



Brussels, 23 October 2020
(OR. en)

12132/20

LIMITE

PECHE 335
CODEC 1034
CADREFIN 340

**Interinstitutional File:
2018/0210(COD)**

NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee
Subject:	Proposal for a Regulation of the European Parliament and of the Council on the European Maritime and Fisheries Fund and repealing Regulation (EU) N° 508/2014 of the European Parliament and of the Council (EMFF) - Preparation of the trilogue

I. INTRODUCTION

1. On 13 June 2018, the Commission submitted the above proposal to the European Parliament and to the Council. This proposal was presented to the Agriculture and Fisheries Council on 18 June 2018.
2. The EMFF proposal must be seen in the context of the Commission's proposal for the multiannual financial framework for 2021-2027 (MFF)¹ and of the Commission's proposal laying down common provisions on the horizontal funds (CPR)².
3. The European Economic and Social Committee and the Committee of the Regions delivered their opinions on 12 December 2018 and 16 May 2018 respectively.
4. The European Parliament adopted its position at first reading on 4 April 2019³.

¹ Proposal of the Commission for the Multiannual Financial Framework 2021-2027 (COM(2018) 321 final); (COM(2018) 322 final); (COM(2018) 323 final); COM(2018) 324 final).

² Proposal for a Regulation of the European Parliament and of the Council laying down common provisions on the European Regional Development Fund, the European Social Fund Plus, the Cohesion Fund, and the European Maritime and Fisheries Fund and financial rules for those and for the Asylum and Migration Fund, the Internal Security Fund and the Border Management and Visa Instrument (COM(2018) 375 final)

5. The Council agreed on a first partial General Approach on 18 June 2019⁴, and on a second partial General Approach on 14-15 October 2019⁵. This second partial General Approach completed the first one and only left aside the aspects related to the MFF (bracketed provisions) and CPR. The Council also agreed on a third partial General Approach⁶ on 19 October 2020. This third partial General Approach translates the political guidance provided by the European Council and the subsequent financial breakdown on Article 1 and the previously bracketed provisions in Articles 5(1), 6(1), 6(2), 7, 8(1) and Annex V.
6. The European Parliament decided to enter into interinstitutional negotiations on 12 November 2019.
7. A first political trilogue took place on 19 November 2019 on the basis of the Council's first and second Partial General Approach.
8. Subsequently, the Permanent Representatives Committee endorsed on 4 December 2019 a partial mandate, and a second political trilogue was held on 10 December 2019 on the basis of this mandate. At this trilogue an agreement of principle on the overall structure of the fund was reached.
9. Following the second political trilogue, the Permanent Representatives Committee endorsed a revised mandate⁷ on 19 February 2020. Three additional political trilogues were held on the basis of this revised mandate on 4 March 2020, 12 June 2020 and 24 September 2020 that allowed to reach several tentative agreements with the European Parliament in several provisions of Blocks 1 and 2, and in particular:
 - a) to take into account the specificities of the small-scale coastal fishing fleet needs in programming;

³ Report on the proposal for a regulation of the European Parliament and of the Council on the European Maritime and Fisheries Fund and repealing Regulation (EU) N° 508/2014 of the European Parliament and of the Council, PE 625.439v03-00, A8-0176/2019.

⁴ doc. 10297/19.

⁵ doc. 12660/1/19 REV1.

⁶ Doc. 10050/20 + 10050/20 COR1

⁷ Doc. 05890/20 ADD1

- b) that operations increasing capacity and the purchase of equipment to find fish are not eligible under the EMFAF, but that derogations are possible for some operations related to investments in on-board safety and labour conditions;
- c) on first acquisition based on the alternative Commission's suggested drafting for fleet measures;
- d) on permanent cessation based on the alternative Commission's suggested drafting for fleet measures;
- e) on temporary cessation based on the alternative Commission's suggested drafting for fleet measures;

The Permanent Representatives Committee was debriefed about these trilogues on 11 March 2020, 17 June 2020 and 30 September 2020.

- 10. A sixth political trilogue will be held on 29 October 2020 with the aim to tentatively agree on the overall provisions of Blocks 2, 3 and 4 with the understanding that the provisions of these blocks that are dependent on the CPR negotiations will be bracketed to be discussed at a later stage and without prejudice to further necessary alignments to the final agreement on MFF. A seventh political trilogue is planned to be held in mid-November.
- 11. In view of the next political trilogues, the Presidency presented to the Working Party on Internal and External Fisheries a second revised mandate⁸ on 8 October 2020. After several discussions in the Working Party, on 22 October 2020, the Presidency gathered broad support from delegations on the revised mandate as set out in the fourth column of the document in annex to this note.

⁸ Doc. 11416/20

II. PRESIDENCY REVISED MANDATE

12. On the basis of this revised mandate, the Presidency seeks to have the additional flexibilities as reflected in the attached four column document in order to address the European Parliament's most important concerns. This in exchange for the European Parliament's flexibility to accept essential points for the Council with a view to tentatively reaching an agreement in the next two political trilogues, and in particular:

- a) to subject the first acquisition of partial ownership to certain conditions (Article 16(1), introductory part and point (aa))⁹;
- b) to accept that the vessels acquired (supported under the first acquisition scheme) must have been registered for at least 3 years in the case of small - scale fishing vessels and for at least 5 years in the case of vessels up to 24 meters (Article 16(2))¹⁰;
- c) for permanent cessation: to include explicitly crew members as beneficiaries, provided they reimburse pro rate temporis the grant received in case they re-enter the profession (Article 17(2a))¹¹;
- d) for temporary cessation: to accept the possibility of funding in case of health crises (Article 18(1) point (d))¹², that a reduction of fishing effort is needed according to scientific advice (Article 18(2))¹³ and the possibility of funding for a maximum period of up to 12 months (Article 18(4))¹⁴ and
- e) to include support for the temporary storage of fisheries and aquaculture products in case of natural disasters, environmental incidents or health crises in Article 22a(3))¹⁵.

⁹ Rows 202 and 203a

¹⁰ Row 205

¹¹ Row 219a

¹² Row 230

¹³ Row 231

¹⁴ Row 238

¹⁵ Row 275f

Certain minor technical adjustments are also foreseen in relation to other provisions, including to address some of the European Parliament's concerns in recitals. The changes compared to the mandate adopted by the Permanent Representatives Committee on 19 February 2020 are shaded in grey.

IV. CONCLUSION

13. The Permanent Representatives Committee is invited to endorse the Presidency's suggested revised mandate as set out in the fourth column of the document annexed to this note, in order to enable the Presidency to continue conducting negotiations with the European Parliament in view to reach an agreement with the European Parliament as soon as possible.
 14. The Permanent Representatives Committee will be kept informed of the developments of the negotiations with the European Parliament.
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European Maritime and Fisheries Fund and repealing Regulation (EU) No 508/2014
2018/0210(COD)
Last change: 22-10-2020

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
TITLE I				
63	TITLE I GENERAL FRAMEWORK	TITLE I GENERAL FRAMEWORK	TITLE I GENERAL FRAMEWORK	
TITLE I, CHAPTER I				
64	CHAPTER I General provisions	CHAPTER I General provisions	CHAPTER I General provisions	
Article 1				
65	Article 1 Subject-matter	Article 1 Subject-matter	Article 1 Subject-matter	
Article 1, first paragraph				
66	This Regulation establishes the European Maritime and Fisheries Fund (EMFF). It lays down the priorities of the EMFF, the budget for the period 2021-2027, the forms of Union funding and the specific rules for providing such funding, complementing the general rules applying to the EMFF under Regulation (EU) No	This Regulation establishes the European Maritime, <u>Fisheries and Aquaculture</u> and <u>Fisheries</u> Fund (EMFF <u>EMFAF</u>). It lays down the priorities of the EMFF <u>EMFAF</u> , the budget for the period 2021-2027, the forms of Union funding and the specific rules for providing such funding, complementing the general rules applying to the	This Regulation establishes the European Maritime, Fisheries and Aquaculture and Fisheries Fund (EMFF EMFAF) for the period from 1 January 2021 to 31 December 2027 . It lays down the priorities of the EMFF EMFAF , the budget for the period 2021-2027, the forms of Union funding and the specific rules for	Defend PGA (N.B.: alignment to MFF adopted by the Council on 19.10.20)

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	[Regulation laying down Common Provisions].	EMFF EMFAF under Regulation (EU) No [Regulation laying down Common Provisions].	providing such Union funding, complementing the general rules applying to the EMFF EMFAF under Regulation (EU) No [Regulation laying down Common Provisions].	
Article 2				
67	Article 2 Geographical scope	Article 2 Geographical scope	Article 2 deleted	
Article 2, first paragraph				
68	This Regulation shall apply to operations carried out in the territory of the Union, unless otherwise provided for in this Regulation.	This Regulation shall apply to operations carried out in the territory of the Union, unless otherwise provided for in this Regulation.	deleted	
Article 3				
69	Article 3 Definitions	Article 3 Definitions	Article 3 Definitions	
Article 3(1)				
70	1. For the purpose of this Regulation and without prejudice to paragraph 2, the definitions referred to in Article 4 of Regulation (EU) No 1380/2013, Article 5 of Regulation (EU) No	1. For the purpose of this Regulation and without prejudice to paragraph 2, the definitions referred to in Article 4 of Regulation (EU) No 1380/2013, Article 5 of Regulation (EU) No	1. For the purpose of this Regulation and without prejudice to paragraph 2, the definitions referred to in Article 4 of Regulation (EU) No 1380/2013, Article 5 of Regulation (EU) No	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	1379/2013, Article 4 of Regulation (EC) No 1224/2009 and Article 2 of Regulation (EU) No [Regulation laying down Common Provisions] shall apply.	1379/2013, Article 4 of Regulation (EC) No 1224/2009 and Article 2 of Regulation (EU) No [Regulation laying down Common Provisions] shall apply.	1379/2013, Article 4 of Regulation (EC) No 1224/2009, Article 2 of Regulation (EU) No [Regulation establishing the InvestEU Programme] and Article 2 of Regulation (EU) No [Regulation laying down Common Provisions] shall apply.	
Article 3(2), introductory part				
71	2. For the purpose of this Regulation, the following definitions apply:	2. For the purpose of this Regulation, the following definitions apply:	2. For the purpose of this Regulation, the following definitions apply:	
Article 3(2), point(1)				
72	(1) 'blending operation' means actions supported by the Union budget, including within blending facilities pursuant to Article 2(6) of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union], combining non-repayable forms of support and/or financial instruments from the Union budget with repayable forms of support from development or other public finance institutions, as well as from commercial finance institutions and investors;	(1) 'blending operation' means actions supported by the Union budget, including within blending facilities pursuant to Article 2(6) of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union], combining non-repayable forms of support and/or financial instruments from the Union budget with repayable forms of support from development or other public finance institutions, as well as from commercial finance institutions and investors;	deleted	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
Article 3(2), point(2)				
73	(2) 'common information sharing environment' (CISE) means an environment of systems developed to support the exchange of information between authorities involved in maritime surveillance, across sectors and borders, in order to improve their awareness of activities at sea;	(2) 'common information sharing environment'(CISE) means an environment of systems developed to support the exchange of information between authorities involved in maritime surveillance, across sectors and borders, in order to improve their awareness of activities <u>carried out</u> at sea; AM 72	(2) 'Common Information Sharing Environment' (CISE) means an environment of systems developed to support the exchange of information between authorities involved in maritime surveillance, across sectors and borders, in order to improve their awareness of activities at sea;	Flexible
Article 3(2), point(3)				
74	(3) 'coastguard' means national authorities performing coastguard functions, which encompass maritime safety, maritime security, maritime customs, prevention and suppression of trafficking and smuggling, connected maritime law enforcement, maritime border control, maritime surveillance, protection of the marine environment, search and rescue, accident and disaster response, fisheries control and other activities related to those	(3) 'coastguard' means national authorities performing coastguard functions, which encompass maritime safety, maritime security, maritime customs, prevention and suppression of trafficking and smuggling, connected maritime law enforcement, maritime border control, maritime surveillance, protection of the marine environment, search and rescue, accident and disaster response, fisheries control, <u>inspection</u> and other activities related to those	(3) 'coastguard' means national authorities performing coastguard functions, which encompass maritime safety, maritime security, maritime customs, prevention and suppression of trafficking and smuggling, connected maritime law enforcement, maritime border control, maritime surveillance, protection of the marine environment, search and rescue, accident and disaster response, fisheries control and other activities related to those functions;	Flexible

