responsible for project selection of <u>operations</u> shall ensure that <u>operations</u> projects are selected in accordance with the selection criteria referred to in paragraph 1 and according to a transparent and well documented procedure. Application of <u>the</u> selection criteria shall not be compulsory in the case of the measures referred to in Articles 29 to 32, 34 and 35 except where available funds are not sufficient to cover all eligible applications <u>and where it is documented that all applications are qualified for support through the use of the eligibility criteria for the relevant measure.</u>	
3. Where appropriate, the beneficiaries may be selected on the basis of calls for proposals, applying criteria of economic and environmental efficiency.			

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Article 50</i> <i>Rural area definition</i>		
	<i>Amendment 92</i> Article 50-paragraph 1		
For the purposes of this Regulation the Managing Authority shall define "rural area" at programme level.	For the purposes of this Regulation the Managing Authority shall define "rural area" at programme level. <i>It may also designate various specific areas within a given measure where there is objective justification for so doing.</i>		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
Chapter III Technical assistance and networking			
<i>Article 51</i> <i>Funding technical assistance</i>			
1. In accordance with Article 6 of Regulation (EU) No HR/2012 the EAFRD may use up to 0,25% of its annual allocation to finance the tasks referred to in Article 51 of Regulation (EU) No [CSF/2012], including the costs for setting up and operating the European network for rural development referred to in Article 52, the EIP network referred to in Article 53 and the European evaluation network for rural development referred to in Article 54, at the Commission's initiative and/or on its behalf. The EAFRD may also finance the actions provided for in Article 41(2) of Regulation		1. In accordance with Article 6 of Regulation (EU) No HR/2012 the EAFRD may use up to 0,25% of its annual allocation to finance the tasks referred to in Article 51 of Regulation (EU) No [CSF/2012], including the costs for setting up and operating the European network for rural development referred to in Article 52; and the EIP network referred to in Article 53 and the European evaluation network for rural development referred to in Article 54, at the Commission's initiative and/or on its behalf. The EAFRD may also finance the	

Commission proposal	EP amendments	Council position	Presidency guidance
(EU) No XXXXX/XXXXX [quality regulation], in relation to Union quality scheme indications and symbols. Those actions shall be carried out in accordance with Article 53(2) of Regulation (EC, Euratom) No 1605/2002 and any other provisions of that Regulation and of its implementing provisions applicable to this form of execution of the budget.		actions provided for in Article 41(2) of Regulation (EU) No XXXXX/XXXXX [quality regulation], in relation to Union quality scheme indications and symbols. Those actions shall be carried out in accordance with Article 53(2) of Regulation (EC, Euratom) No 1605/2002 and any other provisions of that Regulation and of its implementing provisions applicable to this form of execution of the budget.	
Amendment 93			
Article 51-paragraph 2			
2. A sum of EUR 30 million shall be withdrawn from the allocation referred to in paragraph 1 and used to finance the prize for innovative, local cooperation referred to in Article 56.	2. A sum of EUR 30 million shall be withdrawn from the allocation referred to in paragraph 1 and used to finance the prize for innovative, local cooperation referred to in Article 56.	2. A sum of EUR 30 million shall be withdrawn from the allocation referred to in paragraph 1 and used to finance the prize for innovative, local cooperation referred to in Article 56.	Acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 94 Article 51-paragraph 3-subparagraph 1			
3. At the initiative of the Member States up to 4% of the total amount of each rural development programme may be devoted to the tasks referred to in Article 52 of Regulation (EC) No [CSF/2012], as well as costs related to preparatory work for the delimitation of areas facing natural constraints referred to in Article 33(3).	At the initiative of the Member States up to 4% of the total amount of each rural development programme may be devoted to the tasks referred to in Article 52 of Regulation (EU) No .../2013 [CSF], as well as costs related to preparatory work for the delimitation of areas facing natural and other specific constraints referred to in Article 33.	3. At the initiative of the Member States up to 4% of the total amount of each rural development programme may be devoted to the tasks referred to in Article 52 of Regulation (EC) No [CSF/2012], as well as costs related to preparatory work for the delimitation of areas facing natural or other specific constraints referred to in Article 33(3).	Acceptable in spirit Covered by Council position
Costs relating to the certification body referred to in Article 9 of Regulation (EU) No HR/2012 shall not be eligible under this paragraph. Within the 4% limit an amount shall be reserved for establishing and operating the national rural network referred to in Article 55.			

Commission proposal	EP amendments	Council position	Presidency guidance
4. The Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the further definition of control actions that shall be eligible for support under paragraph 3.		4. <u>In order to ensure the efficient use of EAFRD budgetary resources,</u> tThe Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the further definition of control actions that shall be eligible for support under paragraph 3.	
		5. <u>In case of rural development programmes covering both less developed regions and other regions, the EAFRD contribution rate for technical assistance referred to in Article 65(3) may be determined taking into account the predominant type of regions, by their number, in the programme.</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 52</i> <i>European network for rural development</i>			
1. A European network for rural development for the networking of national networks, organisations, and administrations active in the field of rural development at Union level shall be put in place in accordance with Article 51(1).			
2. Networking through the European network for rural development shall aim to:			

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 95 Article 52-paragraph 2-point a			
(a) increase the involvement of stakeholders in the implementation of rural development`	(a) increase the involvement of agricultural, forestry and other rural stakeholders in the implementation of rural development;	(a) increase the involvement of stakeholders in the implementation of rural development` ;	Not acceptable
(b) improve the quality of rural development programmes`		(b) improve the quality of rural development programmes` ;	
(c) play a role in informing the broader public on the benefits of rural development policy.		(c) play a role in informing the broader public on the benefits of rural development policy;	
		(d) <u>support the evaluation of rural development programmes.</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
3. The tasks of the network shall be to:		3. The tasks of the network shall be to:	
(a) collect, analyse and disseminate information on action in the field of rural development;		(a) collect, analyse and disseminate information on action in the field of rural development;	
		(b) <u>provide support on evaluation processes and on data collection and management;</u>	
b) collect, consolidate and disseminate at Union level good rural development practices;		(c) collect, consolidate and disseminate at Union level good rural development practices, <u>including on evaluation methodologies and tools;</u>	
(c) set up and run thematic groups and/or workshops with a view to facilitating the exchange of expertise and to supporting implementation and monitoring and further development of rural development policy;			
(d) provide information on developments in the rural areas of the Union and in third countries;			

Commission proposal	EP amendments	Council position	Presidency guidance
(e) organise meetings and seminars at Union level for those actively involved in rural development;			
(f) support the national networks and transnational co-operation initiatives;			
(g) specifically for local action groups:			
(i) create synergies with the activities carried out on national and/or regional level by the respective networks with regard to capacity building actions and exchange of experience; and (ii) cooperate with the networking and technical support bodies for local development set up by the ERDF, the ESF and the EMFF as regards their local development activities and transnational co-operation.			

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 96 Article 52-paragraph 4			
4. The Commission shall, by means of implementing acts, set out the organisational structure and operation of the European network for rural development network. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 91.	4. The Commission shall <i>be empowered to adopt delegated acts, in accordance with Article 90, concerning</i> the organisational structure and operation of the European network for rural development.		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Article 53</i> <i>EIP network</i>		
	<i>Amendment 97</i> Article 53		
1. A EIP network shall be put in place to support the EIP for agricultural productivity and sustainability referred to in Article 61, in accordance with Article 51(1). It shall enable the networking of operational groups, advisory services and researchers	1. A EIP network shall be put in place to support the EIP for agricultural <i>production, economic viability</i> and sustainability referred to in Article 61, in accordance with Article 51(1). It shall enable the networking of operational groups, advisory services and researchers	1. A EIP network shall be put in place to support the EIP for agricultural productivity and sustainability referred to in Article 61, in accordance with Article 51(1). It shall enable the networking of operational groups, advisory services and researchers	Not acceptable
		<u>2a. The aim of the EIP network shall be to:</u> <u>(a) facilitate the exchange of expertise and good practices;</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>(b) facilitate the inclusion of farmers and other stakeholders in the knowledge exchange process.</u>	
2. The tasks of the EIP network shall be to:			
(a) provide a help desk function and provide information to key actors concerning the EIP;	(a) provide a help desk function and provide information to key actors, <i>particularly primary producers, those that supply them and those that they supply</i> , concerning the EIP;		Not acceptable
(b) animate discussions at the level of the programme in view of encouraging the setting up of operational groups;	<i>(b) deleted</i>	(b) animate discussions at the level of the programme in view of encouraging the setting up of operational groups <u>and inform about the opportunities provided by Union policies;</u>	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>(ba) facilitate the setting up of cluster initiatives and pilot or demonstration projects which may concern;</u> <u>(i) increased agricultural productivity, sustainability, output and resource efficiency;</u> <u>(ii) innovation in support of the bio-based economy;</u> <u>(iii) biodiversity, ecosystem services and soil functionality;</u> <u>(iv) innovative products and services for the integrated supply chain;</u> <u>(v) opening up new product and market opportunities for primary producers;</u> <u>(vi) food quality, food safety and healthy lifestyles;</u> <u>(vii) reduce post-harvest losses and food waste.</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
(c) screen and report on research results and knowledge relevant to the EIP;	<i>deleted</i>	(c) screen and report on research results and knowledge relevant to the EIP;	Acceptable
(d) collect, consolidate and disseminate good practice relevant to innovation;	(d) collect, consolidate and disseminate <i>research findings and new technologies</i> relevant to innovation <i>and knowledge exchange</i> ;	(d) collect, consolidate and disseminate good practice relevant to innovation;	Not acceptable
	<i>(d a) Establish a dialogue between farmers and the research community;</i>		Not acceptable Included in detail under tasks in paragraph 2a
(e) organise conferences and workshops and disseminate information in the field of the EIP.	<i>(e) deleted</i>	(e) organise conferences and workshops and disseminate information in the field of the EIP.	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
3. The Commission shall, by means of implementing acts, set out the organisational structure and operation of the EIP network. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 91.	3. The Commission shall <i>be empowered to adopt delegated acts in accordance with Article 90, concerning</i> the organisational structure and operation of the EIP network.		Not acceptable
<i>Article 54</i> <i>European evaluation network for rural development</i>			
1. A European evaluation network for rural development shall be put in place to support the evaluation of rural development programmes in accordance with Article 51(1). It shall enable the networking of those involved in the evaluation of rural development programmes.		1. A European evaluation network for rural development shall be put in place to support the evaluation of rural development programmes in accordance with Article 51(1). It shall enable the networking of those involved in the evaluation of rural development programmes.	

Commission proposal	EP amendments	Council position	Presidency guidance
2. The aim of the European evaluation network for rural development shall be to facilitate the exchange of expertise and good practices on evaluation methodologies, to develop evaluation methods and tools, to provide support on evaluation processes, and on data collection and management.		2. The aim of the European evaluation network for rural development shall be to facilitate the exchange of expertise and good practices on evaluation methodologies, to develop evaluation methods and tools, to provide support on evaluation processes, and on data collection and management.	
Amendment 98			
Article 54-paragraph 3			
3. The Commission shall, by means of implementing acts, set out the organisational structure and operation of the European evaluation network for rural development. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 91.	3. The Commission shall <i>be empowered to adopt delegated acts, in accordance with Article 90, concerning</i> the organisational structure and operation of the European evaluation network for rural development.	3. The Commission shall, by means of implementing acts, set out the organisational structure and operation of the European evaluation network for rural development. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 91.	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 55</i> <i>National rural network</i>			
1. Each Member State shall establish a national rural network, which groups the organisations and administrations involved in rural development. The partnership referred to in Article 5 of Regulation (EU) No [CSF/2012] shall also be part of the national rural network. Member States with regional programmes may submit for approval a specific programme for the establishment and the operation of their national rural network.			
2. Networking by the national rural network shall aim to:			
(a) increase the involvement of stakeholders in the implementation of rural development;			

Commission proposal	EP amendments	Council position	Presidency guidance
(b) improve the quality of rural development programmes;		(b) improve the quality of <u>implementation of</u> rural development programmes;	
<i>Amendment 99</i>			
Article 55-paragraph 2-point c			
(c) inform the broader public and potential beneficiaries on rural development policy;	(c) inform the broader public and potential beneficiaries on rural development policy <i>and funding opportunities</i> ;		Acceptable
<i>Amendment 100</i>			
Article 55-paragraph 2-point d			
(d) foster innovation in agriculture	d) foster innovation in agriculture <i>and forestry</i> .	(d) foster innovation in agriculture, <u>food production, forestry and rural areas</u> .	Acceptable
3. EAFRD support under Article 51(3) shall be used:			

Commission proposal	EP amendments	Council position	Presidency guidance
(a) for the structures needed to run the network;			
<i>Amendment 101</i> Article 55-paragraph 3-point b-introductory part			
(b) for the preparation and implementation of an action plan containing at least the following:	(b) for the preparation and implementation of an action plan <i>which may contain</i> the following:	(b) for the preparation and implementation of an action plan <u>which may</u> containing at least the following:	Acceptable
(i) network management; (ii) involvement of stakeholders in support of programme design;			

