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INFORMATION NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
Subject:	Proposal for a DECISION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL Amending Decision No 445/2014/EU establishing a Union action for the European Capitals of Culture for the years 2020 to 2033 - Outcome of the European Parliament's first reading (Brussels, 14-18 December 2020)

I. INTRODUCTION

A number of informal contacts have taken place between the Council, the European Parliament and the Commission with a view to reaching an agreement on this file at first reading.

In this context, the Chair of the Committee on Culture and Education, Sabine VERHEYEN (EPP, DE), presented a compromise amendment (amendment number 2) to the abovementioned proposal for a Decision on behalf of the Committee on Culture and Education. This amendment had been agreed during the informal contacts referred to above. No other amendments were tabled.

II. VOTE

When it voted on 17 December 2020, the plenary adopted the compromise amendment (amendment number 2) to the abovementioned proposal for a Decision. The Commission's proposal as thus amended constitutes the Parliament's first-reading position which is contained in its legislative resolution as set out in the Annex hereto¹.

The Parliament's position reflects what had been previously agreed between the institutions. The Council should therefore be in a position to approve the Parliament's position.

The act would then be adopted in the wording which corresponds to the Parliament's position.

¹ The version of the Parliament's position in the legislative resolution has been marked up to indicate the changes made by the amendments to the Commission's proposal. Additions to the Commission's text are highlighted in ***bold and italics***. The symbol "■" indicates deleted text.

P9_TA(2020)0374

Union action for the European Capitals of Culture for the years 2020 to 2033

*****I**

European Parliament legislative resolution of 17 December 2020 on the proposal for a decision of the European Parliament and of the Council amending Decision No 445/2014/EU establishing a Union action for the European Capitals of Culture for the years 2020 to 2033 (COM(2020)0384 – C9-0275/2020 – 2020/0179(COD))

(Ordinary legislative procedure: first reading)

The European Parliament,

- having regard to the Commission proposal to Parliament and the Council (COM(2020)0384),
 - having regard to Article 294(2) and Article 167(5) of the Treaty on the Functioning of the European Union, pursuant to which the Commission submitted the proposal to Parliament (C9-0275/2020),
 - having regard to Article 294(3) of the Treaty on the Functioning of the European Union,
 - after consulting the Committee of the Regions,
 - having regard to the provisional agreement approved by the committee responsible under Rule 74(4) of its Rules of Procedure and the undertaking given by the Council representative by letter of 25 November 2020 to approve Parliament's position, in accordance with Article 294(4) of the Treaty on the Functioning of the European Union,
 - having regard to Rule 59 of its Rules of Procedure,
 - having regard to the report of the Committee on Culture and Education (A9-0201/2020),
1. Adopts its position at first reading hereinafter set out;
 2. Calls on the Commission to refer the matter to Parliament again if it replaces, substantially amends or intends to substantially amend its proposal;
 3. Instructs its president to forward its position to the Council, the Commission and the national parliaments.

Position of the European Parliament adopted at first reading on 17 December 2020 with a view to the adoption of Decision (EU) 2020/... of the European Parliament and of the Council amending Decision No 445/2014/EU establishing a Union action for the European Capitals of Culture for the years 2020 to 2033

(Text with EEA relevance)

THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 167(5) thereof,

Having regard to the proposal from the European Commission,

After transmission of the draft legislative act to the national parliaments,

After consulting the Committee of the Regions,

Acting in accordance with the ordinary legislative procedure²,

² Position of the European Parliament of 17 December 2020.

Whereas:

- (1) The objectives of the Union action entitled ‘European Capitals of Culture’ (the ‘action’) are, according to Decision No 445/2014/EU of the European Parliament and of the Council³, to safeguard and promote the diversity of cultures in Europe and to highlight the common features they share as well as to increase citizens’ sense of belonging to a common cultural area, to foster the contribution of culture to the long-term development of cities, to enhance the range, diversity and European dimension of the cultural offering in cities, including through transnational cooperation, to widen access to and participation in culture, to strengthen the capacity of the cultural sector and its links with other sectors and to raise the international profile of cities through culture.
- (2) The attainment of the action’s objectives presupposes mobility, *tourism*, organisation of events and public participation, which are extremely difficult if not virtually impossible in the time of the COVID-19 pandemic.
- (3) As a direct consequence of lockdown measures taken across Europe, cultural venues have been closed down and cultural events have been cancelled or postponed for an undetermined period of time. European and international cultural cooperation projects have been radically slowed down because the physical crossing of borders has been limited. Finally, due to rapidly decreasing revenues and emerging public health-related needs, local, regional and national governments are under increased budgetary pressure. At present, private sponsoring for culture is also becoming more challenging because there are no public events to sponsor or because companies give priority to public health-related sponsoring activities.

³ Decision No 445/2014/EU of the European Parliament and of the Council of 16 April 2014 establishing a Union action for the European Capitals of Culture for the years 2020 to 2033 and repealing Decision No 1622/2006/EC (*OJ L 132, 3.5.2014, p. 1*).