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	functions;	functions; AM 73		
Article 3(2), point(4)				
75	(4) 'European marine observation and data network' (EMODnet) means a partnership assembling marine data and metadata in order to make these fragmented resources more available and usable by public and private users by offering quality-assured, interoperable and harmonised marine data;	(4) 'European marine observation and data network' (EMODnet) means a partnership assembling marine data and metadata in order to make these fragmented resources more available and usable by public and private users by offering quality-assured, interoperable and harmonised marine data;	(4) 'European marine observation and data network' (EMODnet) means a partnership assembling marine data and metadata in order to make these fragmented resources more available and usable by public and private users by offering quality-assured, interoperable and harmonised marine data;	
Article 3(2), point(5)				
76	(5) 'exploratory fishing' means fishing for stocks that have not been subject to fishing or have not been subject to fishing by a particular gear type or technique in the previous ten years;	(5) 'exploratory fishing' means fishing for stocks that have not been subject to fishing or have not been subject to fishing by a particular gear type or technique in the previous ten years;	(5) 'exploratory fishing' means any fishing operation carried out for commercial purposes in a given area with a view to assessing the profitability and biological sustainability of regular, long-term exploitation of the fishery resources in that area for stocks that have not been subject to commercial fishing for stocks that have not been subject to fishing or have not been subject to fishing by a particular gear type or technique in	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
			the previous ten years;	
Article 3(2), point(6)				
77	(6) 'fisher' means any natural person engaging in commercial fishing activities, as recognised by the relevant Member State;	(6) 'fisher' means any natural person engaging in commercial fishing activities, as recognised by the relevant Member State;	(6) 'fisher' means any natural person engaging in commercial fishing activities, as recognised by the relevant Member State;	Show flexibility to keeping “natural”, as there is a reference to legal persons in row 204 (b).
Article 3(2), point(6a)				
77a		<u>6a 'recreational fisheries' means non-commercial fishing activities exploiting marine biological resources for recreation, tourism or sport;</u> AM 74		No support to EP amendment
Article 3(2), point(6b)				
77b		<u>6b 'recreational fisheries sector' means all segments of recreational fisheries and the businesses and jobs dependant on or generated by those fisheries;</u> AM 75		No support to EP amendment
Article 3(2), point(7)				
78	(7) 'inland fishing' means fishing activities carried out for commercial purposes in inland waters by vessels or other devices,	(7) 'inland fishing' means fishing activities carried out for commercial purposes in inland waters by vessels or other devices,	(7) 'inland fishing' means fishing activities carried out for commercial purposes in inland waters by vessels or other devices,	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	including those used for ice fishing;	including those used for ice fishing;	including those used for ice fishing;	
Article 3(2), point(7a)				
78a		<u>7a 'on-foot fisher' means any natural person engaging in commercial on-foot fishing activities, as recognised by the relevant Member State;</u> AM 76		No support as we can be flexible in row 85.
Article 3(2), point(8)				
79	(8) 'international ocean governance' means a Union initiative to improve the overarching framework encompassing international and regional processes, agreements, arrangements, rules and institutions through a coherent cross-sectoral and rules-based approach to ensure that oceans are healthy, safe, secure, clean and sustainably managed;	(8) 'international ocean governance' means a Union initiative to improve the overarching framework encompassing international and regional processes, agreements, arrangements, rules and institutions through a coherent cross-sectoral and rules-based approach to ensure that oceans are healthy, safe, secure, clean and sustainably managed;	(8) 'international ocean governance' means a Union initiative to improve the overarching framework encompassing international and regional processes, agreements, arrangements, rules and institutions through a coherent cross-sectoral and rules-based approach to ensure that oceans are healthy, safe, secure, clean and sustainably managed;	
Article 3(2), point(9)				
80	(9) 'maritime policy' means the	(9) 'maritime policy' means the	(9) 'maritime policy' means the	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	Union policy that aims to foster integrated and coherent decision-making to maximise the sustainable development, economic growth and social cohesion of the Union, notably of the coastal and insular areas and of the outermost regions, and of the sustainable blue economy sectors, through coherent maritime-related policies and relevant international cooperation;	Union policy that aims to foster integrated and coherent decision-making to maximise the sustainable development, economic growth and social cohesion of the Union, notably of the coastal and insular areas and of the outermost regions, and of the sustainable blue economy sectors, through coherent maritime-related policies and relevant international cooperation;	Union policy that aims to foster integrated and coherent decision-making to maximise the sustainable development, economic growth and social cohesion of the Union, notably of the coastal and insular areas and of the outermost regions, and of the sustainable blue economy sectors, through coherent maritime-related policies and relevant international cooperation;	
Article 3(2), point(10)				
81	(10) 'maritime security and surveillance' means the activities to understand, prevent wherever applicable and manage in a comprehensive way all the events and actions related to the maritime domain which would impact the areas of maritime safety and security, law enforcement, defence, border control, protection of the marine environment, fisheries control, trade and economic interest of the Union;	(10) 'maritime security and surveillance' means the activities to understand, prevent wherever applicable and manage in a comprehensive way all the events and actions related to the maritime domain which would impact the areas of maritime safety and security, law enforcement, defence, border control, protection of the marine environment, fisheries control, trade and economic interest of the Union;	(10) 'maritime security and surveillance' means the activities to understand, prevent wherever applicable and manage in a comprehensive way all the events and actions related to the maritime domain which would impact the areas of maritime safety and security, law enforcement, defence, border control, protection of the marine environment, fisheries control, trade and economic interest of the Union;	
Article 3(2), point(11)				
82	(11) 'maritime spatial planning'	(11) 'maritime spatial planning'	(11) 'maritime spatial planning'	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	means a process by which the relevant Member State's authorities analyse and organise human activities in marine areas to achieve ecological, economic and social objectives;	means a process by which the relevant Member State's authorities analyse and organise human activities in marine areas to achieve ecological, economic and social objectives;	means a process by which the relevant Member State's authorities analyse and organise human activities in marine areas to achieve ecological, economic and social objectives;	
Article 3(2), point(11a)				
82a			11a 'public body' means the State, regional or local authorities, bodies governed by public law or associations formed by one or more such authorities or one or more such bodies governed by public law; In the Council General Approach, appears as Article 11 new.	
Article 3(2), point(12)				
83	(12) 'productive aquaculture investments' means investments in the construction, extension, modernisation or in the equipment of facilities for aquaculture production;	deleted AM 77	deleted	
Article 3(2), point(13)				
84	(13) 'sea basin strategy' means an	(13) 'sea basin strategy' means an	(13) 'sea basin strategy' means an	Flexible

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	integrated framework to address common marine and maritime challenges faced by Member States, and where appropriate third countries, in a sea basin or in one or more sub-sea basins, and promote cooperation and coordination in order to achieve economic, social and territorial cohesion; it is developed by the Commission in cooperation with the countries concerned, their regions and other stakeholders as appropriate;	integrated framework to address common marine and maritime challenges faced by Member States, and where appropriate third countries, in a <u>specific</u> sea basin or in one or more sub-sea basins, and promote cooperation and coordination in order to achieve economic, social and territorial cohesion; it is developed by the Commission in cooperation with the <u>Member States and third</u> countries concerned, their regions and other stakeholders as appropriate; AM 78	integrated framework to address common marine and maritime challenges faced by Member States, and where appropriate third countries, in a sea basin or in one or more sub-sea basins, and promote cooperation and coordination in order to achieve economic, social and territorial cohesion; it is developed by the Commission in cooperation with the countries concerned, their regions and other stakeholders as appropriate;	
Article 3(2), point(14)				
85	(14) 'small-scale coastal fishing' means fishing carried out by fishing vessels of an overall length of less than 12 metres and not using towed gear as listed in Article 2(1) of Council Regulation (EC) No 1967/2006 ¹ ; 1. Council Regulation (EC) No 1967/2006 of 21 December 2006 concerning management measures for the sustainable exploitation of fishery resources in the Mediterranean Sea, amending Regulation	(14) 'small-scale coastal fishing' means fishing carried out by fishing vessels of an overall length of less than 12 metres and not using towed gear as listed in Article 2(1) of Council Regulation (EC) No 1967/2006 ¹ , <u>fishing on foot and shellfish gathering</u> ; 1. Council Regulation (EC) No 1967/2006 of 21 December 2006 concerning management measures for the sustainable	(14) 'small-scale coastal fishing' means fishing carried out by fishing vessels of an overall length of less than 12 metres and not using towed gear as listed in Article 2(1) of Council Regulation (EC) No 1967/2006 ¹ ; 1. Council Regulation (EC) No 1967/2006 of 21 December 2006 concerning management measures for the sustainable exploitation of fishery resources in the Mediterranean Sea, amending Regulation	Flexibility to include EP's amendment and to cover inland fishing and fishers without vessels/on foot fishers.