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 102 Article 55-paragraph 3-point b-point iii			
(iii) support for monitoring, in particular through collection and sharing of relevant feed-back, recommendations and analysis notably from the Monitoring Committees referred to in Article 41 of Regulation (EU) No [CSF/2012]. Local action groups shall also be supported by the national rural network for the monitoring and evaluation of the local development strategies;	<i>deleted</i>	(iii) support for monitoring, in particular through collection and sharing of relevant feed-back; recommendations and analysis notably from the Monitoring Committees referred to in Article 41 of Regulation (EU) No [CSF/2012]. Local action groups shall also be supported by the national rural network for the monitoring and evaluation of the local development strategies;	Acceptable
(iv) provision of training activities for programme implementing bodies and local action groups in the process of formation;		(iv) provision of training activities for programme implementing bodies and local action groups in the process of formation;	

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 103			
Article 55-paragraph 3-point b-point v			
(v) collection of examples of projects covering all priorities of the rural development programmes;	<i>deleted</i>	(v) collection of examples of projects covering all priorities of the rural development programmes;	Not acceptable
Amendment 104			
Article 55-paragraph 3-point b-point vi			
(vi) ongoing studies and analysis;	<i>deleted</i>	(vi) ongoing studies and analysis;	Not acceptable
Amendment 105			
Article 55-paragraph 3-point b-point vii			
(vii) networking activities for local action groups and in particular technical assistance for inter-territorial and transnational co-operation, facilitation of co-operation among local action groups and the search of partners for the measure referred to in Article 36;	<i>deleted</i>	(vii) networking activities for local action groups and in particular technical assistance for inter-territorial and transnational co-operation, facilitation of co-operation among local action groups and the search of partners for the measure referred to in Article 36;	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 106 Article 55-paragraph 3-point b-point vii a (new)			
	<i>(vii a) a plan to encourage local "one stop shops", digital or physical, to make information on rural development programmes and the other CSF Fund programmes locally accessible for potential beneficiaries.</i>		Acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
(viii) facilitation of exchanges of practice and experience among advisers and/or advisory services; (ix) networking activities for innovation; (x) a communication plan including publicity and information concerning the rural development programme in agreement with the Managing Authorities and communication activities aimed at a broader public. (xi) provision to participate in and contribute to the activities of the European rural development network;		(viii) facilitation of exchanges of practice and experience among advisers and/or advisory services; (ix) networking activities for innovation; (x) a communication plan including publicity and information concerning the rural development programme in agreement with the Managing Authorities and information and communication activities aimed at a broader public. (xi) provision to participate in and contribute to the activities of the European rural development network²;	

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 107 Article 55-paragraph 3-point c			
(c) the setting up of a pre-selection board of independent experts and the process of pre-selection of applications for the prize for innovative local co-operation referred to in Article 58(2).	deleted	(e) the setting up of a pre-selection board of independent experts and the process of pre-selection of applications for the prize for innovative local co-operation referred to in Article 58(2).	Acceptable
Amendment 108 Article 55-paragraph 4			
4. The Commission shall, by means of implementing acts, adopt rules for the establishment and operation of national rural networks. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 91.	4. The Commission shall be empowered to adopt delegated acts, in accordance with Article 90, concerning the establishment and operation of national rural networks.		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
Chapter IV Prize for innovative, local cooperation in rural areas		Chapter IV Prize for innovative, local cooperation in rural areas	
<i>Article 56</i> <i>Prize for innovative, local cooperation in rural areas</i>		<i>Article 56</i> <i>Prize for innovative, local cooperation in rural areas</i>	
<i>Amendment 109</i> <i>Article 56</i>			
The funds referred to in Article 51(2) shall be used for financing the award of a prize to cooperation projects involving at least two entities located in different Member States that realise an innovative, local concept.	<i>deleted</i>	The funds referred to in Article 51(2) shall be used for financing the award of a prize to cooperation projects involving at least two entities located in different Member States that realise an innovative, local concept.	Acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 57</i> <i>Call for proposals</i>		<i>Article 57</i> <i>Call for proposals</i>	
	<i>Amendment 110</i> Article 57 <i>deleted</i>		Acceptable
1. Starting at the latest in 2015 and every year thereafter the Commission shall launch a call for proposals in view of awarding the prize referred to in Article 56. The last call for proposals shall be launched no later than in 2019.		1. Starting at the latest in 2015 and every year thereafter the Commission shall launch a call for proposals in view of awarding the prize referred to in Article 56. The last call for proposals shall be launched no later than in 2019.	

Commission proposal	EP amendments	Council position	Presidency guidance
2. The call for proposals shall indicate a theme for the proposals which shall be related to one of the Union priorities for rural development. The theme shall also be appropriate for implementation through cooperation at transnational level.		2. The call for proposals shall indicate a theme for the proposals which shall be related to one of the Union priorities for rural development. The theme shall also be appropriate for implementation through cooperation at transnational level.	
3. The call for proposals shall be open to both local action groups and individual entities cooperating for the purpose of the specific project.		3. The call for proposals shall be open to both local action groups and individual entities cooperating for the purpose of the specific project.	

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 58</i> <i>Selection procedure</i>	<i>Amendment 111</i> Article 58 <i>deleted</i>	<i>Article 58</i> <i>Selection procedure</i>	Acceptable
1. Applications for the prize shall be submitted by applicants in all Member States to the respective national rural network, which will be responsible for pre-selecting applications.		1. Applications for the prize shall be submitted by applicants in all Member States to the respective national rural network, which will be responsible for pre-selecting applications.	
2. National rural networks shall set up, from within their members, a board of independent experts in order to pre-select applications. Pre-selection of applications shall be done on the basis of the exclusion, selection and award criteria defined in the call for proposals. Each National Rural Network shall pre-select no more than 10 applications and shall transmit them to the Commission.		2. National rural networks shall set up, from within their members, a pre-selection board of independent experts in order to pre-select applications. Pre-selection of applications shall be done on the basis of the exclusion, selection and award criteria defined in the call for proposals. Each National Rural Network shall pre-select no more than 10 applications and shall transmit them to the Commission.	

Commission proposal	EP amendments	Council position	Presidency guidance
3. The Commission shall be responsible for the selection of fifty winning projects among the applications pre-selected in all the Member States. The Commission shall set up an ad hoc steering group composed of independent experts. This steering group shall prepare the selection of the winning applications on the basis of the exclusion, selection and award criteria defined in the call for proposals.		3. The Commission shall be responsible for the selection of fifty winning projects among the applications pre-selected in all the Member States. The Commission shall set up an ad hoc steering group composed of independent experts. This steering group shall prepare the selection of the winning applications on the basis of the exclusion, selection and award criteria defined in the call for proposals.	
4. The Commission shall, by means of an implementing act, decide on the list of projects to which the prize is awarded.		4. The Commission shall, by means of an implementing act, decide on the list of projects to which the prize is awarded.	

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 59</i> <i>Financial Prize – conditions and payment</i>	<i>Amendment 112</i> Article 59 <i>deleted</i>	<i>Article 59</i> <i>Financial Prize – conditions and payment</i>	Acceptable
1. In order for projects to be eligible for the prize, the time required for their completion shall not exceed two years from the date of adoption of the implementing act awarding the prize. The time frame of realisation of the project shall be defined in the application.		1. In order for projects to be eligible for the prize, the time required for their completion shall not exceed two years from the date of adoption of the implementing act awarding the prize. The time frame of realisation of the project shall be defined in the application.	
2. The prize shall be granted in the form of a lump sum payment. The amount of the payment shall be determined by the Commission, by means of implementing acts, in line with criteria defined in the call for proposals and taking into account the estimated cost of realisation of the project indicated in the application. The maximum prize per project shall not exceed 100 000		2. The prize shall be granted in the form of a lump sum payment. The amount of the payment shall be determined by the Commission, by means of implementing acts, in line with criteria defined in the call for proposals and taking into account the estimated cost of realisation of the project indicated in the application. The	

Commission proposal	EP amendments	Council position	Presidency guidance
euro.		maximum prize per project shall not exceed 100 000 euro.	
3. Member States shall pay the award to winning applicants after verifying that the project has been completed. The relevant expenditure shall be reimbursed by the Union to Member States in accordance with the provisions of Section 4 of Chapter II of Title IV of Regulation (EU) No HR/2012. Member States may decide to pay fully or partly the sum of the prize to the winning applicants before having verified the completion of the project but they shall, in this case, bear the responsibility for the expenditure until the completion of the project is verified.		3. Member States shall pay the award to winning applicants after verifying that the project has been completed. The relevant expenditure shall be reimbursed by the Union to Member States in accordance with the provisions of Section 4 of Chapter II of Title IV of Regulation (EU) No HR/2012. Member States may decide to pay fully or partly the sum of the prize to the winning applicants before having verified the completion of the project but they shall, in this case, bear the responsibility for the expenditure until the completion of the project is verified.	

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 60</i> <i>Rules on the procedure, timetables and setting up of the steering-group</i>	<i>Amendment 113</i> Article 60 <i>deleted</i>	<i>Article 60</i> <i>Rules on the procedure, timetables and setting up of the steering-group</i>	Acceptable
The Commission shall by means of implementing acts lay down detailed provisions on the procedure and timetables for the selection of projects and rules on the setting up of the steering group of independent experts referred to in Article 58(3). Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 91.		The Commission shall by means of implementing acts lay down detailed provisions on the procedure and timetables for the selection of projects and rules on the setting up of the steering group of independent experts referred to in Article 58(3). Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 91.	

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Amendment 114</i> Title IV		
TITLE IV EIP for agricultural productivity and sustainability	EIP for agricultural production, economic viability and sustainability	TITLE IV <u>The European Innovation Partnership (EIP) for agricultural productivity and sustainability</u>	Not acceptable
	Article 61 <i>Aims</i>		
	<i>Amendment 115</i> <i>Article 61</i>		

Commission proposal	EP amendments	Council position	Presidency guidance
1. The EIP for agricultural productivity and sustainability shall:	1. The EIP for agricultural <i>production, economic viability</i> and sustainability shall:		Not acceptable
(a) promote a resource efficient, productive, low emission, climate friendly and resilient agricultural sector, working in harmony with the essential natural resources on which farming depends;	(a) promote a resource efficient, productive, <i>competitive</i> low emission, climate friendly and resilient agricultural <i>and forestry</i> sector, working in harmony with the essential natural resources on which farming <i>and forestry depend</i> ;		Acceptable
(b) help deliver a steady supply of food, feed and biomaterials, both existing and new ones;	(b) help <i>to sustainably increase productivity of European agriculture</i> <i>and</i> deliver a steady supply of food, feed and biomaterials, both existing and new ones;		Acceptable in spirit (b) help deliver a steady <i>and sustainable</i> supply of food, feed and biomaterials, both existing and new ones

Commission proposal	EP amendments	Council position	Presidency guidance
(c) improve processes to preserve the environment, adapt to climate change and mitigate it;	(c) improve processes to preserve the environment, <i>promote agro-ecological production systems</i> adapt to climate change and mitigate it; <i>and</i>		Not acceptable
(d) build bridges between cutting-edge research knowledge and technology and farmers, businesses and advisory services.	(d) build bridges between cutting-edge research knowledge and technology and farmers, <i>forest managers, rural communities</i> , businesses, <i>NGOs</i> and advisory services.		Acceptable
	<i>(da) facilitate the exchange of research, knowledge and technology relevant for agricultural productivity and sustainability between the Union and developing countries, paying particular attention to the needs of smallholder farmers.</i>		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
2. The EIP for agricultural productivity and sustainability shall seek to achieve its aims by:	2. The EIP for agricultural <i>production, economic viability</i> and sustainability shall seek to achieve its aims by:		Not acceptable
(a) creating added value by better linking research and farming practice and encouraging the wider use of available innovation measures;	(a) creating added value by better linking research and farming practice and encouraging the wider use of available innovation measures <i>through a participatory approach on the part of stakeholders</i> ;		Not acceptable
(b) promoting the faster and wider transposition of innovative solutions into practice; and			
(c) informing the scientific community about the research needs of farming practice.	(c) informing the scientific community about the research needs of farming practice; <i>and</i>		
	<i>(ca) cooperating with relevant networks and institutions in developing countries.</i>		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>(cb) identifying regulatory bottlenecks impeding innovation and investment in research and development, in accordance with the principles established in the Commission Communications on ‘Better regulation for growth and jobs in the European Union’¹ and on ‘Smart regulation in the European Union’².</i>		Not acceptable
3. The EAFRD shall contribute to the aims of the EIP for agricultural productivity and sustainability through support, in accordance with Article 36, of the EIP operational groups referred to in Article 62 and the EIP Network referred to in Article 53.	3. The EAFRD shall contribute to the aims of the EIP for agricultural production, economic viability and sustainability through support, in accordance with Article 36, of the EIP operational groups referred to in Article 62 and the EIP Network referred to in Article 53.	3. The EAFRD shall contribute to the aims of the EIP for agricultural productivity and sustainability through support, in accordance with Article 36, of the EIP operational groups referred to in Article 62 and the EIP Network referred to in Article 53. <u>The Member States shall decide within the framework of their programmes to what extent they implement the EIP.</u>	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Article 62</i> <i>Operational groups</i>		
	<i>Amendment 116</i> Article 62		
1. EIP operational groups shall form part of the EIP for agricultural productivity and sustainability. They shall be set up by interested actors such as farmers, researchers, advisors and businesses involved in the agriculture and food sector.	1. EIP operational groups shall form part of the EIP for agricultural <i>production, economic viability</i> and sustainability. They shall be set up by interested actors such as farmers, researchers, advisors and businesses involved in the agriculture and food sector. <i>The formation of an operational group shall be determined by a consensus on the part of stakeholders representing the broad spectrum of interests across the fields of agriculture rural development and research. Operational groups shall not be set up by a single stakeholder or by a group of stakeholders representing only one set of interests. Operational groups can operate within the borders of a Member</i>	1. EIP operational groups shall form part of the EIP for agricultural productivity and sustainability. They shall be set up by interested actors such as farmers, researchers, advisors and businesses involved in the agriculture and food sector.	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>State, have members in more than one Member State and in third countries.</i>		
2. EIP operational groups shall establish internal procedures that ensure transparency in their operation and avoid situations of conflict of interest.			
		<u>3. The Member States shall decide within the framework of their programmes to what extent they will support the groups and the criteria for approval of operational groups.</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Article 63</i> <i>Tasks of operational groups</i>		
	<i>Amendment 117</i> Article 63		
1. EIP operational groups shall draw up a plan that contains the following: (a) a description of the innovative project to be developed, tested, adapted or implemented; (b) a description of the expected results and the contribution to the EIP objective of enhancing productivity and sustainable resource management.			