- (4) The cities which currently hold and will hold the title of ‘European Capital of Culture’ (the ‘title’) are impacted to various degrees, primarily depending on the year for which they hold the title. It appears that the impact is strongest on the two cities holding the title in 2020 and the three cities preparing to hold the title in 2021, *though the future impact on cities that will subsequently hold the title remains undefined.*
- (5) The two cities holding the title in 2020 had to postpone or cancel events *from* March 2020 without any clarity *as to* when or even if the situation will return to normality, *while still incurring costs.* In practice, they are prevented from *fully* implementing their cultural programmes in 2020 and capitalising on the huge *human and financial* investment made.
- (6) In the three cities that will hold the title in 2021, the COVID-19 pandemic has resulted in a very high level of uncertainty in nearly all areas associated with their preparation: insecure financing perspectives from public and private partners, unknown future safety regulations affecting both participatory work and event types to be authorised, and travel restrictions reducing tourism flows and the possibility of European partnerships. The preventive measures introduced to counter the spread of COVID-19, resulting in delivery teams being in lockdown, have slowed down the preparatory work of those three cities to a critical point when they should be, under normal circumstances, doubling their efforts. The preparatory work has also been slowed down due to the fact that the economic survival of potential contracting partners is uncertain.

- (7) Decision No 445/2014/EU does not provide for the necessary flexibility to take into account such extraordinary circumstances and, more specifically, it does not include any provision on the prolongation or postponement of the year when a particular city holds the title.
- (8) Decision No 445/2014/EU should therefore be amended in a way that is strictly tailored to the need to address the exceptional situation in order to allow the cities holding the title that are the most severely impacted by the COVID-19 pandemic to implement their cultural programmes in a way that allows the delivery of the objectives of the action.
- (9) Following a consultation process that involved the cities and Member States concerned, it was concluded that it would be appropriate to provide the cities designated by Croatia and Ireland to hold the title in 2020 with the possibility to continue implementing their cultural programmes until 30 April 2021, without changing the year of designation.

- (10) Following a consultation process that involved the cities and Member States concerned, it was concluded that the year in which Romania and Greece are entitled to host the title should be postponed from 2021 to 2023 and the year in which a candidate country or potential candidate is entitled to host the title should be postponed from 2021 to 2022.
- (11) For the sake of legal certainty, in particular for the cities holding the title in 2020 and 2021, and in order to avoid any disruption to the application of Decision No 445/2014/EU, this Decision should enter into force as a matter of urgency and should apply from 1 January 2021.
- (12) Decision No 445/2014/EU should therefore be amended accordingly,

HAVE ADOPTED THIS DECISION:

Article 1

Decision No 445/2014/EU is amended as follows:

(1) Article 3 is amended as follows:

(a) the second subparagraph of paragraph 2 is replaced by the following:

‘The title shall be awarded each year to a maximum of one city in each of the two Member States appearing in the calendar set out in the Annex (“the calendar”) and, in the relevant years, to one city from a European Free Trade Association country which is party to the Agreement on the European Economic Area (“EFTA/EEA country”), a candidate country or a potential candidate, or to one city from a country that accedes to the Union in the circumstances set out in paragraph 5. However, a maximum of one city in each of the three Member States appearing in the calendar shall hold the title in 2023.’;

(b) paragraph 3 is replaced by the following:

‘3. Cities in Member States shall be entitled to hold the title for one year in accordance with the order of the Member States appearing in the calendar. The cities holding the title in 2020 may continue to hold the title until 30 April 2021, without the year of designation being changed.’;

(2) the second subparagraph of Article 4(2) is replaced by the following:

‘The cultural programme shall cover the year of the title and shall be created specifically for the title, in accordance with the criteria laid down in Article 5. However, the cities holding the title in 2020 may continue to implement their cultural programme until 30 April 2021.’;

(3) in Article 16(1), the third subparagraph is replaced by the following:

‘The cities concerned shall draw up their evaluation reports and transmit them to the Commission by 31 December of the year following the year of the title. However, the cities holding the title in 2020 shall draw up their evaluation reports and transmit them to the Commission by 30 April 2022.’;

(4) the Annex is replaced by the text set out in the Annex to this Decision.

Article 2

The procedures referred to in Articles 7 to 11 and Article 13(2), point (a), of Decision No 445/2014/EU that have already been concluded for the 2021 title shall remain valid. The year of the title shall be changed in accordance with the Annex to this Decision.

Article 3

This Decision shall enter into force on the day of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2021.

Done at Brussels,

For the European Parliament
The President

For the Council
The President

ANNEX

‘CALENDAR

2020	Croatia	Ireland	
2021			
2022	Lithuania	Luxembourg	Candidate country or potential candidate
2023	Hungary	Romania	Greece
2024	Estonia	Austria	EFTA/EEA country, candidate country or potential candidate
2025	Slovenia	Germany	
2026	Slovakia	Finland	
2027	Latvia	Portugal	
2028	Czechia	France	EFTA/EEA country, candidate country or potential candidate
2029	Poland	Sweden	
2030	Cyprus	Belgium	EFTA/EEA country, candidate country or potential candidate
2031	Malta	Spain	
2032	Bulgaria	Denmark	
2033	Netherlands	Italy	EFTA/EEA country, candidate country or potential candidate

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