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	(EEC) No 2847/93 and repealing Regulation (EC) No 1626/94 (OJ L 409, 30.12.2006, p. 11).	exploitation of fishery resources in the Mediterranean Sea, amending Regulation (EEC) No 2847/93 and repealing Regulation (EC) No 1626/94 (OJ L 409, 30.12.2006, p. 11) AM 79 - Footnote location is wrong	(EEC) No 2847/93 and repealing Regulation (EC) No 1626/94 (OJ L 409, 30.12.2006, p. 11).	
Article 3(2), point(14a)				
85a		<u>14a 'small-scale fleet from outermost regions' means a small-scale fleet that operates at the outermost regions as defined in each national operational programme;</u> AM 80		Explore EP's concerns
Article 3(2), point(15)				
86	(15) 'sustainable blue economy' means all sectoral and cross-sectoral economic activities throughout the single market related to oceans, seas, coasts and inland waters, covering the Union's outermost regions and landlocked countries, including emerging sectors and non-market goods and services and being consistent with Union environmental legislation.	(15) 'sustainable blue economy' means all sectoral and cross-sectoral economic activities throughout the single market related to oceans, seas, coasts and inland waters, covering the Union's <u>insular and</u> outermost regions and landlocked countries, including emerging sectors and non-market goods and services <u>, aimed at ensuring environmental, social and economic well-being for</u>	(15) 'sustainable blue economy' means all sectoral and cross-sectoral economic activities throughout the single market related to oceans, seas, coasts and inland waters, covering the Union's outermost regions and landlocked countries, including emerging sectors and non-market goods and services and being consistent with Union environmental legislation.	Flexible

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u>present and future generations while maintaining and restoring healthy marine ecosystems and protecting vulnerable natural resources</u> , and being consistent with Union environmental legislation.		
		AM 81		
Article 3(2), point(15a)				
86a		<u>15a 'co-management' means a partnership arrangement in which government, the community of local resource users (fishers), external agents (non-governmental organisations, research institutions), and sometimes other fisheries and coastal resource stakeholders (boat owners, fish traders, credit agencies or money lenders, tourism industry, etc.) share the responsibility and authority for decision-making over the management of a fishery;</u>		No support to EP amendment
		AM 82		
Article 3(2), point(15b)				
86b		<u>15b 'environmental incident'</u>		No support - unnecessary (see

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u>means an accidental phenomenon of natural or human origin resulting in the degradation of the environment.</u> AM 83		Article 18(1)d
Article 4				
87	Article 4 Priorities	Article 4 Priorities	Article 4 Priorities	
Article 4, first paragraph, introductory part				
88	The EMFF shall contribute to the implementation of the CFP and of the maritime policy. It shall pursue the following priorities:	The EMFF EMFAF shall contribute to the implementation of the CFP and of the maritime policy. It shall pursue the following priorities:	The EMFF EMFAF shall contribute to the implementation of the CFP and of the maritime policy. It shall pursue the following priorities:	Support EP amendment - Identical provision
Article 4, first paragraph, point(1)				
89	(1) Fostering sustainable fisheries and the conservation of marine biological resources;	(1) Fostering sustainable fisheries and the <u>protection, restoration and</u> conservation of marine biological resources; AM 291/rev	(1) Fostering sustainable fisheries and the conservation of marine aquatic biological resources;	Flexibility to mention restoration in the title of the priority
Article 4, first paragraph, point(1a)				
89a		<u>1a Fostering sustainable aquaculture;</u> AM 85		No support to EP text

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
Article 4, first paragraph, point(2)				
90	(2) Contributing to food security in the Union through competitive and sustainable aquaculture and markets;	(2) Contributing to food security in the Union through competitive and sustainable <u>sustainable and socially responsible fisheries</u> aquaculture, AM 291/rev	(2) Contributing to food security in the Union through competitive and sustainable Fostering sustainable aquaculture activities and processing and marketing of fisheries and aquaculture and markets products;	Some flexibility to accept to introduce the reference to contributing to food security, i.e. "Fostering sustainable aquaculture activities, and processing and marketing of fisheries and aquaculture products, contributing to food security in the Union;" And propose a recital explaining that other priorities also contribute to food security.
Article 4, first paragraph, point(3)				
91	(3) Enabling the growth of a sustainable blue economy and fostering prosperous coastal communities;	(3) Enabling the growth of a sustainable blue economy, <u>taking into account the ecological carrying capacity</u> , and fostering <u>prosperity and economic and social cohesion in</u> prosperous coastal, <u>island and inland</u> communities; AM 87	(3) Enabling the growth of a sustainable blue economy and fostering the development of fishing and aquaculture prosperous coastal communities in coastal and inland areas;	Flexibility to extend the scope of this point to island and other non-fishing coastal communities, for example: "Enabling a sustainable blue economy in coastal, island and inland areas, and fostering the development of fishing and aquaculture communities".
Article 4, first paragraph, point(4)				
92	(4) Strengthening international	(4) Strengthening international	(4) Strengthening international	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	ocean governance and enabling safe, secure, clean and sustainably managed seas and oceans.	ocean governance and enabling safe, secure, clean and sustainably managed seas and oceans.	ocean governance and enabling safe, secure, clean and sustainably managed seas and oceans.	
Article 4, first paragraph, first paragraph				
93	Support under the EMFF shall contribute to the achievement of the environmental and climate change mitigation and adaptation objectives of the Union. That contribution shall be tracked in accordance with the methodology set out in Annex IV.	Support under the EMFF EMFAF shall <u>also</u> contribute to the achievement of the environmental and climate change mitigation and adaptation objectives of the Union. That contribution shall be tracked in accordance with the methodology set out in Annex IV. <u>The pursuit of those objectives shall not result in an increase in fishing capacity.</u> AM 88 & 281	Support under the EMFF EMFAF shall contribute to the achievement of the environmental and climate change mitigation and adaptation objectives of the Union. That contribution shall be tracked in accordance with the methodology set out in Annex IV.	Flexibility to explore how the EP's concerns are tackled by the Commission's suggested alternative drafting in Articles 13 and 16b.
Article 4a				
93a		<u>Article 4a</u> <u>Outermost Regions</u> AM 89		Some flexibility to explore if a recital could capture EP's concerns in a way that correctly reflects this Treaty provision and its relevance.
Article 4a(1)				
93b		<u>1 All the provisions of this Regulation must take into account the specific constraints recognised</u>		Some flexibility to explore if a recital could capture EP's concerns in a way that

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		<u>in Article 349 of the Treaty on the Functioning of the European Union.</u> AM 89		correctly reflects this Treaty provision and its relevance.
TITLE I, CHAPTER II				
94	CHAPTER II Financial framework	CHAPTER II Financial framework	CHAPTER II Financial framework	
Article 5				
95	Article 5 Budget	Article 5 Budget	Article 5 Budget	
Article 5(1)				
96	1. The financial envelope for the implementation of the EMFF for the period 2021-2027 shall be EUR 6 140 000 000 in current prices.	1. The financial envelope for the implementation of the EMFF EMFAF for the period 2021-2027 shall be <u>increased to EUR 6 867 000 000 in 2018 constant prices (i.e. EUR 7 739 000 000 - EUR 6 140 000 000</u> in current prices]. AM 90	1. The financial envelope for the implementation of the EMFF EMFAF for the period 2021-2027 shall be EUR 6 108 000 000 in current prices.	Defend PGA (N.B.: alignment to MFF adopted by the Council on 19.10.20)
Article 5(2)				
97	2. The part of the financial envelope allocated to the EMFF under Title II shall be implemented in shared management in	2. The part of the financial envelope allocated to the EMFF EMFAF under Title II shall be implemented in shared	2. The part of the financial envelope allocated to the EMFF EMFAF under Title II shall be implemented in shared	

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	accordance with Regulation (EU) No [Regulation laying down Common Provisions] and Article 63 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union].	management in accordance with Regulation (EU) No [Regulation laying down Common Provisions] and Article 63 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union].	management in accordance with Regulation (EU) No [Regulation laying down Common Provisions] and Article 63 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union].	
Article 5(3)				
98	3. The part of the financial envelope allocated to the EMFF under Title III shall be implemented either directly by the Commission in accordance with Article 62(1)(a) of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union] or within the framework of indirect management in accordance with Article 62(1)(c) of that Regulation.	3. The part of the financial envelope allocated to the EMFF EMFAF under Title III shall be implemented either directly by the Commission in accordance with Article 62(1)(a) of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union] or within the framework of indirect management in accordance with Article 62(1)(c) of that Regulation.	3. The part of the financial envelope allocated to the EMFF EMFAF under Title III shall be implemented either directly by the Commission in accordance with Article 62(1)(a) of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union] or within the framework of indirect management in accordance with Article 62(1)(c) of that Regulation.	
Article 6				
99	Article 6 Budgetary resources under shared management	Article 6 Budgetary resources under shared management	Article 6 Budgetary resources under shared management	
Article 6(1)				

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100	1. The part of the financial envelope under shared management as specified in Title II shall be EUR 5 311 000 000 in current prices in accordance with the annual breakdown set out in Annex V.	1. The part of the financial envelope under shared management as specified in Title II shall be <u>87 % of the EMFAF financial envelope [EUR xxx]</u> EUR 5 311 000 000 in current prices in accordance with the annual breakdown set out in Annex V. AM 91	1. The part of the financial envelope under shared management as specified in Title II shall be EUR 5 311 000 000 in current prices in accordance with the annual breakdown set out in Annex V.	Defend PGA (N.B.: alignment to MFF adopted by the Council on 19.10.20)
Article 6(2), introductory part				
101	2. For operations located in the outermost regions, each Member State concerned shall allocate, within its Union financial support set out in Annex V, at least:	deleted AM 92	2. For operations located in the outermost regions, each Member State concerned shall allocate, within its Union financial support set out in Annex V, at least:	Defend PGA
Article 6(2), point(a)				
102	(a) EUR 102 000 000 for the Azores and Madeira;	deleted AM 92	(a) EUR 102 000 000 for the Azores and Madeira;	Defend PGA (N.B.: alignment to MFF adopted by the Council on 19.10.20)
Article 6(2), point(b)				
103	(b) EUR 82 000 000 for the Canary Islands;	deleted AM 92	(b) EUR 82 000 000 for the Canary Islands;	Defend PGA (N.B.: alignment to MFF adopted by the Council on 19.10.20)

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				19.10.20)
Article 6(2), point(c)				
104	(c) EUR 131 000 000 for Guadeloupe, French Guiana, Martinique, Mayotte, Réunion and Saint-Martin.	deleted AM 92	(c) EUR 131 000 000 for Guadeloupe, French Guiana, Martinique, Mayotte, Réunion and Saint-Martin.	Defend PGA <i>(N.B.: alignment to MFF adopted by the Council on 19.10.20)</i>
Article 6(3)				
105	3. The compensation referred to in Article 21 shall not exceed 50% of each of the allocations referred to in points (a), (b) and (c) of paragraph 2.	deleted AM 93	3. The compensation referred to in Article 21 shall not may exceed [50%] 50% of each of the allocations referred to in points (a), (b) and (c) of paragraph 2 in circumstances justified in each action plan for the outermost regions.	Defend PGA
Article 6(4)				
106	4. At least 15% of the Union financial support allocated per Member State shall be allocated to the areas of support referred to in Articles 19 and 20. Member States with no access to Union waters may apply a lower percentage with regard to the extent of their control	4. At least 15% of the Union financial support allocated per Member State shall be allocated to the areas of support referred to in Articles 19 and 20. Member States with no access to Union waters may apply a lower percentage with regard to the extent of their control	4. At least 15% of the Union financial support allocated per Member State shall be allocated in the programme prepared and submitted according to Article 16 (1) and (2) of the Regulation (EU) No [Regulation laying down Common Provisions] to the	Defend PGA

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	and data collection tasks.	and data collection tasks. <u>Where allocations for control and data collection under Articles 19 and 20 of this Regulation are not used, the Member State concerned may transfer corresponding amounts to be used under direct management for the purposes of development and implementation, by the European Fisheries Control Agency, of a Union fisheries control system under point (b) of Article 40 of this Regulation.</u> AM 94	specific objectives to the areas of support referred to in Articles 19 and 20. Member States with no access to Union waters may apply a lower percentage with regard to the extent of their control and data collection tasks.	
Article 6(4a)				
106a		<u>4a At least 25 % of the Union financial support allocated per Member State shall be allocated to the protection and restoration of marine and coastal biodiversity and ecosystems and for marine knowledge (Articles 22 and 27).</u> AM 283 & 315		No support to EP text
Article 6(4b)				
106b		<u>4b At least 10 % of the Union financial support allocated per</u>		No support to EP text