Commission proposal	EP amendments	Council position	Presidency guidance
2. In implementing their innovative projects operational groups shall:	2. In implementing their innovative projects operational groups shall:		
(a) make decisions on the elaboration and implementation of innovative actions; and	(a) make decisions on the elaboration and implementation of innovative actions; and		
(b) implement innovative actions through measures financed through the rural development programmes.	(b) implement innovative actions through measures financed through the rural development programmes, <i>or the Horizon 2020 and other Union research programmes, facilitating the application of research results in practice by farmers.</i>		Not acceptable
3. Operational groups shall disseminate the results of their project, in particular through the EIP network.			

Commission proposal	EP amendments	Council position	Presidency guidance
TITLE V Financial provisions			
	<i>Article 64</i> <i>Resources and their distribution</i>		MPF Related
	<i>Amendment 118</i> Article 64		MPF Related
1. The total amount of Union support for rural development under this Regulation for the period from 1 January 2014 to 31 December 2020, its annual breakdown and the minimum amount to be concentrated in less developed regions shall be fixed by the European Parliament and the Council, on a		1.The total amount of Union support for rural development under this Regulation for the period from 1 January 2014 to 31 December 2020 <u>shall be EUR 84 936 million.</u> it's <u>The</u> annual breakdown and the minimum amount to be concentrated in less	

Commission proposal	EP amendments	Council position	Presidency guidance
proposal from the Commission in accordance with the multiannual financial framework for the years 2014 to 2020 and the Interinstitutional Agreement on cooperation in budgetary matters and on sound financial management ⁶⁶ for the same period.		developed regions shall be fixed by the European Parliament and the Council, on a proposal from the Commission in accordance with the multiannual financial framework for the years 2014 to 2020 and the Interinstitutional Agreement on cooperation in budgetary matters and on sound financial management for the same period.	
2. 0,25% of the resources referred to in paragraph 1 shall be devoted to technical assistance for the Commission as referred to in Article 51(1).			
3. For the purpose of their programming and subsequent inclusion in the general budget of the Union, the amounts referred to in paragraph 1 shall be indexed at 2% per year.			

Commission proposal	EP amendments	Council position	Presidency guidance
4. The Commission shall, by means of an implementing act, make an annual breakdown by Member State of the amounts referred to in paragraph 1, after deduction of the amount referred to in paragraph 2 and taking into account the transfer of funds referred to in Article 14(2) of Regulation (EU) No DP/2012. In making the annual breakdown the Commission shall take into account: (a) objective criteria linked to the objectives referred to in Article 4; and (b) past performance.	4. The annual breakdown by Member State of the amounts referred to in paragraph 1, after deduction of the amount referred to in paragraph 2 and taking into account the transfer of funds referred to in Article 14(2) of Regulation (EU) No .../2013 <i>[DP] is set out in Annex Ia.</i>	4. The Commission shall, by means of an implementing act, make an annual breakdown by Member State of the amounts referred to in paragraph 1, after deduction of the amount referred to in paragraph 2 and taking into account the transfer of funds referred to in Article 14(2) of Regulation (EU) No DP/2012. In making the annual breakdown the Commission shall take into account: (a) objective criteria linked to the objectives referred to in Article 4; and (b) past performance.	
		4a. For a limited number of Member States facing particular structural challenges in their agriculture sector or which have invested heavily in an effective delivery framework for Pillar 2 expenditure, the following additional allocations will be made: Austria (EUR 700 million), France (EUR 1000 million), Ireland (EUR 100 million), Italy (EUR 1 500 million), Luxembourg (EUR 20 million), Malta (EUR 32 million), Lithuania (EUR 100 million), Latvia (EUR 67 million).	

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>Estonia (EUR 50 million), Sweden (EUR 150 million), Portugal (EUR 500 million), Cyprus (EUR 7 million), Spain (EUR 500 million), Belgium (EUR 80 million), Slovenia (EUR 150 million) and Finland (EUR 600 million). For Member States receiving financial assistance in accordance with Articles 136 and 143 TFEU, this additional allocation will be subject to a co-financing rate of 100%. This rule shall continue to apply to these Member States until 2016 when it shall be reassessed.</u>	
	<i>4a. The Commission shall be empowered to adopt delegated acts, in accordance with Article 90, modifying, where necessary, Annex Ia in order to include the funds transferred to the EAFRD pursuant to Articles 7(2) and 14 of Regulation (EU) No .../2013 [DP].</i>	<u>4b. The Commission shall subtract from the amounts allocated to each Member State in accordance with paragraph (4), funds transferred by that Member State under Article 14(2) of Regulation (EU) No DP/2012.</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
5. In addition to the amounts referred to in paragraph 4, the implementing act referred to in the same paragraph shall also include the funds transferred to the EAFRD in application of Articles 7(2) and 14(1) of Regulation (EU) No DP/2012 and the funds transferred to the EAFRD in application of Articles 10b and 136 of Council Regulation (EC) No 73/2009 ⁶⁷ in respect of calendar year 2013.			
6. For the purposes of the allocation of the performance reserve referred to in Article 20(2) of Regulation (EU) No [CSF/2012], available assigned revenue collected in accordance with Article 45 of Regulation (EU) No HR/2012 for the EAFRD shall be added to the amounts referred to in Article 18 of Regulation (EU) No [CSF/2012]. It shall be allocated to Member States proportionally to their share of the total amount of support from the EAFRD.	6. <i>The available assigned revenue collected in accordance with Article 45 of Regulation (EU) No .../2013 [HR]for the EAFRD</i> shall be allocated to Member States proportionally to their share of the total amount of support from the EAFRD.	6. For the purposes of the allocation of the performance reserve referred to in Article 20(2) of Regulation (EU) No [CSF/2012], available assigned revenue collected in accordance with Article 45 of Regulation (EU) No HR/2012 for the EAFRD shall be added to the amounts referred to in Article 18 of Regulation (EU) No [CSF/2012]. It shall be allocated to Member States proportionally to their share of the total amount of support from the EAFRD. 1	

⁶⁷ OJ L 30, 31.1.2009, p.16

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Article 65</i> <i>Fund contribution</i>	<i>Article 65</i> <i>Fund contribution</i>	MF F Related
<i>Amendment 119</i> Article 65			
1. The decision approving a rural development programme shall set the maximum contribution from the EAFRD to the programme. The decision shall clearly identify, where necessary, the appropriations allocated to the less developed regions.	1. The decision approving a rural development programme shall set the maximum contribution from the EAFRD to the programme. The decision shall clearly identify, where necessary, the appropriations allocated to the less developed regions.	1. The decision approving a rural development programme shall set the maximum contribution from the EAFRD to the programme. The decision shall clearly identify, where necessary, the appropriations allocated to the less developed regions.	

Commission proposal	EP amendments	Council position	Presidency guidance
2. The EAFRD contribution shall be calculated on the basis of the amount of eligible public expenditure.	2. The EAFRD contribution shall be calculated on the basis of the amount of eligible public expenditure.	2. The EAFRD contribution shall be calculated on the basis of the amount of eligible public expenditure.	
3. The rural development programmes shall establish a single EAFRD contribution rate applicable to all measures. Where applicable, a separate EAFRD contribution rate shall be established for less developed regions, and for outermost regions and the smaller Aegean islands within the meaning of Regulation (EEC) No 2019/93. The maximum EAFRD contribution rate shall be:	3. The rural development programmes shall establish a single EAFRD contribution rate applicable to all measures. Where applicable, a separate EAFRD contribution rate shall be established for less developed regions, and for outermost regions and the smaller Aegean islands within the meaning of Regulation (EEC) No 2019/93. The maximum EAFRD contribution rate shall be:	3. The rural development programmes shall establish a single EAFRD contribution rate applicable to all measures. Where applicable, a separate EAFRD contribution rate shall be established for less developed regions, transition regions , and for outermost regions and the smaller Aegean islands within the meaning of Regulation (EEC) No 2019/93. The maximum EAFRD contribution rate shall be:	
(a) 85% of the eligible public expenditure in the less developed regions, the outermost regions and the smaller Aegean islands within the meaning of Regulation (EEC) No 2019/93 ;	(a) 85% of the eligible public expenditure in the less developed regions, the outermost regions and the smaller Aegean islands within the meaning of Regulation (EEC) No 2019/93 ;	(a) 85% 75% of the eligible public expenditure in the less developed regions, the outermost regions and the smaller Aegean islands within the meaning of Regulation (EEC) No 2019/93 ;	

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>(ab) 75% of the eligible public expenditure for all regions whose GDP per capita for the 2007-2013 period was less than 75% of the average of the EU-25 for the reference period but whose GDP per capita is above 75% of the GDP average of the EU-27</u>	
		<u>(ac) 63% of the eligible public expenditure for the transition regions other than those referred to in the previous indent;</u>	
b) 50% of the eligible public expenditure in the other regions.	(b) 50% of the eligible public expenditure in the other regions.	(b) 50% <u>53%</u> of the eligible public expenditure in the other regions.	
The minimum EAFRD contribution rate shall be 20%.	The minimum EAFRD contribution rate shall be 20%.	The minimum EAFRD contribution rate shall be 20%.	
4. By way of derogation from paragraph 3, the maximum EAFRD contribution shall be:	4. By way of derogation from paragraph 3, the maximum EAFRD contribution shall be:	4. By way of derogation from paragraph 3, the maximum EAFRD contribution shall be:	

Commission proposal	EP amendments	Council position	Presidency guidance
(a) 80% for the measures referred to in Articles 15, 28 and 36, for the LEADER local development referred to in Article 28 of Regulation (EU) No [CSF/2012] and for operations under Article 20(1)(a)(i). It may be increased to 90% for the programmes of less developed, the outermost regions and the smaller Aegean islands within the meaning of Regulation (EEC) No 2019/93;	(a) 80% for the measures referred to in Articles 15, 28 and 36, for the LEADER local development referred to in Article 28 of Regulation (EU) No [CSF/2012] and for operations under Article 20(1)(a)(i). It may be increased to 90% for the programmes of less developed regions, the outermost regions and the smaller Aegean islands within the meaning of Regulation (EEC) No 2019/93;	(a) 80% for the measures [referred to in Articles 15, 28 and 36, for the LEADER local development referred to in Article 28 of Regulation (EU) No [CSF/2012] and for operations under Article 20(1)(a)(i)]. It may be increased to 90% for the programmes of less developed, <u>transition regions</u> , the outermost regions and the smaller Aegean islands within the meaning of Regulation (EEC) No 2019/93;	
		(aa) <u>75% for operations contributing to the objectives of environment and climate change</u> <u>mitigation and adaptation</u>	
(b) 100% for operations receiving funding under Article 66.	<i>(b) deleted</i>	(b) 100% for operations receiving funding under Article 66 <u>from funds transferred to the EAFRD in application of Article 7(2) [and Article 14 (1) of Regulation (EU) No DP/2012]</u> .	

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>(ba) A higher co-financing rate (by 10 percentage points) can be applied when a Member State is receiving financial assistance in accordance with Articles 136 and 143 of the TFEU, thus reducing the effort required from national budgets at a time of fiscal consolidation, while keeping the same overall level of EU funding. This rule shall continue to apply to these</u> <u>Member States until 2016 when it shall be reassessed within the framework of the review foreseen in Article CSF/12</u>	
	<i>(c) 55 % for the agri-environment-climate measures referred to in Article 29. It may be increased to 90 % for the programmes of less developed regions, outermost regions and smaller Aegean islands within the meaning of Regulation (EEC) No 2019/93.</i>		

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>By way of derogation from paragraph 3 (b), in order to ensure coherence with the level of co-financing rates of other CSF-Funds in transition regions, Member States may increase the maximum EAFRD contribution for measures run under the multi-funds approach in programmes implemented in transition regions as defined in Article 82(2) of Regulation (CPR).</i>		
	<i>By way of derogation from paragraph 3, the funds transferred to the EAFRD in application of Article 14 of Regulation (EU) No .../2013 [DP] may be subject to a 95 % EAFRD contribution rate if a Member State fulfils one of the following conditions:</i>		
	<i>(i) Union financial assistance is made available to it under Council Regulation (EU) No 407/2010 of 11 May 2010 establishing a European financial stabilisation mechanism’;</i>		

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>(ii) medium-term financial assistance is made available to it in accordance with Council Regulation (EC) No 332/2002 of 18 February 2002 establishing a facility providing medium-term financial assistance for Member States' balances of payments²; or</i>		
	<i>(iii) financial assistance in the form of an ESM loan is made available to it in accordance with the Treaty establishing the European Stability Mechanism.</i>		
	<i>4a. The funds derived from the application of Article 14(1a) of Regulation (EU) No .../2013 [DP] shall be reserved for measures under Article 29.</i>		
5. At least 5%, and in the case of Croatia 2,5%, of the total EAFRD contribution to the rural development programme shall be reserved for LEADER.	5. At least 5%, and in the case of Croatia 2,5%, of the total EAFRD contribution to the rural development programme shall be reserved for Leader.	5. At least 5%, and in the case of Croatia 2,5%, of the total EAFRD contribution to the rural development programme shall be reserved for LEADER.	

Commission proposal	EP amendments	Council position	Presidency guidance
	5a. At least 25% of the total EAFRD contribution to the rural development programme shall be reserved for measures under Articles 29 and 30.		
6. An expenditure co-financed by the EAFRD shall not be co-financed by way of a contribution from the Structural Funds, the Cohesion Fund or any other Union financial instrument.	6. An expenditure co-financed by the EAFRD shall not be co-financed by way of a contribution from the Structural Funds, the Cohesion Fund or any other Union financial instrument. <i>This shall not restrict or prevent programming that combines, in a coherent, integrated way, the support by different CSF funds which may be necessary to achieve the thematic objectives in Article 9 of Regulation (EU) No .../2013 [CSF].</i>	6. An expenditure co-financed by the EAFRD shall not be co-financed by way of a contribution from the Structural Funds, the Cohesion Fund or any other Union financial instrument.	
	6a. The national contribution to the eligible public expenditure may be replaced by non-commercial private contributions.		
7. Public expenditure on aid to enterprises shall comply with the aid limits laid down in respect of State aid, unless this Regulation provides otherwise.	7. Public expenditure on aid to enterprises shall comply with the aid limits laid down in respect of state aid, unless this Regulation provides otherwise.	7. Public expenditure on aid to enterprises shall comply with the aid limits laid down in respect of State aid, unless this Regulation provides otherwise.]	

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 66</i> <i>Funding for operations with a significant contribution to innovation</i>	<i>Article 66</i> <i>Funding for operations with a significant contribution to innovation</i>	<i>Article 66</i> <i>Funding for operations with a significant contribution to innovation</i>	
<i>Amendment 120</i> Article 66			
The funds transferred to the EAFRD in application of Article 7(2) of Regulation (EU) No DP/2012 shall be reserved for operations which provide a significant contribution to innovation relevant to agricultural productivity and sustainability, including climate mitigation or adaptation.	<i>deleted</i>	The funds transferred to the EAFRD in application of Article 7(2) of Regulation (EU) No DP/2012 shall be reserved for operations which provide a significant contribution to innovation relevant to agricultural productivity and sustainability, including climate mitigation or adaptation.	Acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Article 67</i> <i>Eligibility of expenditure</i>		
1. By way of derogation from Article 55(7) of Regulation (EC) No [CSF/2012], in cases of emergency measures due to natural disasters, the rural development programmes may provide that eligibility of expenditure relating to programme changes may start from the date when the natural disaster occurred.			
<i>Amendment 121</i> Article 67-paragraph 2-subparagraph 1			
2. Expenditure shall be eligible for an EAFRD contribution only where incurred for operations decided upon by the Managing Authority of the programme in question or under its responsibility, in	2. Expenditure shall be eligible for an EAFRD contribution only where incurred for operations decided upon by the Managing Authority of the programme in question or under its responsibility, in		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
accordance with selection criteria referred to in Article 49. With the exception of general costs as defined in Article 46(2)(c), in respect of investment operations under measures falling within the scope of Article 42 of the Treaty, only expenditure which has been incurred after an application has been submitted to the competent authority shall be considered eligible. Member States may provide in their programmes that only expenditure which has been incurred after the application for support has been approved by the competent authority shall be eligible. 3. Paragraphs 1 and 2 shall not apply to Article 51(1) and (2).	accordance with selection criteria referred to in Article 49, <i>with the exception of proposals presented during the two transition period between the two programmes, to avoid any hiatus likely to obstruct investment.</i>		

Commission proposal	EP amendments	Council position	Presidency guidance
4. Payments by beneficiaries shall be supported by invoices and documents proving payment. Where this cannot be done, payments shall be supported by documents of equivalent probative value, except for forms of support under Article 57(1)(b), (c) and (d) of Regulation (EU) [CSF/2012].			
<i>Article 68</i> <i>Eligible expenditure</i>			
1. Where running costs are covered by support under this Regulation the following types of costs shall be eligible:			
(a) operating costs; (b) personnel costs; (c) training costs; (d) costs linked to public			

Commission proposal	EP amendments	Council position	Presidency guidance
relations; (e) financial costs; (f) networking costs.			
2. Studies shall only be eligible expenditure where they are linked to a specific operation under the programme or the specific objectives and targets of the programme.			
3. Contributions in kind in the form of provision of works, goods, services, land and real estate for which no cash payment supported by invoices or documents of equivalent probative value has been made, may be eligible for support provided that the conditions of Article 59 of Regulation (EU) No [CSF/2012] are fulfilled.			
4. Indirect costs shall be eligible for support under the measures referred to in Articles 15, 16, 19, 21, 25 and 36.		4. Indirect costs shall be eligible for support under the measures referred to in Articles 15, 16, 19, 21, 25 and 36.	

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 69</i> <i>Verifiability and controllability of measures</i>			
1. Member States shall ensure that all the rural development measures they intend to implement are verifiable and controllable. To this end the Managing Authority and the paying agency of each rural development programme shall provide an <i>ex ante</i> assessment of the verifiability and controllability of the measures to be included in the rural development programme. The Managing Authority and paying agency shall also undertake the assessment of verifiability and controllability of measures during the implementation of the rural development programme. <i>Ex ante</i> assessment and assessment during the implementation period shall take into account the results of controls in the previous and current programming period. Where the assessment reveals that the requirements of verifiability and controllability are not met, the measures concerned shall be adjusted			

Commission proposal	EP amendments	Council position	Presidency guidance
accordingly.			
Amendment 122			
Article 69-paragraph 2			
2. Where aid is granted on the basis of standard costs or additional costs and income foregone, Member States shall ensure that the relevant calculations are adequate and accurate and established in advance on the basis of a fair, equitable and verifiable calculation. To this end, a body that is independent from the authorities responsible for the calculations and possesses the appropriate expertise shall provide a certificate confirming the adequacy and accuracy of the calculations. That certificate shall be included in the rural development programme.	2. Where aid is granted on the basis of standard costs or additional costs and income foregone, Member States shall ensure that the relevant calculations are adequate and accurate and established in advance on the basis of a fair, equitable and verifiable calculation. To this end, a body that is independent from the authorities responsible for the calculations and possesses the appropriate expertise shall provide a certificate confirming the adequacy and accuracy of the calculations. That certificate shall be included in the rural development programme. <i>The Commission shall ensure, before approving programmes, that all relevant elements are included in the calculations, that the main assumptions are reasonable and that the main parameters are appropriate.</i>	2. Where aid is granted on the basis of standard costs or additional costs and income foregone, Member States shall ensure that the relevant calculations are adequate and accurate and established in advance on the basis of a fair, equitable and verifiable calculation. To this end, a body that is <u>functionally</u> independent from the authorities responsible for the calculations <u>programme implementation</u> and possesses the appropriate expertise shall <u>perform the calculations or confirm</u> provide a certificate confirming the adequacy and accuracy of the calculations. That certificate <u>confirmation</u> shall be included in the rural development programme.	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 70</i> Advances			
1. Payment of advances shall be subject to the establishment of a bank guarantee or an equivalent guarantee corresponding to 100% of the amount of the advance. As regards public beneficiaries, advances shall be paid to municipalities, regional authorities and associations thereof, as well as to public law bodies. A facility provided as a guarantee by a public authority shall be considered equivalent to the guarantee referred to in the first subparagraph, provided that the authority undertakes to pay the amount covered by that guarantee should entitlement to the advance paid not be established.			
2. The guarantee may be released when the competent paying agency establishes that the amount of actual expenditure corresponding to the public contribution related to the operation exceeds the amount of the advance.			

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>3. Notwithstanding paragraph 1, Member States may pay advances to beneficiaries with no guarantee up to an amount equal to the Member State share of the total support eligible to the beneficiary. In this case, the Member State bears the full risk of the advance payment and it shall not be reimbursed by the EAFRD until the competent paying agency establishes that the amount of actual expenditure corresponding to the public contribution related to the operation exceeds the amount of the advance.</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
TITLE VI Management, control and publicity			
<i>Article 71</i> <i>Responsibilities of the Commission</i>			
To ensure, in the context of shared management, sound financial management in accordance with Article 317 of the Treaty, the Commission shall carry out the measures and controls laid down in Regulation (EU) No HR/2012.			

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 72</i> <i>Responsibilities of the Member States</i>			
1. Member States shall adopt all the legislative, statutory and administrative provisions in accordance with Article 60(1) of Regulation (EU) No HR/2012 in order to ensure that the Union's financial interests are effectively protected.			
2. Member States shall designate, for each rural development programme, the following authorities: (a) the Managing Authority, which may be either a public or private body acting at national or regional level, or the Member State itself when it carries out that task, to be in charge of the management of the programme concerned; (b) the accredited paying agency within			

Commission proposal	EP amendments	Council position	Presidency guidance
the meaning of Article 7 of Regulation (EU) No HR/2012; (c) the certification body within the meaning of Article 9 of Regulation (EU) No HR/2012.			
3. Member States shall ensure for each rural development programme that the relevant management and control system has been set up ensuring a clear allocation and separation of functions between the Managing Authority and other bodies. Member States shall be responsible for ensuring that the systems function effectively throughout the programme period.			
4. Member States shall clearly define the tasks of the managing authority, the Paying Agency and, the local action groups under LEADER as regards to the application of eligibility and selection criteria and the project selection procedure.			

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Article 73</i> <i>Managing Authority</i>		
1. The Managing Authority shall be responsible for managing and implementing the programme in an efficient, effective and correct way and in particular for:			
(a) ensuring that there is an appropriate secure electronic system to record, maintain, manage and report statistical information on the programme and its implementation required for the purposes of monitoring and evaluation and, in particular, information required to monitor progress towards the defined objectives and priorities;			

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 123			
Article 73-paragraph 1-point b			
(b) providing the Commission, on a quarterly basis, with relevant indicator data on operations selected for funding, including key characteristics of the beneficiary as well as the project;	(b) providing the Commission, on <i>an annual</i> basis, with relevant indicator data on operations selected for funding, including <i>information about output indicators and financial indicators</i> ;	(b) providing the Commission, on a quarterly basis an annual basis , with relevant indicator data on operations selected for funding, including key characteristics of the informa tion on output and financial indicators beneficiary as well as the project;	Acceptable in spirit. Covered by Council position
(c) ensuring that beneficiaries and other bodies involved in the implementation of operations:			
(i) are informed of their obligations resulting from the aid granted, and maintain either a separate accounting system or an adequate accounting code for all transactions relating to the operation;			
(ii) are aware of the requirements concerning the provision of data to the Managing Authority and the recording of outputs and results;			

Commission proposal	EP amendments	Council position	Presidency guidance
(d) ensuring that the <i>ex ante</i> evaluation referred to in Article 48 of Regulation (EU) No [CSF/2012] conforms to the evaluation and monitoring system and accepting and submitting it to the Commission;			
(e) ensuring that the evaluation plan referred to in Article 49 of Regulation (EU) No [CSF/2012] is in place, that the <i>ex post</i> programme evaluation referred to in Article 50 of Regulation (EU) No [CSF/2012] is conducted within the time limits laid down in that Regulation, ensuring that such evaluations conform to the monitoring and evaluation system and submitting them to the Monitoring Committee and the Commission;			
(f) providing the Monitoring Committee with the information and documents needed to monitor implementation of the programme in the light of its specific objectives and priorities;			
(g) drawing up the annual progress report, including aggregate monitoring tables, and, after approval by the Monitoring Committee, submitting it to the Commission;			

Commission proposal	EP amendments	Council position	Presidency guidance
(h) ensuring that the paying agency receives all necessary information, in particular on the procedures operated and any controls carried out in relation to operations selected for funding, before payments are authorised;			
(i) ensuring publicity for the programme, including through the National Rural Network, by informing potential beneficiaries, professional organisations, the economic and social partners, bodies involved in promoting equality between men and women, and the non-governmental organisations concerned, including environmental organisations, of the possibilities offered by the programme and the rules for gaining access to programme funding as well as by informing beneficiaries of the Union contribution and the general public on the role played by the Union in the programme.			