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		<u>Member State shall be allocated to improving the safety, working and living conditions of the crew, training, social dialogue, skills and employment. However, the Union financial support from the EMFAF allocated per Member State for all investments on board shall not exceed 60 % of the Union financial support allocated per Member State.</u> AM 96		
Article 6(5), introductory part				
107	5. The Union financial support from the EMFF allocated per Member State to the areas of support referred to in Articles 17(2) and 18 shall not exceed the higher of the following two thresholds:	5. The Union financial support from the EMFF EMFAF allocated per Member State to the areas of support referred to in Articles 17(2) and 18 shall not exceed the higher of the following two thresholds:	5. The Union financial support from the EMFF EMFAF allocated per Member State to the areas of support specific objectives referred to in Articles 17(2) 16 new, 17 and 18 shall not exceed the higher of the following two thresholds: Article 16 new in the Council General Approach is Article 16a in this table.	Defend PGA
Article 6(5), point(a)				
108	(a) EUR 6 000 000; or	(a) EUR 6 000 000; or	(a) EUR 6 000 000; or	
Article 6(5), point(b)				

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109	(b) 10% of the Union financial support allocated per Member State.	(b) 10% 15% of the Union financial support allocated per Member State. AM 97	(b) 10% 15% of the Union financial support allocated per Member State.	
Article 6(6)				
110	6. In accordance with Articles 30 to 32 of Regulation (EU) No [Regulation laying down Common Provisions], the EMFF may support technical assistance for the effective administration and use of this Fund at the initiative of a Member State.	6. In accordance with Articles 30 to 32 of Regulation (EU) No [Regulation laying down Common Provisions], the EMFF EMFAF may support technical assistance for the effective administration and use of this Fund at the initiative of a Member State.	6. In accordance with Articles 30 to 32 of Regulation (EU) No [Regulation laying down Common Provisions], the EMFF EMFAF may support technical assistance for the effective administration and use of this Fund at the initiative of a Member State.	
Article 7				
111	Article 7 Financial distribution for shared management	Article 7 Financial distribution for shared management	Article 7 Financial distribution for shared management	
Article 7, first paragraph				
112	The resources available for commitments by Member States referred to in Article 6(1) for the period from 2021 to 2027 are set out in the table in Annex V.	The resources available for commitments by Member States referred to in Article 6(1) for the period from 2021 to 2027 are set out in the table in Annex V.	The resources available for commitments by Member States referred to in Article 6(1) for the period from 2021 to 2027 are set out in the table in Annex V.	(N.B.: alignment to MFF adopted by the Council on 19.10.20)
Article 8				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
113	Article 8 Budgetary resources under direct and indirect management	Article 8 Budgetary resources under direct and indirect management	Article 8 Budgetary resources under direct and indirect management	
Article 8(1)				
114	1. The part of the financial envelope under direct and indirect management as specified in Title III shall be EUR 829 000 000 in current prices.	1. The part of the financial envelope under direct and indirect management as specified in Title III shall be <u>13% of the EMFAF financial envelope</u> EUR xxx EUR 829 000 000 in current prices. AM 98	1. The part of the financial envelope under direct and indirect management as specified in Title III shall be EUR 797 000 000 in in current prices.	Defend PGA (N.B.: alignment to MFF adopted by the Council on 19.10.20)
Article 8(2), first subparagraph				
115	2. The amount referred to in paragraph 1 may be used for technical and administrative assistance for the implementation of the EMFF, such as preparatory, monitoring, control, audit and evaluation activities including corporate information technology systems.	2. The amount referred to in paragraph 1 may be used for technical and administrative assistance for the implementation of the EMFF <u>EMFAF</u> , such as preparatory, monitoring, control, audit and evaluation activities including corporate information technology systems.	2. The amount referred to in paragraph 1 may be used for technical and administrative assistance for the implementation of the EMFF <u>EMFAF</u> , such as preparatory, monitoring, control, audit and evaluation activities including corporate information technology systems.	
Article 8(2), second subparagraph, introductory part				
116	In particular, the EMFF may support, at the initiative of the Commission and subject to the ceiling of 1.7% of the financial	In particular, the EMFF <u>EMFAF</u> may support, at the initiative of the Commission and subject to the ceiling of 1.7% of the financial	In particular, the EMFF <u>EMFAF</u> may support, at the initiative of the Commission and subject to the ceiling of 1.7% <u>1.25 %</u> of the	As a compromise, flexibility to agree on 1.5%.

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	envelope referred to in Article 5(1):	envelope referred to in Article 5(1):	financial envelope referred to in Article 5(1):	
Article 8(2), second subparagraph, point(a)				
117	(a) technical assistance for the implementation of this Regulation as referred to in Article 29 of Regulation (EU) No [Regulation laying down Common Provisions];	(a) technical assistance for the implementation of this Regulation as referred to in Article 29 of Regulation (EU) No [Regulation laying down Common Provisions];	(a) technical assistance for the implementation of this Regulation as referred to in Article 29 of Regulation (EU) No [Regulation laying down Common Provisions];	
Article 8(2), second subparagraph, point(b)				
118	(b) the preparation, monitoring and evaluation of sustainable fisheries partnership agreements and the Union participation in regional fisheries management organisations;	(b) the preparation, monitoring and evaluation of sustainable fisheries partnership agreements and the Union participation in regional fisheries management organisations;	(b) the preparation, monitoring and evaluation of sustainable fisheries partnership agreements and the Union participation in regional fisheries management organisations;	
Article 8(2), second subparagraph, point(c)				
119	(c) the setting-up of a European network of local action groups.	(c) the setting-up of a European network of local action groups.	(c) the setting-up of a European network of local action groups.	
Article 8(3)				
120	3. The EMFF shall support the costs of information and communication activities linked to the implementation of this Regulation.	3. The EMFF EMFAF shall support the costs of information and communication activities linked to the implementation of this Regulation.	3. The EMFF EMFAF shall support the costs of information and communication activities linked to the implementation of this Regulation.	
TITLE I, CHAPTER III				
121	CHAPTER III	CHAPTER III	CHAPTER III	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	Programming	Programming	Programming	
Article 9				
122	Article 9 Programming for support under shared management	Article 9 Programming for support under shared management	Article 9 Programming for support under shared management	
Article 9(1)				
123	1. In accordance with Article 16 of Regulation (EU) No [Regulation laying down Common Provisions], each Member State shall prepare a single programme to implement the priorities referred to in Article 4.	1. In accordance with Article 16 of Regulation (EU) No [Regulation laying down Common Provisions], each Member State shall prepare a single <u>national</u> programme <u>or regional operational programmes</u> to implement the priorities referred to in Article 4. AM 99	1. In accordance with Article 16 of Regulation (EU) No [Regulation laying down Common Provisions], each Member State shall prepare a single programme ¹ to implement the priorities referred to in Article 4. 1. Germany shall explain in its Operational Programme how the conditions of Article 16 of the Common Provisions Regulation are met. The Commission should make a statement to confirm this view.	No support to EP amendment in principle but flexibility to clarify the role of regions in programming
Article 9(2)				
124	2. Support under Title II shall be organised along the areas of support set out in Annex II.	2. Support under Title II shall be organised along the areas of support set out in Annex II.	2. Support under Title II in pursuit of the policy objectives of Article 4 of Regulation (EU) No [Regulation laying down Common Provisions] shall be organised along the priorities and specific objectives as areas of	

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			support set out in Annex II.	
Article 9(3), introductory part				
125	3. In addition to the elements referred to in Article 17 of Regulation (EU) No [Regulation laying down Common Provisions], the programme shall include:	3. In addition to the elements referred to in Article 17 of Regulation (EU) No [Regulation laying down Common Provisions], the programme shall include:	3. In addition to the elements referred to in Article 17 of Regulation (EU) No [Regulation laying down Common Provisions], the programme shall include:	
Article 9(3), point(a)				
126	(a) an analysis of the situation in terms of strengths, weaknesses, opportunities and threats and the identification of the needs that require to be addressed in the relevant geographical area, including, where appropriate, sea basins covered by the programme;	(a) an analysis of the situation in terms of strengths, weaknesses, opportunities and threats and the identification of the needs that require to be addressed in the relevant geographical area, including, where appropriate, sea basins covered by the programme;	(a) an analysis of the situation in terms of strengths, weaknesses, opportunities and threats and the identification of the needs that require to be addressed in the relevant geographical area, including, where appropriate, sea basins covered by relevant for the programme;	
Article 9(3), point(b)				
127	(b) the action plan for small-scale coastal fishing referred to in Article 15;	(b) the action plan for small-scale coastal fishing referred to in Article 15;	deleted	Defend PGA in the deletion of the action plan
Article 9(3), point(c)				
128	(c) where applicable, the action plans for the outermost regions referred to in paragraph 4.	(c) where applicable, the action plans for the outermost regions referred to in paragraph 4. Article 29c;	(c) where applicable, the action plans for the outermost regions referred to in paragraph 4. In the Council General Approach, appears as point	Flexibility towards EP, as separate chapter on outermost regions was tentatively agreed during the trilogues.

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		AM 100	(b) .	
Article 9(3), point(ca)				
128a		<u>ca where appropriate, sea-basin action plans for subnational or regional authorities responsible for fisheries, shellfish and maritime affairs.</u> AM 101		No support to EP text
Article 9(3a), introductory part				
128b			3a While carrying out analysis of the strengths, weaknesses, opportunities, threats, and identification of needs the Member States shall take into account the specific needs of small-scale coastal fishing, as set out in Annex V of Regulation (EU) No [Regulation laying down Common Provisions]. In addition to the elements referred to in Article 17 of Regulation (EU) No [Regulation laying down Common Provisions], Member States may take into account for small-scale coastal fishing:	In exchange for the deletion of the action plan, explore whether some elements on small-scale coastal fishing could be introduced with a slight modification of Article 9(3a), and additional point in Article 9(6) (in row 137), i.e.: [3a. While carrying out the analysis of the situation in terms of strengths, weaknesses, opportunities and threats referred to in paragraph 3(a) and in Annex V of Regulation (EU) No [Regulation laying down Common Provisions], Member States shall take into

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			In the Council General Approach, appears as paragraph 4.	account the specific needs of small-scale coastal fishing. For the specific objectives that contribute to the development of sustainable small-scale coastal fishing, Member States shall describe the types of actions considered for this purpose, as set out in Article 17(3)(d)(i) and Annex V of Regulation (EU) No[Regulation laying down Common Provisions].] * Note: This is based on the understanding that the relevant Appendices of Annex V CPR will be deleted if the action plan for small scale coastal fishing is finally deleted in the EMFAF.
Article 9(3a), point(a)				
128c			a adjustment and management of fishing capacity;	Deleted as no longer necessary since provisional agreement on row 128b
Article 9(3a), point(b)				
128d			b promotion of low-impact, climate resilient and low-carbon fishing practices that minimise	Deleted as no longer necessary since provisional agreement on row 128b

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			damage to the marine environment;	
Article 9(3a), point(c)				
128e			c reinforcement of the value chain of the sector and promotion of marketing strategies;	Deleted as no longer necessary since provisional agreement on row 128b
Article 9(3a), point(d)				
128f			d promotion of skills, knowledge, innovation and capacity building;	Deleted as no longer necessary since provisional agreement on row 128b
Article 9(3a), point(e)				
128g			e improvement of health, safety and working conditions on board fishing vessels;	Deleted as no longer necessary since provisional agreement on row 128b
Article 9(3a), point(f)				
128h			f increased compliance with data collection, traceability, monitoring, control and surveillance requirements;	Deleted as no longer necessary since provisional agreement on row 128b
Article 9(3a), point(g)				
128i			g involvement in the participatory management of the maritime space, including Marine Protected Areas and Natura 2000 areas;	Deleted as no longer necessary since provisional agreement on row 128b