Commission proposal	EP amendments	Council position	Presidency guidance
2. The Member State or the Managing Authority may designate one or more intermediate bodies including local authorities, regional development bodies or non-governmental organisations, to carry out the management and implementation of rural development operations. When a part of its tasks is delegated to another body, the Managing Authority shall retain full responsibility for the efficiency and correctness of management and implementation of those tasks. The Managing Authority shall ensure that appropriate provisions are in place to allow the other body to obtain all necessary data and information for execution of these tasks.			
3. Where a thematic sub-programme, as referred to in Article 8, is included in the rural development programme, the Managing Authority may designate one or more intermediate bodies, including local authorities, local action groups or non-governmental organisations, to carry out the management and implementation of that strategy. Paragraph 2 shall apply in this case.			

Commission proposal	EP amendments	Council position	Presidency guidance
The managing authority shall ensure that operations and outputs of this thematic sub-programme are identified separately for the purposes of the monitoring and evaluation system referred to in Article 74.			
Amendment 124			
Article 73-paragraph 3a (new)			
	<i>3a. Where a Member State has more than one programme, a coordinating body may be designated with the purpose of at least ensuring consistency in the management of the funds and of providing a link between the Commission and the national management authorities.</i>		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
TITLE VII Monitoring and evaluation Chapter I General provisions			
SECTION 1 ESTABLISHMENT AND OBJECTIVES OF A MONITORING AND EVALUATION SYSTEM			
<i>Article 74</i> <i>Monitoring and evaluation system</i>			
In accordance with this Title, a common monitoring and evaluation system shall be drawn up in co-operation between the Commission and the Member States and shall be adopted by the Commission by			

Commission proposal	EP amendments	Council position	Presidency guidance
means of implementing acts adopted in accordance with the examination procedure referred to in Article 91.			
	<i>Article 75</i> <i>Objectives</i>		
The monitoring and evaluation system shall aim:			
	<i>Amendment 125</i> Article 75-point a		
(a) to demonstrate the progress and achievements of rural development policy and assess the impact, effectiveness, efficiency and relevance of rural development policy interventions;	(a) to <i>evaluate critically and objectively</i> the progress and achievements of rural development policy and assess the impact, effectiveness, efficiency and relevance of rural development policy interventions;	(a) to demonstrate the progress and achievements of rural development policy and assess the impact, effectiveness, efficiency and relevance of rural development policy interventions;	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
(b) to contribute to better targeted support for rural development;			
(c) to support a common learning process related to monitoring and evaluation.			
SECTION 2 TECHNICAL PROVISIONS			
<i>Article 76</i>			
<i>Common indicators</i>			
<i>Amendment 126</i>			
Article 76-paragraph 1			
1. A list of common indicators relating to the initial situation as well as to the financial execution, outputs, results and	1. A list of common indicators relating to the initial situation as well as to the financial execution, outputs <i>and</i> results of		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
impact of the programme and applicable to each programme shall be specified in the monitoring and evaluation system provided for in Article 74 to allow for aggregation of data at Union level.	the programme and applicable to each programme shall be specified in the monitoring and evaluation system provided for in Article 74 to allow for aggregation of data at Union level.		
2. The common indicators shall be linked to the structure and objectives of the rural development policy framework and shall allow assessment of the progress, efficiency and effectiveness of policy implementation against objectives and targets at Union, national and programme level.		2. The common indicators <u>shall be based on accessible data</u> , shall be linked to the structure and objectives of the rural development policy framework and shall allow assessment of the progress, efficiency and effectiveness of policy implementation against objectives and targets at Union, national and programme level. <u>The common impact indicators shall be based on publicly available data.</u>	
		3. <u>The evaluator shall quantify the impact of the programme measured by the impact indicators. The Commission shall carry out the overall impact assessment with assistance from Member States.</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 77</i> <i>Electronic Information System</i>			
1. Key information on the implementation of the programme, on each operation selected for funding, as well as on completed operations, needed for monitoring and evaluation, including the key characteristics of the beneficiary and the project, shall be recorded and maintained electronically.		1. Key information on the implementation of the programme, on each operation selected for funding, as well as on completed operations, needed for monitoring and evaluation, including the key characteristics of the information on each beneficiary and the project, shall be recorded and maintained electronically.	
2. The Commission shall ensure that there is an appropriate secure electronic system to record, maintain and manage key information and report on monitoring and evaluation.		2. The Commission shall ensure that there is an appropriate secure electronic system to record, maintain and manage key information and report on monitoring and evaluation.	

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Article 78</i> <i>Provision of information</i>		
	<i>Amendment 127</i> Article 78-paragraph 1		
Beneficiaries of support under rural development measures and local action groups shall undertake to provide to the Managing Authority and/or to appointed evaluators or other bodies delegated to perform functions on its behalf, all the information necessary to permit monitoring and evaluation of the programme, in particular in relation to meeting specified objectives and priorities.	Beneficiaries of support under rural development measures and local action groups shall undertake to provide to the Managing Authority and/or to appointed evaluators or other bodies delegated to perform functions on its behalf, all the information necessary to permit monitoring and evaluation of the programme, in particular in relation to meeting specified objectives and priorities, <i>ensuring that the rights to confidentiality and to the protection of personal data enshrined in national and Union law are respected.</i>		Principle acceptable Addressed in Article 92a

Commission proposal	EP amendments	Council position	Presidency guidance
Chapter II Monitoring			
<i>Article 79</i>			
<i>Monitoring procedures</i>			
1. The Managing Authority and the Monitoring Committee referred to in Article 41 of Regulation (EU) No [CSF/2012] shall monitor the quality of programme implementation. 2. The Managing Authority and the Monitoring Committee shall carry out monitoring of each rural development programme by means of financial, output and target indicators.			

Commission proposal	EP amendments	Council position	Presidency guidance
Member States with regional programmes may establish a national Monitoring Committee to coordinate the implementation of these programmes in relation to the National Framework and the uptake of financial resources.	<i>Article 80</i> <i>Monitoring Committee</i>		
<i>Article 81</i> <i>Responsibilities of the Monitoring Committee</i>			
1. The Monitoring Committee shall satisfy itself as to the performance of the rural development programme and the effectiveness of its implementation. To that end, in addition to the functions referred to in Article 43 of Regulation (EU) No [CSF]			

Commission proposal	EP amendments	Council position	Presidency guidance
the Monitoring Committee:			
(a) shall be consulted and issue an opinion, within four months of the decision approving the programme, on the selection criteria for financed operations. The selection criteria shall be revised according to programming needs;			
Amendment 128 Article 81-paragraph 1-point b			
(b) shall examine the activities and outputs related to the evaluation plan of the programme;	(b) shall examine the evaluation plan <i>presented by the Managing Authority and progress in its implementation.</i>		Acceptable
(c) shall examine actions in the programme relating to the fulfilment of <i>ex ante</i> conditionalities;		(c) shall examine be informed about actions in the programme relating to the fulfilment of <i>ex ante</i> conditionalities referred to in Annex IV;	
(d) shall participate in the National Rural Network to exchange information on programme implementation;			

Commission proposal	EP amendments	Council position	Presidency guidance
(e) shall consider and approve the annual implementation reports before they are sent to the Commission.		(e) shall consider and issue an opinion on approve the annual implementation reports before they are sent to the Commission.	
<i>Article 82</i>			
<i>Annual implementation report</i>			
<i>Amendment 129</i>			
Article 82-paragraph 1			
1. By 31 May 2016 and by 31 May each subsequent year until and including 2023, the Member State shall submit to the Commission an annual implementation report on implementation of the rural development programme in the previous calendar year. The report submitted in 2016 shall cover the calendar years 2014	1. By 30 June 2016 and by 30 June each subsequent year until and including 2022 , the Member State shall submit to the Commission an annual implementation report on implementation of the rural development programme in the previous calendar year. The final implementation report shall be submitted by the Member State by 31 December 2023. The report	1. By 31 May 30 June 2016 and by 31 May 30 June each subsequent year until and including 2023, the Member State shall submit to the Commission an annual implementation report on implementation of the rural development programme in the previous calendar year. The report submitted in 2016 shall cover the	Partly acceptable 1st part acceptable: 30 June

Commission proposal	EP amendments	Council position	Presidency guidance
and 2015.	submitted in 2016 shall cover the calendar years 2014 and 2015	calendar years 2014 and 2015.	2nd part: not acceptable
2. In addition to what is provided in Article 44 of Regulation (EU) No [CSF/2012] annual implementation reports shall include information <i>inter alia</i> on financial commitments and expenditure by measure, and a summary of the activities undertaken in relation to the evaluation plan.			
3. In addition to what is provided in Article 44 of Regulation (EU) No [CSF/2012], the annual implementation report submitted in 2017 shall also cover a description of the implementation of any sub-programmes included within the programme, an assessment of progress made in ensuring an integrated approach to use of the EAFRD and other EU financial instruments to support the territorial development of rural areas, including through local development strategies, and the findings relating to the meeting of the targets for each priority included in the RD programme.		3. In addition to what is provided in Article 44 of Regulation (EU) No [CSF/2012], the annual implementation report submitted in 2017 shall also cover a description of the implementation of any sub-programmes included within the programme, an assessment of progress made in ensuring an integrated approach to use of the EAFRD and other EU financial instruments to support the territorial development of rural areas, including through local development strategies, and the findings relating to the meeting of the targets for each priority included in the RD programme.	

Commission proposal	EP amendments	Council position	Presidency guidance
4. In addition to what is provided in Article 44 of Regulation (EU) No [CSF/2012], the annual implementation report submitted in 2019 shall also cover, a description of the implementation of any sub-programmes included within the programme and an assessment of progress made in ensuring an integrated approach to use of the EAFRD and other EU financial instruments to support the territorial development of rural areas, including through local development strategies.			
5. The Commission shall, by means of implementing acts, adopt rules concerning the presentation of the annual implementation reports. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 91.			

Commission proposal	EP amendments	Council position	Presidency guidance
Chapter III Evaluation			
<i>Article 83</i>			
<i>General provisions</i>			
1. The Commission shall, by means of implementing acts, provide for the elements to be contained in the <i>ex ante</i> and <i>ex post</i> evaluations referred to in Articles 48 and 50 of Regulation (EU) No [CSF/2012] and establish the minimum requirements for the evaluation plan referred to in Article 49 of Regulation (EU) No [CSF/2012]. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 91.		1. The Commission shall may , by means of implementing acts, provide for the elements to be contained in the <i>ex ante</i> and <i>ex post</i> evaluations referred to in Articles 48 and 50 of Regulation (EU) No [CSF/2012] and establish the minimum requirements for the evaluation plan referred to in Article 49 of Regulation (EU) No [CSF/2012]. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 91.	

Commission proposal	EP amendments	Council position	Presidency guidance
2. Member States shall ensure that the evaluations conform to the common evaluation approach agreed in accordance with Article 74, shall organise the production and gathering of the requisite data, and shall supply the various pieces of information provided by the monitoring system to the evaluators.			
3. The evaluation reports shall be made available by the Member States on the internet and by the Commission on the Union website.			

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 84</i> <i>Ex ante evaluation</i>			
Member States shall ensure that the ex ante evaluator is engaged from an early stage in the process of development of the rural development programme, including the development of the analysis referred to in Article 9(1)(b), the design of the programme's intervention logic and the establishment of the programme's targets.		Member States shall ensure that the ex ante evaluator is engaged informed from an early stage in about the process of development of the rural development programme, including the development of the analysis referred to in Article 9(1)(b), the design of the programme's intervention logic and the establishment of the programme's targets.	

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 85</i> <i>Ex post evaluation</i>			
<i>Amendment 130</i> Article 85			
In 2023, an <i>ex post</i> evaluation report shall be prepared by the Member States for each of their rural development programmes. This report shall be submitted to the Commission by 31 December 2023 at the latest.	In 2023, an ex post evaluation report shall be prepared by the Member States for each of their rural development programmes. This report shall be completed by 31 December 2023 at the latest.		Not acceptable
<i>Article 86</i> <i>Syntheses of evaluations</i>			
Syntheses at Union level of the <i>ex ante</i> and <i>ex post</i> evaluation reports shall be undertaken under the responsibility of the			

Commission proposal	EP amendments	Council position	Presidency guidance
Commission. The syntheses of the evaluation reports shall be completed at the latest by 31 December of the year following the submission of the relevant evaluations.			

Commission proposal	EP amendments	Council position	Presidency guidance
TITLE VIII Competition provisions			
<i>Article 87</i> <i>Rules applying to undertakings</i>			
Where support under this Regulation is granted to forms of co-operation between undertakings, it may be granted only to such forms of co-operation between undertakings which comply with the competition rules as they apply by virtue of Articles 143 to 145 of the Regulation of the European Parliament and the Council (EU) No sCMO/2012.			

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Article 88</i> <i>State aid</i>		
1. Save as otherwise provided for in this Title, Articles 107, 108 and 109 of the Treaty shall apply to support for rural development by Member States.			
2. Articles 107, 108 and 109 of the Treaty shall not apply to payments made by Member States pursuant to, and in conformity with, this Regulation, or to additional national financing referred to in Article 89, within the scope of Article 42 of the Treaty.			

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Amendment 131</i> Article 88–paragraph 2a (new)		
	<i>2a. Where Articles 107, 108 and 109 TFEU are applicable, the Commission shall be empowered to adopt delegated acts, in accordance with Article 90, concerning provisions for exempting from state aid rules all measures pursuant to this Regulation that do not fall within the scope of Article 42 TFEU.</i>		Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Article 89</i> <i>Additional national financing</i>		
	<i>Amendment 132</i> Article 89-title		
<i>Additional national financing</i>	<i>Additional national financing and aid that does not fall within the scope of Article 42 TFEU</i>	<i>Additional national financing</i>	
	<i>Amendment 133</i> Article 89-paragraph 1		
Payments made by the Member States in relation to operations falling within the scope of Article 42 of the Treaty and intended to provide additional financing for rural development for which Union support is granted, shall be notified by the Member States and approved by the	Payments made by the Member States in relation to operations falling within the scope of Article 42 <i>TFEU</i> and intended to provide additional financing for rural development for which Union support is granted, <i>and payments made by the Member States in relation to operations</i>	Payments made by the Member States in relation to operations falling within the scope of Article 42 of the Treaty and intended to provide additional financing for rural development for which Union support is granted, shall be notified by Member States and	Not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
Commission in accordance with this Regulation as part of the programming referred to in Article 7. When assessing these payments, the Commission shall apply, by way of analogy, the criteria established for the application of Article 107 of the Treaty. The Member State concerned shall not put its proposed additional financing for rural development into effect until it has been approved.	<i>which do not fall within the scope of Article 42 TFEU</i>, shall be notified by Member States and approved by the Commission in accordance with this Regulation as part of the programming referred to in Article 7. When assessing these payments, the Commission shall apply, by way of analogy, the criteria established for the application of Article 107 TFEU. The Member State concerned shall not put its proposed additional financing for rural development into effect until it has been approved.	approved by the Commission in accordance with this Regulation as part of the programming referred to in Article 7. When assessing these payments, the Commission shall apply, by way of analogy, the same criteria as those established for the application of Article 107 of the Treaty. The Member State concerned shall not put its proposed additional financing for rural development into effect until it has been approved.	

Commission proposal	EP amendments	Council position	Presidency guidance
TITLE IX Commission powers, common provisions and transitional and final provisions			
Chapter I Commission powers			
<i>Article 90</i> <i>Exercise of the delegation</i>			
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 referred to in Articles [...] is conferred on the Commission subject to the conditions laid down in this Article.	

Commission proposal	EP amendments	Council position	Presidency guidance
Amendment 134 Article 90-paragraph 2			
2. The power to adopt delegated acts referred to in this Regulation shall be conferred on the Commission for an indeterminate period of time from the date of entry into force of this Regulation.	2. The power to adopt delegated acts referred to in this Regulation shall be conferred on the Commission for a period of <i>five years from the entry into force of this Regulation. The Commission shall draw up a report in respect of the delegation of power no later than nine months before the end of the five-year period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period.</i>	2. The power to adopt delegated acts referred to in in Articles [...] this Regulation shall be conferred on the Commission for an indeterminate period of seven years time from the date of entry into force of this Regulation. <u>The Commission shall draw up a report in respect of the delegation of power not later than nine months before the end of the seven-year period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period.</u>	Partly acceptable The period of five years is not acceptable

Commission proposal	EP amendments	Council position	Presidency guidance
3. The delegation of power referred to in this Regulation may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the powers 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 specified therein. It shall not affect the validity of any delegated acts already in force.		3. The delegation of power to adopt delegated acts referred to in Articles [...] ⁶⁸ this Regulation may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the powers 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 specified therein. It shall not affect the validity of any delegated acts already in force.	
4. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.			
5. A delegated act adopted pursuant to this Regulation 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		5. A delegated act adopted pursuant to Articles [...] this Regulation 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	

⁶⁸ To be completed once the list of delegated acts is completed.

Commission proposal	EP amendments	Council position	Presidency guidance
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.		that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.	
<i>Article 91</i>			
<i>Committee procedure</i>			
1. The Commission shall be assisted by a committee called "Rural Development Committee". That Committee shall be a committee within the meaning of Regulation (EU) No 182/2011.			
2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.			

Commission proposal	EP amendments	Council position	Presidency guidance
Chapter II Common provisions			
<i>Article 92</i> <i>Exchange of information and documents</i>			
The Commission, in collaboration with the Member States, shall establish an information system to permit the secure exchange of data of common interest between the Commission and each Member State. The Commission shall, by means of implementing acts, adopt rules for the operation of that system. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 91.		1. The Commission, in collaboration with the Member States, shall establish an information system to permit the secure exchange of data of common interest between the Commission and each Member State. The Commission shall, by means of implementing acts, adopt rules for the operation of that system. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 91.	

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>2. The Commission shall ensure that there is an appropriate secure electronic system to record, maintain and manage key information and report on monitoring and evaluation.</u>	
<u><i>Article 92a</i></u> <u>Processing and protection of personal data</u>			
		<u>1. Member States and the Commission shall collect personal data for the purpose of carrying out their respective management, control as well as monitoring and evaluation obligations under this Regulation and, in particular, those laid down in Titles VI and VII, and shall not process this data in a way incompatible with this purpose.</u> <u>2. Where personal data are processed for monitoring and evaluation purposes under Title VII, using the secure electronic system referred to in Article 92, they shall be made anonymous, and processed in</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
		<u>aggregated form only.</u> 3. <u>Personal data shall be processed in accordance with the rules of Directive 95/46/EC and Regulation (EC) No 45/2001. In particular, such data shall not be stored in a form which permits identification of data subjects for longer than is necessary for the purposes for which they were collected or for which they are further processed, taking into account the minimum retention periods laid down in the applicable national and Union law.</u> 4. <u>Member States shall inform the data subjects that their personal data may be processed by national and Union bodies in accordance with paragraph 1 and that in this respect they enjoy the rights set out in the data protection rules of, respectively, Directive 95/46/EC and Regulation (EC) No 45/2001.</u>	

Commission proposal	EP amendments	Council position	Presidency guidance
	<i>Article 93</i> <i>General CAP provisions</i>		
Regulation (EU) No HR/2012 and the provisions adopted pursuant to it shall apply in relation to the measures set out in this Regulation.			

Commission proposal	EP amendments	Council position	Presidency guidance
Chapter III Transitional and final provisions			
	<i>Article 94</i> <i>Repeal</i>		
Regulation (EC) No 1698/2005 is repealed. Regulation (EC) No 1698/2005 shall continue to apply to operations implemented pursuant to programmes approved by the Commission under that Regulation before 1 January 2014.			

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 95</i> <i>Transitional provisions</i>			
In order to facilitate the transition from the system established by Regulation (EC) No 1698/2005 to the system established by this Regulation, the Commission shall be empowered to adopt delegated acts in accordance with Article 90 concerning the conditions under which support approved by the Commission under Regulation (EC) No 1698/2005 may be integrated into support provided for under this Regulation, including for technical assistance and for the ex-post evaluations. Those delegated acts may also provide conditions for the transition from rural development support for Croatia under Regulation (EC) No 1085/2006 to support provided for under this Regulation.			

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Article 96</i> <i>Entry into force and application</i>			
This Regulation shall enter into force on the twentieth day following that of its publication in the <i>Official Journal of the European Union</i>. It shall apply from 1 January 2014. This Regulation shall be binding in its entirety and directly applicable in all Member States. Done at ,		This Regulation shall enter into force on the twentieth day following that of its publication in the <i>Official Journal of the European Union</i>. It shall apply from 1 January 2014. This Regulation shall be binding in its entirety and directly applicable in all Member States. Done at ,	

ANNEX I

Amounts and support rates

Table from Commission proposal, articles modified by Council and amended by EP indicated in grey rows

Article	Subject	Maximum amount in EUR or rate		Presidency guidance
16(8)	Advisory services, farm management and farm relief services	1.500 200.000	Per advice Per three years for the training of advisors	
Article 17 (2) (new) Council position				
<u>17(2)</u>	<u>Information and promotion activities</u>	<u>70%</u>	<u>Of the eligible costs of the action</u>	
17(3)	Quality schemes or agricultural products and foodstuffs	3.000	Per holding per year	

18(3)	Investment in physical assets		<u>Agricultural sector</u>	
		50%	Of the amount of eligible investment in less developed regions	
		75%	Of the amount of eligible investment in outermost regions	
		65%	Of the amount of eligible investment in the smaller Aegean islands	
		40%	Of the amount of eligible investment in other regions The above rates may be increased by 20%, provided that maximum combined support does not exceed 90%, for: - Young farmers setting up - Collective investments and integrated projects - Areas facing natural constraints as referred to in Article 33.	

		- Operations supported in the framework of the EIP		
		Processing and marketing of Annex I products		
	50%	Of the amount of eligible investment in less developed regions		
	75%	Of the amount of eligible investment in outermost regions		
	65%	Of the amount of eligible investment in the smaller Aegean islands		
	40%	Of the amount of eligible investment in other regions The above rates may be increased by 20%, provided that maximum combined support does not exceed 90%, for operations supported in the framework of the EIP		

<i>Article 18(3)</i> <i>EP Amendment 135</i>				
18(3)	Investment in physical assets		<u>Agricultural sector</u>	
		50 %	Of the amount of eligible investment in less developed regions	
		75 %	Of the amount of eligible investment in outermost regions	
		75 %	Of the amount of eligible investment in the smaller Aegean islands	Not acceptable
		40 %	Of the amount of eligible investment in other regions The above rates may be increased by 20 %, provided that maximum combined support does not exceed 90 %, for: - Young farmers setting up - Collective investments and integrated projects - Areas facing natural constraints as referred to in Article 33.	

			- Operations supported in the framework of the EIP - <i>Organic farmers</i> - <i>measures to fulfil Natura 2000 and the Water Framework Directive</i> - <i>Agri-environmental schemes</i>	Not acceptable	
			Processing and marketing of <u>Annex I products</u>		
	50 %		Of the amount of eligible investment in less developed regions		
	75 %		Of the amount of eligible investment in outermost regions		
	75 %		Of the amount of eligible investment in the smaller Aegean islands	Not acceptable	
	40 %		Of the amount of eligible investment in other regions		
			The above rates may be increased		

			by 20 %, provided that maximum combined support does not exceed 90 %, for operations supported in the framework of the EIP <i>and in collective investments and integrated projects</i>	Not acceptable
Article 18(3)				
18(3)	Investment in physical assets	Council position		
			<u>Agricultural sector</u>	
		50%	Of the amount of eligible investment in less developed regions	
		75%	Of the amount of eligible investment in outermost regions	
		75%	Of the amount of eligible investment in Croatia for the implementation of Council Directive 91/676/EEC* within a maximum period of four years from the date of accession pursuant to Article 3(2) and Article 5(1) of that Directive	
		65%	Of the amount of eligible investment in the smaller Aegean islands	

		40%	Of the amount of eligible investment in other regions The above rates may be increased by 20 <u>percentage points</u>, provided that maximum combined support does not exceed 90%, for: - Young farmers setting up - Collective investments and integrated projects - Areas facing natural <u>and other specific</u> constraints as referred to in Article 33. - Operations supported in the framework of the EIP	
			Processing and marketing of <u>Annex I products</u>	
		50%	Of the amount of eligible investment in less developed regions	
		75%	Of the amount of eligible investment in outermost regions	
		65%	Of the amount of eligible	

			investment in the smaller Aegean islands	
	40%		Of the amount of eligible investment in other regions The above rates may be increased by 20 <u>percentage points</u> , provided that maximum combined support does not exceed 90%, for operations supported in the framework of the EIP	
Article 18 (4) (new)				
Council position				
<u>18(4)</u>	<u>Investment in physical assets</u>	<u>100%</u>	<u>Non productive investments and agricultural infrastructure</u>	
19(5)	Restoring agricultural production potential damaged by natural disasters and introduction of appropriate prevention actions	80%	Of the amount of eligible investment costs for prevention operations carried out by individual farmers.	