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Article 9(3a), point(h)				
128j			h diversification of activities in the broader sustainable blue economy;	Deleted as no longer necessary since provisional agreement on row 128b
Article 9(3a), point(i)				
128k			i collective organisation and participation in the decision-making and advisory processes;	Deleted as no longer necessary since provisional agreement on row 128b
Article 9(3a), point(j)				
128l			j the FAO voluntary guidelines for securing sustainable small-scale fisheries;	Deleted as no longer necessary since provisional agreement on row 128b
Article 9(3a), point(k)				
128m			k the regional plan of action for small-scale fisheries from the General Fisheries Commission for the Mediterranean	Deleted as no longer necessary since provisional agreement on row 128b
Article 9(4), introductory part				
129	4. Member States concerned shall prepare as part of their programme an action plan for each of their outermost regions referred to in Article 6(2), which shall set out:	deleted AM 102	4. Member States concerned shall prepare as part of their programme an action plan for each of their outermost regions referred to in Article 6(2), which shall set out: In the Council General Approach, appears as paragraph 5.	Flexible, as the provision is moved (not deleted) to a separate chapter on Outermost regions as tentatively agreed at trilogues

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Article 9(4), point(a)				
130	(a) a strategy for the sustainable exploitation of fisheries and the development of sustainable blue economy sectors;	deleted AM 102	(a) a strategy for the sustainable exploitation of fisheries and the development of sustainable blue economy sectors;	Flexible, as the provision is moved (not deleted) to a separate chapter on Outermost regions as tentatively agreed at trilogues
Article 9(4), point(b), introductory part				
131	(b) a description of the main actions envisaged and the corresponding financial means, including:	deleted AM 102	(b) a description of the main actions envisaged and the corresponding financial means, including:	Flexible, as the provision is moved (not deleted) to a separate chapter on Outermost regions as tentatively agreed at trilogues
Article 9(4), point(b)(i)				
132	i) the structural support to the fishery and aquaculture sector under Title II;	deleted AM 102	i) the structural support to the fishery and aquaculture sector under Title II;	Flexible, as the provision is moved (not deleted) to a separate chapter on Outermost regions as tentatively agreed at trilogues
Article 9(4), point(b)(ii)				
133	ii) the compensation for additional costs referred to in Article 21;	deleted AM 102	ii) the compensation for additional costs referred to in Article 21;	Flexible, as the provision is moved (not deleted) to a separate chapter on Outermost regions as tentatively agreed at trilogues
Article 9(4), point(b)(iii)				
134	iii) any other investment in the		iii) any other investment in the	Flexible, as the provision is

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	sustainable blue economy necessary to achieve a sustainable coastal development.	deleted AM 102	sustainable blue economy necessary to achieve a sustainable coastal development.	moved (not deleted) to a separate chapter on Outermost regions as tentatively agreed at trilogues
Article 9(5)				
135	5. The Commission shall develop an analysis for each sea basin indicating the common strengths and weaknesses of the sea basin with regard to the achievement of the objectives of the CFP, as referred to in Article 2 of Regulation (EU) No 1380/2013. Where applicable, this analysis shall take into account the existing sea basin and macro-regional strategies.	5. The Commission, <u>after obtaining the opinions of the relevant Advisory Councils</u> , shall develop an analysis for each sea basin indicating the common strengths and weaknesses of the sea basin with regard to the achievement of the objectives of the CFP, as referred to in Article 2 of Regulation (EU) No 1380/2013. Where applicable, <u>and the achievement of good environmental status, as referred to in Directive 2008/56/EC.</u> This analysis shall take into account the existing sea basin and macro-regional strategies. AM 103	5. The Commission shall develop an analysis for each sea basin indicating the common strengths and weaknesses of the sea basin with regard to the achievement of the objectives of the CFP, as referred to in Article 2 of Regulation (EU) No 1380/2013. Where applicable, this analysis shall take into account the existing sea basin and macro-regional strategies. In the Council General Approach, appears as paragraph 6.	Some flexibility to address EP's concerns, i.e. with the following drafting: The Commission shall develop an analysis for each sea basin indicating the common strengths and weaknesses of the sea basin with regard to the achievement of the objectives of the CFP, as referred to in Article 2 of Regulation (EU) No 1380/2013, [including] the achievement of good environmental status, as referred to in Directive 2008/56/EC. This analysis shall take into account the existing sea basin and macro-regional strategies.
Article 9(6), introductory part				
136	6. The Commission shall assess the programme in accordance with	6. The Commission shall assess the programme in accordance with	6. The Commission shall assess the programme in accordance with	

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	Article 18 of Regulation (EU) No [Regulation laying down Common Provisions]. In its assessment it shall take into account, in particular:	Article 18 of Regulation (EU) No [Regulation laying down Common Provisions]. In its assessment it shall take into account, in particular:	Article 18 of Regulation (EU) No [Regulation laying down Common Provisions]. In its assessment it shall take into account, in particular: In the Council General Approach, appears as paragraph 7.	
Article 9(6), point(a)				
137	(a) the maximisation of the contribution of the programme to the priorities referred to in Article 4;	(a) the maximisation of the contribution of the programme to the priorities referred to in Article 4;	(a) the maximisation of the contribution of the programme to the priorities referred to in Article 4;	Flexibility to compromise by introducing a reference to "especially to environmental, economic and social sustainability in the fisheries sector", in exchange for an alternative suggestion by the EP to have additional points in order for EP to withdraw their amendment on the small-scale coastal fishing action plan: – a) the contribution of the programme to the development of sustainable small-scale coastal fishing. – b) on the contribution

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				of the programme to environmental, economic and social sustainability.
Article 9(6), point(b)				
138	(b) the balance between the fishing capacity of the fleets and the available fishing opportunities, as reported annually by Member States according to Article 22(2) of Regulation (EU) No 1380/2013;	(b) the balance between the fishing capacity of the fleets and the available fishing opportunities, as reported annually by Member States according to Article 22(2) of Regulation (EU) No 1380/2013;	(b) the balance between the fishing capacity of the fleets and the available fishing opportunities, as reported annually by Member States according to Article 22(2) of Regulation (EU) No 1380/2013;	
Article 9(6), point(ba)				
138a		<u><i>ba where applicable, the need to modernise or to renew the fleets;</i></u> AM 104		No support to EP position
Article 9(6), point(c)				
139	(c) where applicable, the multiannual management plans adopted under Articles 9 and 10 of Regulation (EU) No 1380/2013, the management plans adopted under Article 19 of Council Regulation (EC) No 1967/2006 and the recommendations from	(c) where applicable, the multiannual management plans adopted under Articles 9 and 10 of Regulation (EU) No 1380/2013, the management plans adopted under Article 19 of Council Regulation (EC) No 1967/2006 and the recommendations from	(c) where applicable, the multiannual management plans adopted under Articles 9 and 10 of Regulation (EU) No 1380/2013, the management plans adopted under Article 19 of Council Regulation (EC) No 1967/2006 and the recommendations from	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	regional fisheries management organisations, where applicable to the Union;	regional fisheries management organisations, where applicable to the Union	regional fisheries management organisations, where applicable to the Union	
Article 9(6), point(d)				
140	(d) the implementation of the landing obligation referred to in Article 15 of Regulation (EU) No 1380/2013;	(d) the implementation of the landing obligation referred to in Article 15 of Regulation (EU) No 1380/2013;	(d) the implementation of the landing obligation referred to in Article 15 of Regulation (EU) No 1380/2013;	
Article 9(6), point(da)				
140a		<u><i>da control of invasive species that cause considerable damage to the productivity of fisheries;</i></u> AM 105		No support to EP text
Article 9(6), point(db)				
140b		<u><i>db support for research into and use of innovative selective fishing gear throughout the Union, not only but including in accordance with Article 27 of Regulation (EU) No 1380/2013;</i></u> Am 106		No support to EP text
Article 9(6), point(e)				
141	(e) the most recent evidence on the socio-economic performance	(e) the most recent evidence on the <u>balance between the</u>	(e) the most recent evidence on the socio-economic performance of	No support to EP text

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	of the sustainable blue economy, and in particular the fishery and aquaculture sector;	<u>environmental priorities and the</u> socio-economic performance of the sustainable blue economy, and in particular the fishery and aquaculture sector; AM 107	the sustainable blue economy, and in particular the fishery and aquaculture sector;	
Article 9(6), point(f)				
142	(f) where applicable, the analyses referred to in paragraph 5;	(f) where applicable, the analyses referred to in paragraph 5;	(f) where applicable, the analyses referred to in paragraph 56; Paragraph 6 in the Council General Approach is paragraph 5 in this table.	
Article 9(6), point(g)				
143	(g) the contribution of the programme to the conservation and restoration of marine ecosystems, while the support related to Natura 2000 areas shall be in accordance with the prioritised action frameworks established pursuant to Article 8(4) of Directive 92/43/EEC;	(g) the contribution of the programme to the conservation and restoration of marine ecosystems, while the support related to Natura 2000 areas shall be in accordance with the prioritised action frameworks established pursuant to Article 8(4) of Directive 92/43/EEC <u>bringing about a balance between the economic and social considerations and the conservation and restoration of marine and freshwater</u>	(g) the contribution of the programme to the conservation and restoration of marine ecosystems, while the support related to Natura 2000 areas shall be in accordance with the prioritised action frameworks established pursuant to Article 8(4) of Directive 92/43/EEC;	No support to EP amendment

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u>ecosystems</u> ; Extended Diffing AM 108		
Article 9(6), point(h)				
144	(h) the contribution of the programme to the reduction of marine litter, in accordance with Directive xx/xx of the European Parliament and of the Council [Directive on the reduction of the impact of certain plastic products on the environment] ¹ ; 1. OJ C [...], [...], p. [...].	(h) the contribution of the programme to the <u>collection and</u> reduction of marine litter, in accordance with Directive xx/xx of the European Parliament and of the Council [Directive on the reduction of the impact of certain plastic products on the environment] ¹ ; 1. OJ C [...], [...], p. [...]. AM 109	(h) the contribution of the programme to the reduction of marine litter, in accordance with Directive xx/xx of the European Parliament and of the Council [Directive on the reduction of the impact of certain plastic products on the environment] ⁺ ; ; 1. OJ C [...], [...], p. [...].	Flexibility to tackle EP's concerns in a recital.
Article 9(6), point(i)				
145	(i) the contribution of the programme to climate change mitigation and adaptation.	(i) the contribution of the programme to climate change <u>fight</u> , mitigation and adaptation, <u>including by reducing CO₂ emissions by means of fuel savings</u> ; AM 110	(i) the contribution of the programme to climate change mitigation and adaptation.	No support to EP amendment
Article 9(6), point(ia)				

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145a		<u>ia the contribution of the programme to tackling IUU fishing.</u> AM 111		No support to EP amendment
Article 9(7)				
146	7. Subject to Article 18 of Regulation (EU) No [Regulation laying down Common Provisions], the Commission shall adopt implementing acts approving the programme. The Commission shall approve the proposed programme provided the necessary information has been submitted.	7. Subject to Article 18 of Regulation (EU) No [Regulation laying down Common Provisions], the Commission shall adopt implementing acts approving the programme. The Commission shall approve the proposed programme provided the necessary information has been submitted.	deleted	
Article 9(8)				
147	8. Subject to Article 19 of Regulation (EU) No [Regulation laying down Common Provisions], the Commission shall adopt implementing acts approving amendments to a programme.	8. Subject to Article 19 of Regulation (EU) No [Regulation laying down Common Provisions], the Commission shall adopt implementing acts approving amendments to a programme.	deleted	
Article 10				
148	Article 10 Programming for support under direct and indirect management	Article 10 Programming for support under direct and indirect management	Article 10 Programming for support under direct and indirect management	
Article 10, first paragraph				

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149	Titles III shall be implemented through work programmes referred to in Article 110 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union]. Work programmes shall set out, where applicable, the overall amount reserved for the blending operations referred to in Article 47.	Titles III shall be implemented through work programmes referred to in Article 110 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union]. Work programmes shall set out, where applicable, the overall amount reserved for the blending operations referred to in Article 47.	Titles III shall be implemented through work programmes referred to in Article 110 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union]. In order to implement Title III, the Commission shall adopt implementing acts laying down work programmes . Work programmes shall set out, where applicable, the overall amount reserved for the blending operations referred to in Article 47. Except as regards technical assistance, these implementing acts shall be adopted in accordance with the examination procedure referred to in Article 53 (2).	
TITLE II				
150	TITLE II SUPPORT UNDER SHARED MANAGEMENT	TITLE II SUPPORT UNDER SHARED MANAGEMENT	TITLE II SUPPORT UNDER SHARED MANAGEMENT	
TITLE II, CHAPTER I				
151	CHAPTER I General principles of support	CHAPTER I General principles of support	CHAPTER I General principles of support	
Article 11				

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152	Article 11 State aid	Article 11 State aid	Article 11 State aid	
Article 11(1)				
153	1. Without prejudice to paragraph 2, Articles 107, 108 and 109 of the Treaty shall apply to aid granted by Member States to undertakings in the fishery and aquaculture sector.	1. Without prejudice to paragraph 2, Articles 107, 108 and 109 of the Treaty shall apply to aid granted by Member States to undertakings in the fishery and aquaculture sector.	1. Without prejudice to paragraph 2, Articles 107, 108 and 109 of the Treaty shall apply to aid granted by Member States to undertakings in the fishery and aquaculture sector.	
Article 11(2)				
154	2. However, Articles 107, 108 and 109 of the Treaty shall not apply to payments made by Member States pursuant to this Regulation and falling within the scope of Article 42 of the Treaty.	2. However, Articles 107, 108 and 109 of the Treaty shall not apply to payments made by Member States pursuant to this Regulation and falling within the scope of Article 42 of the Treaty	2. However, Articles 107, 108 and 109 of the Treaty shall not apply to payments made by Member States pursuant to this Regulation and falling within the scope of Article 42 of the Treaty	
Article 11(3)				
155	3. National provisions setting up public financing going beyond the provisions of this Regulation concerning payments referred to in paragraph 2 shall be treated as a whole on the basis of paragraph 1.	3. National provisions setting up public financing going beyond the provisions of this Regulation concerning payments referred to in paragraph 2 shall be treated as a whole on the basis of paragraph 1	3. National provisions setting up public financing going beyond the provisions of this Regulation concerning payments referred to in paragraph 2 shall be treated as a whole on the basis of paragraph 1.	
Article 12				
156	Article 12 Admissibility of applications	Article 12 Admissibility of applications	Article 12 Admissibility of applications	

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Article 12(1), introductory part				
157	1. An application submitted by a beneficiary for support from the EMFF shall be inadmissible for an identified period of time laid down pursuant to paragraph 4, if it has been determined by the competent authority that the beneficiary concerned:	1. An application submitted by a beneficiary <u>an applicant</u> for support from the EMFF <u>EMFAF</u> shall be inadmissible for an identified period of time laid down pursuant to paragraph 4, if it has been determined by the competent authority that the beneficiary <u>applicant</u> concerned: AM 112	1. An application submitted by a beneficiary for support from the EMFF an operator shall be inadmissible for an identified period of time laid down pursuant to paragraph 4, if it has been determined by the competent authority that the beneficiary operator concerned:	No support to EP amendment
Article 12(1), point(a)				
158	(a) has committed serious infringements under Article 42 of Council Regulation (EC) No 1005/2008 ¹ or Article 90 of Council Regulation (EC) No 1224/2009 or under other legislation adopted by the European Parliament and by the Council; ¹ Council Regulation (EC) No 1005/2008 of 29 September 2008 establishing a Community system to prevent, deter and	(a) has committed serious infringements under Article 42 of Council Regulation (EC) No 1005/2008 ¹ or Article 90 of Council Regulation (EC) No 1224/2009 or under other legislation adopted by the European Parliament and by the Council <u>within the framework of the CFP and Union environmental legislation</u> ; _____	(a) has committed serious infringements under Article 42 of Council Regulation (EC) No 1005/2008 ¹ or Article 90 of Council Regulation (EC) No 1224/2009 or under other legislation adopted by the European Parliament and by the Council within the framework of the CFP ; ¹ Council Regulation (EC) No 1005/2008 of 29 September 2008 establishing a	Defend PGA

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	eliminate illegal, unreported and unregulated fishing, amending Regulations (EEC) No 2847/93, (EC) No 1936/2001 and (EC) No 601/2004 and repealing Regulations (EC) No 1093/94 and (EC) No 1447/1999 (OJ L 286, 29.10.2008, p. 1).	1. Council Regulation (EC) No 1005/2008 of 29 September 2008 establishing a Community system to prevent, deter and eliminate illegal, unreported and unregulated fishing, amending Regulations (EEC) No 2847/93, (EC) No 1936/2001 and (EC) No 601/2004 and repealing Regulations (EC) No 1093/94 and (EC) No 1447/1999 (OJ L 286, 29.10.2008, p. 1). AM 317	Community system to prevent, deter and eliminate illegal, unreported and unregulated fishing, amending Regulations (EEC) No 2847/93, (EC) No 1936/2001 and (EC) No 601/2004 and repealing Regulations (EC) No 1093/94 and (EC) No 1447/1999 (OJ L 286, 29.10.2008, p. 1). The footnote does not appear in the Council General Approach, but it does not appear as deleted neither. It should probably stay	
Article 12(1), point(b)				
159	(b) has been involved in the operation, management or ownership of fishing vessels included in the Union IUU vessel list as set out in Article 40(3) of Regulation (EC) No 1005/2008, or of a vessel flagged to countries identified as non-cooperating third countries as set out in Article 33 of that Regulation; or	(b) has been involved in the operation, management or ownership of fishing vessels included in the Union IUU vessel list as set out in Article 40(3) of Regulation (EC) No 1005/2008, or of a vessel flagged to countries identified as non-cooperating third countries as set out in Article 33 of that Regulation; or	(b) has been involved in the operation, management or ownership of fishing vessels included in the Union IUU vessel list as set out in Article 40(3) of Regulation (EC) No 1005/2008, or of a vessel flagged to countries identified as non-cooperating third countries as set out in Article 33 of that Regulation; or	
Article 12(1), point(c)				
160	(c) has committed any of the environmental offences set out in Articles 3 and 4 of Directive 2008/99/EC of the European Parliament and of the Council ¹ ,	(c) has committed any of the environmental offences set out in Articles 3 and 4 of Directive 2008/99/EC of the European Parliament and of the Council ¹ ,	(c) has committed any of the environmental offences set out in Articles 3 and 4 of Directive 2008/99/EC of the European Parliament and of the Council ¹ ,	Defend PGA

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	where the application is made for support under Article 23. 1. Directive 2008/99/EC of the European Parliament and of the Council of 19 November 2008 on the protection of the environment through criminal law (OJ L 328, 06.12.2008, p. 28).	where the application is made for support under Article 23. 1. Directive 2008/99/EC of the European Parliament and of the Council of 19 November 2008 on the protection of the environment through criminal law (OJ L 328, 06.12.2008 <u>6.12.2008</u>, p. 28). AM 114	where the application is made for support under Article 23. 1. Directive 2008/99/EC of the European Parliament and of the Council of 19 November 2008 on the protection of the environment through criminal law (OJ L 328, 06.12.2008, p. 28). The footnote does not appear in the Council General Approach, but it does not appear as deleted neither. It should probably stay.	
Article 12(2)				
161	2. The beneficiary, after submitting the application, shall continue to comply with the admissibility conditions referred to in paragraph 1 throughout the period of implementation of the operation and for a period of five years after the final payment to that beneficiary.	2. The beneficiary, after submitting the application, shall continue to comply with the admissibility conditions referred to in paragraph 1 throughout the period of implementation of the operation and for a period of five <u>two</u> years after the final payment to that beneficiary. AM 115	2. If any of the situations referred to in paragraph 1 occurs throughout the period betweenThe beneficiary, after submitting the application, shall continue to comply with the admissibility conditions referred to in paragraph 1 throughout the period of implementation of the operation and for a period of five years after the final payment to that beneficiary and five years after the final payment, the support paid from EMFAF related to that application shall be recovered from the operator, in accordance with Article 97 of	Defend PGA

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			Regulation (EU) No [Regulation laying down Common Provisions].	
Article 12(3)				
162	3. Without prejudice to more far-reaching national rules as agreed on in the Partnership Agreement with the Member State concerned, an application submitted by a beneficiary shall be inadmissible for an identified period of time laid down pursuant to paragraph 4, if it has been determined by the competent authority that the beneficiary has committed a fraud, as defined in Article 3 of Directive 2017/1371/EU of the European Parliament and of the Council¹. 1. Directive (EU) 2017/1371 of the European Parliament and of the Council of 5 July 2017 on the fight against fraud to the Union's financial interests by means of criminal law (OJ L 198, 28.07.2017, p. 29).	3. Without prejudice to more far-reaching national rules as agreed on in the Partnership Agreement with the Member State concerned, an application submitted by a beneficiary shall be inadmissible for an identified period of time laid down pursuant to paragraph 4, if it has been determined by the competent authority that the beneficiary has committed a fraud, as defined in Article 3 of Directive 2017/1371/EU of the European Parliament and of the Council¹. 1. Directive (EU) 2017/1371 of the European Parliament and of the Council of 5 July 2017 on the fight against fraud to the Union's financial interests by means of criminal law (OJ L 198, 28.07.2017, p. 29).	3. Without prejudice to more far-reaching national rules as agreed on in the Partnership Agreement with the Member State concerned, an application submitted by a beneficiary an operator shall be inadmissible for an identified period of time laid down pursuant to paragraph 4, if it has been determined through a final decision by the competent authority that the beneficiary operator has committed a fraud, as defined in Article 3 of Directive 2017/1371/EU of the European Parliament and of the Council¹, in the context of the EMFF or EMFAF. 1. Directive (EU) 2017/1371 of the European Parliament and of the Council of 5 July 2017 on the fight against fraud to the Union's financial interests by means of criminal law (OJ L 198, 28.07.2017, p. 29).	Defend PGA