Article 19 (5) Council position				
19(5)	Restoring agricultural production potential damaged by natural disasters and introduction of appropriate prevention actions	80%	Of the amount of eligible investment costs for prevention operations carried out by individual farmers.	
		100%	<u>Of the amount of eligible investment costs for prevention operations carried out collectively by more than one beneficiary.</u>	
		100%	<u>Of the amount of eligible investment costs for operations to restore agricultural land and production potential damaged by natural disasters and catastrophic events.</u>	

20(6)	Farm and business development	70.000	Per young farmer under 33(1)(a)(i)	
		70.000	Per enterprise under 33(1)(a)(ii)	
		15.000	Per small farm under 33(1)(a)(iii)	
	Article 20 (6) Council position			
20(6)	Farm and business development	70.000	Per young farmer under 33 20 (1)(a)(i)	
		70.000	Per enterprise under 33 20 (1)(a)(ii)	
		15.000	Per small farm under 33 20 (1)(a)(iii)	
24(3)	Establishment of agro-forestry systems	80%	Of the amount of eligible investment for the establishment of agro-forestry systems	

<i>Article 24(3)</i> <i>EP Amendment 136</i>				
24(3)	Establishment of agro-forestry systems	100 %	Of the amount of eligible investment for the establishment of agro-forestry systems	Not acceptable
27(5)	Investments in new forestry technologies and in processing and marketing of forestry products	50%	Of the amount of eligible investment in less developed regions	
		75%	Of the amount of eligible investment in outermost regions	
		65%	Of the amount of eligible investment in the smaller Aegean islands	
		40%	Of the amount of eligible investment in other regions	

<i>Article 27(5)</i> <i>EP Amendment 137</i>				
27(5)	Investments in new forestry technologies and in processing and marketing of forestry products	50 %	Of the amount of eligible investment in less developed regions	
		75 %	Of the amount of eligible investment in outermost regions	
		75 %	Of the amount of eligible investment in the smaller Aegean islands	Not acceptable
		40 %	Of the amount of eligible investment in other regions	

28(4)	Setting up of producer groups	10%, 10%, 8%, 6%, 4%	<u>For marketed production up to EUR 1 000 000</u> As a percentage of marketed production during the first five years following recognition, for the 1st, 2nd, 3rd, 4th and 5th year respectively.	
		5% 5% 4% 3% 2%	<u>For marketed production exceeding EUR 1 000 000</u>As a percentage of marketed production during the first five years following recognition, for the 1st, 2nd, 3rd, 4th and 5th year respectively.	
		100.000	Maximum amount per year in all cases.	

Article 28 (4)			
Council position			
28(4)	Setting up of producer groups	10‰ 10‰, 8‰, 6‰, 4‰	For marketed production up to EUR 1 000 000 As a percentage of marketed production during the first five years following recognition, for the 1st, 2nd, 3rd, 4th and 5th year respectively. <u>The support shall be degressive.</u>
		5‰ 5‰ 4‰ 3‰ 2‰	For marketed production exceeding EUR 1 000 000 As a percentage of marketed production during the first five years following recognition, for the 1st, 2nd, 3rd, 4th and 5th year respectively.
		100.000	<u>Maximum amount per year in all cases.</u>

29(8)	Agri-environment	600(*)	Per ha per year for annual crops	
		900(*)	Per ha per year for specialised perennial crops	
		450(*)	Per ha per year for other land uses	
		200(*)	Per Livestock Unit (“LU”) per year for local breeds in danger of being lost to farmers	
30(5)	Organic farming	600(*)	Per ha per year for annual crops	
		900(*)	Per ha per year for specialised perennial crops	
		450(*)	Per ha per year for other land uses	
31(7)	Natura 2000 and Water framework directive payments	500(*)	Per ha per year maximum in the initial period not exceeding five years	
		200(*)	Per ha per year maximum	
		50	Per ha per year minimum for Water framework directive payments	

Article 31 (7) Council position					
31(7)	Natura 2000 and Water framework directive payments	500(*)	Per ha per year maximum in the initial period not exceeding five years		
		200(*)	Per ha per year maximum		
		50	Per ha per year minimum for Water framework directive payments(**)		
32(3)	Payments to areas facing natural or other specific constraints	25	Minimum per ha per year		
		250(*)	Maximum per ha per year		
		300(*)	Maximum per ha per year in mountain areas as defined in Article 46(2)		

Article 32(3) EP Amendment 138					
Art. 32(3)	Payments to areas facing natural or other specific constraints	25		Minimum per ha per year	
		250(*)		Maximum per ha per year	
		450(*)		Maximum per ha per year in mountain areas as defined in Article 46(2)	Not acceptable
Article 32(3) Council position					
32(3)	Payments to areas facing natural or other specific constraints	25		Minimum per ha per year <u>on average of the area of the beneficiary receiving support</u>	
		250(*)		Maximum per ha per year	
		300(*)		Maximum per ha per year in mountain areas as defined in Article 46(2) 33(2)	

34(3)	Animal welfare	500	Per LU	
35(3)	Forest-Environmental services and forest conservation	200(*)	Per ha per year	
38(5)	Crop, animal and plant insurance	65%	Of the insurance premium due	
Article 38(5) Council position				
38(5) (4)	Crop, animal and plant insurance	65%	Of the insurance premium due	
39(5)	Mutual fund for animal and plant diseases and environmental incidents	65%	Of the eligible costs.	

Article 39(5) Council position					
39(5)	Mutual fund for <u>adverse climatic events</u> , animal and plant diseases, <u>pest infestations</u> and environmental incidents	65%	Of the eligible costs.		
40(5)	Income stabilisation tool	65%	Of the eligible costs		

* These amounts may be increased in ~~exceptional~~ duly substantiated cases taking into account specific circumstances to be justified in the rural development programmes.

**** This amount may be decreased in duly substantiated cases taking into account specific circumstances to be justified in the rural development programmes.**

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Amendment 139</i>			
Annex Ia <i>new</i>			
	<i>new</i> -see below		Not acceptable

ANNEX Ia

National envelopes referred to in Article 64

(in million EUR)

	2014	2015	2016	2017	2018	2019	2020
<i>Belgium</i>	73.838	73.838	73.838	73.838	73.838	73.838	73.838
<i>Bulgaria</i>	400.215	400.215	400.215	400.215	400.215	400.215	400.215
<i>Czech Republic</i>	432.820	432.820	432.820	432.820	432.820	432.820	432.820
<i>Denmark</i>	87.536	87.536	87.536	87.536	87.536	87.536	87.536
<i>Germany</i>	1.355.922	1.355.922	1.355.922	1.355.922	1.355.922	1.355.922	1.355.922
<i>Estonia</i>	109.623	109.623	109.623	109.623	109.623	109.623	109.623
<i>Ireland</i>	377.842	377.842	377.842	377.842	377.842	377.842	377.842
<i>Greece</i>	595.667	595.667	595.667	595.667	595.667	595.667	595.667
<i>Spain</i>	1.219.781	1.219.781	1.219.781	1.219.781	1.219.781	1.219.781	1.219.781
<i>France</i>	1.148.806	1.148.806	1.148.806	1.148.806	1.148.806	1.148.806	1.148.806
<i>Italy</i>	1.361.055	1.361.055	1.361.055	1.361.055	1.361.055	1.361.055	1.361.055
<i>Cyprus</i>	24.926	24.926	24.926	24.926	24.926	24.926	24.926
<i>Latvia</i>	159.703	159.703	159.703	159.703	159.703	159.703	159.703
<i>Lithuania</i>	267.461	267.461	267.461	267.461	267.461	267.461	267.461
<i>Luxembourg</i>	14.383	14.383	14.383	14.383	14.383	14.383	14.383
<i>Hungary</i>	584.679	584.679	584.679	584.679	584.679	584.679	584.679
<i>Malta</i>	11.762	11.762	11.762	11.762	11.762	11.762	11.762
<i>Netherlands</i>	89.850	89.850	89.850	89.850	89.850	89.850	89.850

<i>Austria</i>	<i>609.744</i>	<i>609.744</i>	<i>609.744</i>	<i>609.744</i>	<i>609.744</i>	<i>609.744</i>	<i>609.744</i>
<i>Poland</i>	<i>2.029.504</i>	<i>2.029.504</i>	<i>2.029.504</i>	<i>2.029.504</i>	<i>2.029.504</i>	<i>2.029.504</i>	<i>2.029.504</i>
<i>Portugal</i>	<i>614.811</i>	<i>614.811</i>	<i>614.811</i>	<i>614.811</i>	<i>614.811</i>	<i>614.811</i>	<i>614.811</i>
<i>Romania</i>	<i>1.435.645</i>	<i>1.435.645</i>	<i>1.435.645</i>	<i>1.435.645</i>	<i>1.435.645</i>	<i>1.435.645</i>	<i>1.435.645</i>
<i>Slovenia</i>	<i>138.743</i>	<i>138.743</i>	<i>138.743</i>	<i>138.743</i>	<i>138.743</i>	<i>138.743</i>	<i>138.743</i>
<i>Slovakia</i>	<i>302.467</i>	<i>302.467</i>	<i>302.467</i>	<i>302.467</i>	<i>302.467</i>	<i>302.467</i>	<i>302.467</i>
<i>Finland</i>	<i>326.416</i>	<i>326.416</i>	<i>326.416</i>	<i>326.416</i>	<i>326.416</i>	<i>326.416</i>	<i>326.416</i>
<i>Sweden</i>	<i>291.736</i>	<i>291.736</i>	<i>291.736</i>	<i>291.736</i>	<i>291.736</i>	<i>291.736</i>	<i>291.736</i>
<i>United-Kingdom</i>	<i>362.465</i>	<i>362.465</i>	<i>362.465</i>	<i>362.465</i>	<i>362.465</i>	<i>362.465</i>	<i>362.465</i>

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Amendment 140</i> Annex II			
Annex II	<i>deleted</i>		Not acceptable

ANNEX II

Biophysical criteria for the delimitation of areas facing natural constraints

CRITERION	DEFINITION	THRESHOLD
CLIMATE		
Low Temperature	Length of Growing Period (number of days) defined by number of days with daily average temperature > 5°C (LGP ₁₅) OR	≤ 180 days
	Thermal-time sum (degree-days) for Growing Period defined by accumulated daily average temperature > 5°C.	≤ 1500 degree-days
Dryness	Ratio of the annual precipitation (P) to the annual potential evapotranspiration (PET)	P/PET ≤ 0.5
CLIMATE AND SOIL		
Excess Soil Moisture	Number of days at or above Field capacity	≥ 230 days
SOIL		
Limited Soil Drainage	Areas which are water logged for significant duration of the year	Wet within 80cm from the surface for over 6 months, or wet within 40cm for over 11 months OR Poorly or very poorly drained soil OR Gleyic colour pattern within 40cm from the surface
Unfavourable Texture and	Relative abundance of clay, silt, sand, organic matter (weight %) and coarse material (volumetric %) fractions	≥ 15% of topsoil volume is coarse material, including rock outcrop, boulder OR

Stoniness		Topsoil texture class of sand, loamy sand defined as: $\text{silt}\% + (2 \times \text{clay}\%) \leq 30\%$ OR
		Topsoil texture class is heavy clay ($\geq 60\%$ clay) OR
		Organic soil (organic matter $\geq 30\%$) of at least 40cm OR
		Topsoil texture class of clay, silty clay, sandy clay and vertic properties within 100cm of the soil surface
Shallow Rooting Depth	Depth (cm) from soil surface to coherent hard rock or hard pan.	$\leq 30\text{cm}$
Poor Chemical Properties	Presence in topsoil of salts, exchangeable sodium, excessive acidity	Salinity: ≥ 4 deci-Siemens per meter (dS/m) OR
		Sodicity: ≥ 6 Exchangeable Sodium Percentage (ESP) OR
		Soil Acidity: $\text{pH} \leq 5$ (in water)

TERRAIN		
Steep Slope	Change of elevation with respect to planimetric distance (%).	$\geq 15\%$

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Amendment 141</i> Annex III-Thematic sub-programme 1-point 1a (<i>new</i>)			
	<i>Public-private partnerships to facilitate generational transition</i>		Not acceptable

ANNEX III

Indicative list of measures and operations of particular relevance to thematic sub-programmes referred to in Article 8

Young farmers:

Business start-up aid for young farmers setting up for the first time in an agricultural holding

Investments in physical assets

Knowledge transfer and information actions

Advisory services, farm management and farm relief services

Co-operation

Investments in non-agricultural activities

Small farms:

Business start-up aid for the development of small farms

Investments in physical assets

Quality schemes for agricultural products and foodstuffs

Knowledge transfer and information actions

Advisory services, farm management and farm relief services

Co-operation

Investments in non-agricultural activities

Setting up of producer groups

Leader

Mountain areas:

Payments to areas facing natural or other specific constraints

Agri-environment operations

Co-operation

Investments in physical assets

Farm and business development in rural areas

Quality schemes for agricultural products and foodstuffs

Establishment of agro-forestry systems

Basic services and village renewal in rural areas

Knowledge transfer and information actions

Advisory services, farm management and farm relief services

Setting up of producer groups

Leader

Short supply chains:

Co-operation

Setting up of producer groups

Leader

Quality schemes for agricultural products and foodstuffs

Basic services and village renewal in rural areas

Investments in physical assets

Knowledge transfer and information actions

Advisory services, farm management and farm relief services

Commission proposal	EP amendments	Council position	Presidency guidance
<u>Annex IV</u>			
Ex ante conditionalities for rural development		some points deleted (see Annex IV below)	

ANNEX IV

Ex ante conditionalities for rural development

1. PRIORITIES-LINKED CONDITIONALITIES

EU priority for RD / CSF Thematic Objective (TO)	<u>Ex ante</u> conditionality	Criteria for fulfilment
RD priority 1: fostering knowledge transfer and innovation in agriculture, forestry, and rural areas	1.1. Research and innovation: The existence of a national and/or regional innovation strategy for smart specialisation in line with the National Reform Program, to leverage private R&I expenditure, which complies with the features of well-performing national or regional research and innovation systems⁶⁹ :	 A national and/or regional innovation strategy for smart specialisation is in place that: - is based on a SWOT analysis to concentrate resources on a limited set of R&I priorities; - outlines measures to stimulate private RTD investment; - contains a monitoring and review system.