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Article 12(4), introductory part				
163	4. The Commission shall be empowered to adopt delegated acts in accordance with Article 52 concerning:	4. The Commission shall be empowered to adopt delegated acts in accordance with Article 52 concerning:	4. The Commission shall be empowered to adopt delegated acts in accordance with Article 52 concerning:	
Article 12(4), point(a)				
164	(a) the identification of the threshold triggering and the length of period of time of inadmissibility referred to in paragraphs 1 and 3, which shall be proportionate to the nature, gravity, duration and repetition of the serious infringements, offences or fraud, and shall be of at least one year's duration;	(a) the identification of the threshold triggering and the length of period of time of inadmissibility referred to in paragraphs 1 and 3, which shall be proportionate to the nature, gravity, duration and repetition of the serious infringements, offences or fraud, and shall be of at least one year's duration;	(a) the identification of the threshold triggering and the length of period of time of inadmissibility referred to in paragraphs 1 and 3, which shall be proportionate to the nature, gravity, duration and repetition of the serious infringements, offences or fraud, and shall be of at least one year's duration;	
Article 12(4), point(aa)				
164a		<u>aa any conditions under which the duration of the period of ineligibility is reduced;</u> AM 116		Flexibility for EP text in exchange for Council text in 157, 158 and 161
Article 12(4), point(ab)				
164b		<u>ab the definition of the conditions to be complied with after the submission of the request referred to in paragraph 2 and the</u>		Flexibility for EP text in exchange for Council text in 157, 158 and 161

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		<u>arrangements for recovering the aid granted in the event of non-compliance, to be scaled according to the seriousness of the infringement committed;</u> AM 117		
Article 12(4), point(b)				
165	(b) the relevant starting or ending dates of the period of time referred to in paragraphs 1 and 3.	(b) the relevant starting or ending dates of the period of time referred to in paragraphs 1 and 3.	(b) the relevant starting or ending dates of the period of time referred to in paragraphs 1 and 3.	
Article 12(4a)				
165a			4a Member States may apply, in accordance with national rules, longer inadmissibility period than laid down pursuant to paragraph 4. Member States may apply an inadmissibility period also to applications submitted by the fishers in inland waters, who have committed serious infringements, as defined by national rules. In the Council General Approach, appears as paragraph 4 new.	
Article 12(5), first subparagraph				

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

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167a		<u><i>5a Member States may apply the inadmissibility period also to applications submitted by fishers in inland waters who have committed serious infringements as defined by national rules.</i></u> AM 118		Explore if Article 12(4a) of PGA covers the EP's concerns
Article 12a				
167b			Article 12a Eligibility for EMFAF support under shared management In the Council General Approach appears as Article 12new.	
Article 12a(1)				
167c			1 Without prejudice to Article 9(2) of this Regulation and to Article 57 of Regulation (EU) No [Regulation laying down Common Provisions], operations under Title II shall be deemed eligible for support under EMFAF, provided that they are in accordance with applicable EU law and are not excluded under Article 13. In the Council General	

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			Approach, appears as unnumbered paragraph.	
Article 12a				
167d		<u>Article 12a</u> <u>Eligible operations</u> AM 119		No support to EP amendment - explore if EP's concerns are covered by Article 12new PGA
Article 12a(1)				
167e		<u>1 A variety of operations identified by the Member States in their programmes may be supported by the EMFAF, provided that they are covered by one or more of the priorities identified in this Regulation.</u> AM 119		Explore if EP's concerns are covered by Article 12new of PGA
Article 13				
168	Article 13 Ineligible operations	Article 13 Ineligible operations	Article 13 Ineligible operations or expenditure	
Article 13, first paragraph, introductory part				
169	The following operations shall not be eligible under the EMFF:	The following operations shall not be eligible under the	The following operations or expenditure shall not be eligible	

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		EMFF EMFAF:	under the EMFF EMFAF:	
Article 13, first paragraph, point(a)				
170	(a) operations that increase the fishing capacity of a fishing vessel or support the acquisition of equipment that increases the ability of a fishing vessel to find fish;	(a) operations that increase the fishing capacity of a fishing vessel or support the acquisition of equipment that increases the ability of a fishing vessel to find fish, <u>except for the purpose of improving the safety or the working or living conditions of the crew which includes corrections to vessel stability, or the quality of the product, provided that the increase is within the limit allocated to the Member State concerned, without jeopardising the balance between fishing capacity and available fishing opportunities and without increasing the ability of the fishing vessel concerned to catch fish;</u> AM 120	(a) operations that increase the fishing capacity of a fishing vessel or support the acquisition of equipment that increases the ability of a fishing vessel to find fish, except when the operations relate to investments in onboard safety, labour conditions, and energy efficiency, provided that the segment of the corresponding fleet to which the operations relate is in balance, any increase in capacity arising from these operations is compensated by a prior withdrawal of capacity of at least the same amount and the national ceiling of fishing capacity assigned to each Member State is respected;	Defend the principles of the PGA of having exceptions to the ineligibility with flexibility to work on the basis of the alternative drafting suggested by the Commission in Article 13.a. Flexibility to review drafting to establish two separate operations that are not eligible: - operations increasing the fishing capacity unless otherwise provided in the Regulation, and - acquisition of equipment that increases the ability to find fish.
Article 13, first paragraph, point(b)				
171	(b) the construction and acquisition of fishing vessels or the importation of fishing vessels,	(b) the construction and acquisition of fishing vessels or the importation of fishing vessels,	(b) the construction and acquisition of fishing vessels or the importation of fishing vessels,	NB: COM's alternative drafting in Article 13.b.

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	unless otherwise provided for in this Regulation;	unless otherwise provided for in this Regulation;	unless otherwise provided for in this Regulation;	
Article 13, first paragraph, point(c)				
172	(c) the transfer or reflagging of fishing vessels to third countries including through the creation of joint ventures with partners of those countries;	(c) the transfer or reflagging of fishing vessels to third countries including through the creation of joint ventures with partners of those countries;	(c) the transfer or reflagging of fishing vessels to third countries including through the creation of joint ventures with partners of those countries;	
Article 13, first paragraph, point(d)				
173	(d) the temporary or permanent cessation of fishing activities, unless otherwise provided for in this Regulation;	(d) the temporary or permanent cessation of fishing activities, unless otherwise provided for in this Regulation;	(d) the temporary or permanent cessation of fishing activities, unless otherwise provided for in this Regulation;	
Article 13, first paragraph, point(e)				
174	(e) exploratory fishing;	(e) exploratory fishing;	(e) exploratory fishing, unless it is carried out by scientific institutions with a view to investigate possible management options for fishing stocks to ensure a sustainable fishery or exploratory fishing for invasive species as included in the EU list referred to in Regulation 1143/2014;	Flexibility to accept EP's drafting (subject to legal revision) as a consequence of the agreement on the Council's text in row 76. Withdraw exemption for fishing for invasive species.
Article 13, first paragraph, point(f)				

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175	(f) the transfer of ownership of a business;	(f) the transfer of ownership of a business, <u>except for the transfer of an undertaking to young fishermen or young aquaculture producers</u> ; AM 121	(f) the transfer of ownership of a business;	Explore if Article 16(3a) of PGA covers EP's concerns <i>NB: COM's alternative drafting in Article 13.f.</i>
Article 13, first paragraph, point(g)				
176	(g) direct restocking, except explicitly provided for as a conservation measure by a Union legal act or in the case of experimental restocking;	(g) direct restocking, except explicitly provided for as a conservation measure by a Union legal act or in the case <u>cases</u> of experimental restocking <u>or restocking associated with processes to improve the environmental and production conditions of the natural environment</u> ; AM 122	(g) direct restocking, except explicitly provided for as a reintroduction measure or other conservation measure measures , by a Union legal act or in the case of experimental restocking;	Flexible to delete the comma after measures to clarify that the reintroduction or conservation measures must be provided for by a Union legal act.
Article 13, first paragraph, point(h)				
177	(h) the construction of new ports, new landing sites or new auction halls;	(h) the construction of new ports; <u>or new landing sites except for small ports and landing sites in remote areas, particularly in the outermost regions, on remote islands and in peripheral and non-urban coastal areas</u> or new auction halls ;	(h) the construction of new ports, new landing sites or new auction halls;	No support to EP text

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		AM 123		
Article 13, first paragraph, point(i)				
178	(i) market intervention mechanisms aiming to temporarily or permanently withdraw fishery or aquaculture products from the market with a view to reducing supply in order to prevent price decline or drive up prices; by extension, storage operations in a logistics chain that would produce the same effects either intentionally or unintentionally;	(i) market intervention mechanisms aiming to temporarily or permanently withdraw fishery or aquaculture products from the market with a view to reducing supply in order to prevent price decline or drive up prices; by extension, storage operations in a logistics chain that would produce the same effects either intentionally or unintentionally; AM 124	(i) market intervention mechanisms aiming to temporarily or permanently withdraw fishery or aquaculture products from the market with a view to reducing supply in order to prevent price decline or drive up prices; by extension, storage operations in a logistics chain that would produce the same effects either intentionally or unintentionally;	Support EP amendment - identical provision
Article 13, first paragraph, point(j)				
179	(j) investments on board fishing vessels necessary to comply with the requirements under Union or national law, including requirements under the Union's obligations in the context of regional fisheries management organisations;	(j) <u>except where otherwise provided for in this Regulation,</u> investments on board fishing vessels necessary to comply with the requirements under Union or national law, including requirements under the Union's obligations in the context of regional fisheries management organisations, <u>unless those investments lead to disproportionate costs for the</u>	(j) investments on board fishing vessels necessary to comply with the requirements under Union or national law in force at the time of the submission of the application, including requirements under the Union's obligations in the context of regional fisheries management organisations, unless otherwise provided for in this Regulation;	No flexibility to accept "disproportionate costs" but flexibility to make eligible support for costs made to comply with national law in those cases where a MS has chosen to implement optional provisions under Council Directive (EU) 2017/159 of 19 December 2016 implementing the Agreement concerning the implementation of the Work in

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		<u>operators</u> ; AM 125		Fishing Convention, 2007 of the International Labour Organisation" or optional provisions under Union legislation on health and safety on board. <i>NB: COM's alternative drafting in Article 13.j.</i>
Article 13, first paragraph, point(k)				
180	(k) investments on board fishing vessels that have carried out activities at sea for less than 60 days in each of the two calendar years preceding the year of submission of the application for support.	deleted AM 126	(k) investments on board fishing vessels that have carried out fishing activities at sea for less than 60 days in each of the two calendar years preceding the year of submission of the application for support.;	Defend PGA
Article 13, first paragraph, point(ka)				
180a			ka replacement or modernisation of a main or ancillary engine on a fishing vessel, unless otherwise provided for in this Regulation. In the Council General Approach, appears as point 1.	<i>N.B.: In the Commission's alternative drafting, the same provision appears in Article 13(1)(l)</i>
Article 13, first paragraph, point(ka)				
180b		<u>ka the replacement or</u>		No support to EP text

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		<u><i>modernisation of the main or auxiliary engine of a fishing vessel if it results in an increase in power in Kw;</i></u> AM 127		
Article 13, first paragraph, point(kb)				
180c		<u><i>kb the production of genetically modified organisms where such production may adversely affect the natural environment.</i></u> AM 128		Some flexibility to explore EP's concerns
Article 13a				
180d		<u><i>Article 13a Support for operations for the management of fisheries and fishing fleets</i></u> AM 323		No support to EP text
Article 13a(1)				
180e		<u><i>1 The EMFAF may support operations for the management of fisheries and fishing fleets in accordance with the entry/exit scheme referred to in Article 23 of Regulation (EU) No 1380/2013 and with the fishing capacity</i></u>		Some flexibility to tackle EP's concerns in a recital