⁶⁹ Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions: Europe 2020 Flagship Initiative Innovation Union (COM(2010) 546 final of 6.10.2010). Conclusions of the Competitiveness Council: Conclusions on Innovation Union for Europe (doc. 17165/10 of 26.11.2010).

TO 1: strengthening research, technological development and innovation		A Member State has adopted a framework outlining available budgetary resources for R&D; A Member State has adopted a multi-annual plan for budgeting and prioritization of investments linked to EU priorities (ESFRI). —
	1-2. Advisory capacity: sufficient advisory capacity to ensure advice on the regulatory requirements and all aspects linked with sustainable management and climate action in agriculture and forestry	A description of the structure of extension/advisory systems at the relevant geographical scale (national/regional) including their intended role under the scope of RD priority which demonstrates the fulfilment of ex ante conditionality 1.2 is included in the programme;
RD priority 2: enhancing competitiveness of all types of agriculture and enhancing farm viability TO 3: enhancing the competitiveness of small and medium-sized enterprises	2-3-1. Business set up: Specific actions have been carried out for the effective implementation of the Small Business Act (SBA) and its Review of 23 February 2011 ⁷⁰ including the "Think Small First" principle	The specific actions include: — measures to reduce the time to set up business to 3 working days and the cost to €100; — measures to reduce the time needed to get licenses and permits to take up and perform the specific activity of an enterprise to 3 months; — a mechanism for systematic assessment of the impact of legislation on SMEs using an "SME test" while taking into account differences in the size of enterprises, where relevant
RD priority 3: promoting food chain organisation and risk management in agriculture		—

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Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions: Think Small First - A Small Business Act for Europe (COM(2008) 394 of 23.6.2008); Conclusions of the Competitiveness Council: Think Small First – A Small Business Act for Europe (doc. 16788/08, 1.12.2008); Communication from the Commission to the European Parliament, the Council, the Economic and Social Committee and the Committee of the Regions: Review of the "Small Business Act" for Europe (COM(2008) 78 final, 23.2.2011); Conclusions of the Competitiveness Council: Conclusions on the Review of the "Small Business Act" for Europe (doc. 10975/11 of 30.5.2011).

TO 3: enhancing the competitiveness of small and medium-sized enterprises		–
RD priority 4: restoring, preserving and enhancing ecosystems dependant on agriculture and forestry	4.1 Good Agricultural and Environmental Conditions (GAEC): standards for good agricultural and environmental condition of land referred to in Chapter I of Title VI of Regulation (EU) HR/xxxx are established at national level 4.2 Minimum requirements for fertilisers and plant protection products: minimum requirements for fertilisers and plant protection products referred to in article 29 Chapter I of Title III of this Regulation are defined at national level 4.3 other relevant national standards: relevant mandatory national standards are defined for the purpose of article 29 Chapter I of Title III of this Regulation 4.4. Risk prevention: the existence of national risk assessments for disaster management, taking into account climate change adaptation⁷¹	– GAEC standards are defined in national law and specified in the programmes; – minimum requirements for fertilisers and plant protection products referred to in Chapter I of Title III of this Regulation are specified in the programmes; – relevant mandatory national standards are specified in the programmes; – A national risk assessment shall be in place that includes: – A description of the process, methodology, methods and non-sensitive data used for national risk assessment; – Adoption of qualitative and quantitative methods for risk assessment; – Taking into account, where appropriate, national climate change adaptation strategies,
TO 5: promoting climate change adaptation, risk prevention and management		
TO 6: protecting the environment and promoting the resource efficiency		

⁷¹ Conclusions of the Justice and Home Affairs Council; Conclusion on further developing risk assessments for disaster management in the European Union. 11-12 April 2011.

RD priority 5: promoting resource efficiency and supporting the shift towards a low-carbon and climate resilient economy in the agriculture and food sectors and the forestry sector TO 4: supporting the shift towards a low-carbon economy in all sectors	5.1 GHG emissions: compliance with Article 6(1) of Decision No 406/2009/EC of the European Parliament and of the Council of 23 April 2009 on the effort of Member States to reduce their greenhouse gas emissions to meet the Community's greenhouse gas emission reduction commitments up to 2020 5.2 Energy efficiency: transposition into national law of Directive 2006/32/EC of the European Parliament and of the Council of 5 April 2006 on energy end-use efficiency and energy services⁷² 5.3 Water pricing: the existence of a water pricing policy which	A Member State has submitted to the Commission a report on adopted national policies and measures to pursuant to Article 3 of Decision No 406/2009/EC in 2013-2020; A Member State has submitted to the Commission a Energy Efficiency Action Plan which translate energy saving objectives into concrete and coherent measures in accordance with article 14 of Directive 2006/32/EC; —
TO 5: promoting climate change adaptation, risk prevention and management	ensures an adequate contribution of the different water uses to the recovery of the costs of water services, in accordance with Article 9 of Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for Community action in the field of water policy⁷³;	A Member State has taken account of the principle of recovery of the costs of water services, including environmental and resource costs in accordance with Article 9(1) of Directive 2000/60/EC; A Member State has carried out an economic analysis in accordance with Article 5 and Annex III to Directive 2000/60/EC regarding volume, price and cost of water services, and estimates of relevant investments; A Member State has ensured contribution of the different water uses by sector in accordance with Article 9(3) of Directive 2000/60/EC —

⁷² OJ L 48, 23.2.2011, p. 1

⁷³ OJ L 327, 22.12.2000, p. 1.

	5.4. Waste management plans: transposition into national law of Directive 2008/98/EC of the European Parliament and of the Council of 19 November 2008 on waste and repealing certain Directives⁷⁴, in particular the development of waste management plans in accordance with the Directive. 5.5 Renewable energy: Transposition into national law of Directive 2009/28/EC of the European Parliament and of the Council of 23 April 2009 on the promotion of the use of energy from renewable sources and amending and subsequently repealing Directives 2001/77/EC and 2003/30/EC⁷⁵	— A Member State has ensured that its competent authorities establish, in accordance with Articles 1, 4, 13 and 16 of Directive 2008/98/EC, one or more waste management plans as required by Article 28 of the Directive; — A Member State has adopted a national renewable energy action plan in accordance with Article 4 of Directive 2009/28/EC	— A Member State has ensured that its competent authorities establish, in accordance with Articles 1, 4, 13 and 16 of Directive 2008/98/EC, one or more waste management plans as required by Article 28 of the Directive; — A Member State has adopted a national renewable energy action plan in accordance with Article 4 of Directive 2009/28/EC
RD priority 6: promoting social inclusion poverty reduction and economic development in rural areas TO 8: promoting employment and supporting labour mobility TO 9: promoting social inclusion and combating poverty	6.1 Access to EAFRD: The provision of support for relevant stakeholders in accessing the EAFRD 6.2 Self employment, entrepreneurship and business creation: the existence of a comprehensive and inclusive strategy for inclusive start up support in accordance with the Small Business Act⁷⁶ and in coherence with employment guideline 7, regarding the enabling conditions for job creation	Relevant stakeholders are provided support for submitting project applications and for implementing and managing the selected projects Member States have a comprehensive and inclusive strategy in place which will include: — measures to significantly reduce the time and cost to set up business in accordance with the Small Business Act; — measures to reduce the time needed to get licenses and permits to take up and perform the specific activity of an enterprise business in accordance with the Small Business Act; — actions linking suitable business development services and financial services (access to capital), including the outreach to disadvantaged groups and areas	Relevant stakeholders are provided support for submitting project applications and for implementing and managing the selected projects Member States have a comprehensive and inclusive strategy in place which will include: — measures to significantly reduce the time and cost to set up business in accordance with the Small Business Act; — measures to reduce the time needed to get licenses and permits to take up and perform the specific activity of an enterprise business in accordance with the Small Business Act; — actions linking suitable business development services and financial services (access to capital), including the outreach to disadvantaged groups and areas

⁷⁴ OJ L 312, 22.11.2008, p. 3.

⁷⁵ OJ L 140, 5.6.2009, p. 16.

⁷⁶ Reference to be included

	6.3 NGA Infrastructure (Next Generation Access Networks): The existence of national NGA Plans which take account of regional actions in order to reach the EU high-speed Internet access targets⁷⁷, focusing on areas where the market fails to provide an open infrastructure at an affordable cost and to an adequate quality	A national NGA Plan is in place that contains: a plan of infrastructure investments through demand aggregation and a mapping of infrastructure and services, regularly updated; sustainable investment models that enhance competition and provide access to open, affordable, quality and future proof infrastructure and services; measures to stimulate private investment.
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Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions: A Digital Agenda for Europe (COM(2010) 245 final/2 of 26.8.2010); Commission Staff Working Paper: Digital Agenda Scoreboard (SEC(2011) 708 of 31.5.2011). Scoreboard: http://ec.europa.eu/information_society/digital-agenda/scoreboard/index_en.htm

Commission proposal	EP amendments	Council position	Presidency guidance
<i>Amendment 142</i> Annex V – section 3			
Article 17 Quality schemes for agricultural products and foodstuffs Article 32 -33 Payments to areas facing natural or other specific constraints	Article 17 Quality schemes for agricultural products and foodstuffs Article 32 -33 Payments to areas facing natural or other specific constraints <i>Article 34 Animal welfare</i>	Article 17 Quality schemes for agricultural products and foodstuffs Article 32 -33 Payments to areas facing natural or other specific constraints	<u>Not acceptable</u>

ANNEX V

Indicative list of measures with relevance to one or more Union priorities for rural development

Measures of particular relevance to several Union priorities

Article 16 Advisory services, farm management and farm relief services

Article 18 Investments in physical assets

Article 20 Farm and business development

Article 36 Co-operation

Article 42 – 45 LEADER

Measures of particular relevance to fostering knowledge transfer and innovation in agriculture, forestry, and rural areas

Article 15 Knowledge transfer and information actions

Article 27 Investments in new forestry technologies and in processing and marketing of forestry products

Measures of particular relevance for enhancing the competitiveness of all types of agriculture and enhancing farm viability

Article 17 Quality schemes for agricultural products and foodstuffs

Article 32 -33 Payments to areas facing natural or other specific constraints

Measures of particular relevance to promoting food chain organisation and risk management in agriculture

Article 19 Restoring agricultural production potential damaged by natural disasters and catastrophic events and introduction of appropriate prevention actions

Article 25 Prevention and restoration of damage to forests from forest fires and natural disasters and catastrophic events

Article 28 Setting up of producer groups

Article 34 Animal welfare

Article 37 Risk management

Article 38 Crop, animal, and plant insurance

Article 39 Mutual funds for animal and plant diseases and environmental incidents

Article 40 Income stabilisation tool

Measure of particular relevance to restoring, preserving and enhancing ecosystems dependent on agriculture and forestry

and

Promoting resource efficiency and supporting the shift towards a low carbon and climate resilient economy in agriculture, food and forestry sectors

Article 22 Investments in forest area development and improvement of the viability of forests

Article 23 Afforestation and creation of woodland

Article 24 Establishment of agro-forestry systems

Article 26 Investments improving the resilience and environmental value of forest ecosystems

Article 29 Agri-environment- climate

Article 30 Organic farming

Article 31 Natura 2000 and Water framework directive payments

Article 35 Forest-environmental and climate services and forest conservation

Measure of particular relevance to promoting social inclusion, poverty reduction and economic development in rural areas

Article 21 Basic services and village renewal in rural areas

Article 42 – 45 LEADER