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		<u><i>ceilings established in Annex II to that Regulation. In particular, Member States shall endeavour to optimise the allocation of their available fishing capacity, taking into account the needs of their fleet, without increasing their overall fishing capacity.</i></u> AM 323		
TITLE II, CHAPTER II				
181	CHAPTER II Priority 1: Fostering sustainable fisheries and the conservation of marine biological resources	CHAPTER II Priority 1: Fostering sustainable fisheries and the conservation of marine biological resources <u>and the socio-economic stability</u> AM 129	CHAPTER II Priority 1: Fostering sustainable fisheries and the conservation of marine aquatic biological resources	The title of the priority must be consistent with the decision on Article 4(1)
TITLE II, CHAPTER II, Section 1				
182	Section 1 General conditions	Section 1 General conditions	Section 1 General conditions Scope of Support	
Article 14				
183	Article 14 General scope of support	Article 14 General scope of support	Article 14 General scope of support Specific objectives	

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Article 14(1)				
184	1. Support under this Chapter shall contribute to the achievement of the environmental, economic, social and employment objectives of the CFP, as set out in Article 2 of Regulation (EU) No 1380/2013.	1. Support under this Chapter shall contribute to the achievement of the environmental, economic, social and employment objectives of the CFP, as set out in Article 2 of Regulation (EU) No 1380/2013. <u>and will foster social dialogue between the parties.</u> AM 130	1. Support under this Chapter shall cover interventions that contribute to the achievement of the environmental, economic, social and employment objectives of the CFP, as set out in Article 2 of Regulation (EU) No 1380/2013-, through of one or more of the following specific objectives:	Flexibility to include social dialogue in a recital.
Article 14(1), point(a)				
184a			a Strengthening economically, socially and environmentally sustainable fishing activities;	Defend PGA and make a step towards the EP by trying to include a reference to MSY in a recital
Article 14(1), point(b)				
184b			b Increasing energy efficiency and reducing CO2 emissions through replacement or modernisation of engines of fishing vessels;	
Article 14(1), point(c)				

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184c			c Promoting the adjustment of fishing capacity to fishing opportunities in cases of permanent cessation and contributing to a fair standard of living in cases of temporary cessation of fishing activities;	
Article 14(1), point(d)				
184d			d Fostering efficient fisheries control and enforcement, as well as reliable data for knowledge-based decision-making;	Defend PGA and make a step towards the EP by including a reference to fighting against IUU
Article 14(1), point(e)				
184e			e Promoting a level-playing field for fishing and aquaculture products from the outermost regions; and	
Article 14(1), point(f)				
184f			f Contributing to the protection and restoration of aquatic biodiversity and ecosystems.	Defend PGA and make a step towards the EP by trying to include a reference to selectivity in a recital
Article 14(2)				
185	2. Where support under this Chapter is granted for a vessel, that vessel shall not be transferred or reflagged outside the Union during	2. Where support under this Chapter is granted for a vessel, that vessel shall not be transferred or reflagged outside the Union during	deleted	Defend PGA

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	at least the five years from the final payment for the supported operation.	at least the five years from the final payment for the supported operation.		
Article 14(3)				
186	3. Support under this Chapter shall also apply to inland fishing, with the exception of Articles 15 and 17.	3. Support under this Chapter shall also apply to inland fishing, with the exception of Articles 15 and 17.	3. Support as foreseen under this Chapter shall also may apply to inland fishing, with the exception of Articles 15 and 17 the provisions laid down in Article 16 (2) a) and b), 16 new (1) a), b) and (3), 17 and 18 (1) a), b), b a), c) and (3). In the Council General Approach appears as paragraph 2.	Defend PGA subject to the alignment with the final numbering of the articles.
TITLE II, CHAPTER II, Section 2				
187	Section 2 Small-scale coastal fishing	Section 2 Small-scale coastal fishing	Section 2 Small-scale coastal fishing SPECIFIC CONDITIONS	
Article 15				
188	Article 15 Action plan for small-scale coastal fishing	Article 15 Action plan for small-scale coastal fishing	Article 15 Action plan for small-scale coastal Transferring or reflagging of fishing vessels	Defend PGA
Article 15(-1)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
188a			-1 Where support under this Chapter is granted in respect of a vessel, that vessel shall not be transferred or reflagged outside the Union during at least the five years from the final payment for the supported operation. In the Council General Approach, appears as unnumbered paragraph.	Defend PGA
Article 15(1), introductory part				
189	1. Member States shall prepare as part of their programme an action plan for small-scale coastal fishing which shall set out a strategy for the development of profitable and sustainable small-scale coastal fishing. This strategy shall be structured along the following sections, where applicable:	1. Member States shall prepare as part of their programme an , and in <u>due collaboration with the relevant sectors, a specific</u> action plan for small-scale coastal fishing which shall set out a strategy for the development of profitable and sustainable small-scale coastal fishing. This strategy shall be structured along the following sections, where applicable: <u>AM 131</u>	deleted	Defend PGA (EP concerns are tackled in row 128b of this table).
Article 15(1), point(a)				
190	(a) adjustment and management of fishing capacity;	(a) adjustment and management of fishing capacity;	deleted	
Article 15(1), point(b)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
191	(b) promotion of low-impact, climate resilient and low-carbon fishing practices that minimize damage to the marine environment;	(b) promotion of low-impact, climate resilient and low-carbon fishing practices that minimize damage to the marine environment;	deleted	
Article 15(1), point(c)				
192	(c) reinforcement of the value chain of the sector and promotion of marketing strategies;	(c) reinforcement of the value chain of the sector and promotion of marketing strategies, <u>promoting any mechanisms that improve first-sale price, in order to benefit fishers by increasing their reward for their work, and that promote fair and appropriate distribution of value added throughout the sector's value chain, reducing intermediaries' margins, increasing the prices paid to producers and restricting the prices paid by end-consumers;</u> AM 311	deleted	Defend PGA
Article 15(1), point(d)				
193	(d) promotion of skills, knowledge, innovation and capacity building;	(d) promotion of skills, knowledge, innovation and capacity building, <u>in particular for young fishers;</u> AM 132	deleted	Defend PGA

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
Article 15(1), point(e)				
194	(e) improvement of health, safety and working conditions on board fishing vessels;	(e) improvement of health, safety and working conditions on board fishing vessels, <u>in fishing on foot and shellfish gathering, as well as on-shore in direct fishing-related activities</u> ; AM 133	deleted	Defend PGA
Article 15(1), point(f)				
195	(f) increased compliance with data collection, traceability, monitoring, control and surveillance requirements;	(f) increased compliance with data collection, traceability, monitoring, control and surveillance requirements;	deleted	
Article 15(1), point(g)				
196	(g) involvement in the participatory management of the maritime space, including Marine Protected Areas and Natura 2000 areas;	(g) involvement in the participatory management of the maritime space, including Marine Protected Areas and Natura 2000 areas;	deleted	
Article 15(1), point(h)				
197	(h) diversification of activities in the broader sustainable blue economy;	(h) diversification of activities in the broader sustainable blue economy;	deleted	
15(1), point(i)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
198	(i) collective organisation and participation in the decision-making and advisory processes.	(i) collective organisation and participation in the decision-making and advisory processes.	deleted	
Article 15(2)				
199	2. The action plan shall take into account the FAO voluntary guidelines for securing sustainable small-scale fisheries and, where appropriate, the regional plan of action for small-scale fisheries from the General Fisheries Commission for the Mediterranean.	2. The action plan shall take into account the FAO voluntary guidelines for securing sustainable small-scale fisheries and, where appropriate, the regional plan of action for small-scale fisheries from the General Fisheries Commission for the Mediterranean.	deleted	
Article 15(3)				
200	3. For the purpose of monitoring the implementation of the strategy referred to in paragraph 1, the action plan shall establish specific milestones and targets linked to relevant indicators established under the monitoring and evaluation framework referred to in Article 37.	3. For the purpose of monitoring the implementation of the strategy referred to in paragraph 1, the action plan shall establish specific milestones and targets linked to relevant indicators established under the monitoring and evaluation framework referred to in Article 37.	deleted	
Article 15(3a)				
200a		<u><i>3a In order to alleviate the administrative burden on operators applying for aid, Member States shall endeavour</i></u>		Flexibility to explore EP's concerns by adding a paragraph along the lines of "Managing Authorities shall

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		<u>introducing a single Union simplified application form for EMFAF measures.</u> AM 134		endeavour to take into account the specificities of small-scale coastal fishing beneficiaries for possible simplification measures, such as simplified application forms", in exchange for the EP withdrawing its amendment and the action plan for small-scale coastal fisheries
Article 16				
201	Article 16 Investments in small-scale coastal fishing vessels	Article 16 Investments in small-scale coastal fishing vessels	Article 16 Investments in small-scale coastal First acquisition of a fishing vessel	Defend the principles of the PGA with flexibility to work on the basis of the alternative drafting suggested by the Commission (applicable for the whole Article 16)
Article 16(1), introductory part				
202	1. The EMFF may support the following investments in respect of small-scale coastal fishing vessels which belong to a fleet segment for which the latest report on fishing capacity, referred to in Article 22(2) of Regulation (EU) No 1380/2013, has shown a balance with the fishing opportunities available to that segment:	1. The EMFF EMFAF may support the following investments in respect of small-scale coastal fishing vessels which belong to a fleet segment for which the latest report on fishing capacity, referred to in Article 22(2) of Regulation (EU) No 1380/2013, has shown a balance with the fishing opportunities available to that	1. The EMFF may support the following investments in respect of small-scale coastal fishing vessels which belong to a fleet segment for which the latest report on By way of derogation to Article 13 (b), to achieve the specific objective in Article 14 (1) a), support may include the first acquisition of a fishing capacity, referred to in	Flexibility to compromise on the alternative drafting suggested by the Commission in Article 16(1) whilst defending to keep also the possibility of funding partial ownership provided the partial ownership acquisition is subject to certain conditions:

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		segment:	Article 22(2) of Regulation (EU) No 1380/2013, has shown a balance with the fishing opportunities available to that segment vessel, or the acquisition of partial ownership thereof, by a natural person who:	"1. Without prejudice to Article 13(b), to achieve the specific objective referred to in Article 14(1)(a), the EMFAF may support the first acquisition of a fishing vessel by a natural person who:"
Article 16(1), point(a)				
203	(a) the first acquisition of a fishing vessel by a young fisher who, at the moment of submitting the application, is under 40 years of age and has worked a least five years as fisher or has acquired adequate vocational qualification;	(a) the first acquisition of a fishing vessel by a young fisher who, at the moment of submitting the application, is under 40 years of age and has worked a least five years as fisher or has acquired adequate vocational qualification;	(a) the first acquisition of a fishing vessel by a young fisher who, at the moment of submitting the application, is no more than under 40 years of age; and and has worked a least five years as fisher or has acquired adequate vocational qualification;	N.B.: similar to COM's alternative drafting in Article 16(1)(a).
Article 16(1), point(aa)				
203a			aa has worked at least five years as fisher or has acquired adequate qualification; In the Council General Approach, appears as point (b) .	NB: similar to COM's alternative drafting in Article 16(1)(b). Flexibility to accept the Commission's drafting in Article 16(1)(b) replacing the term "equivalent" by "adequate" with respect to the

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
				qualifications and keeping the possibility to fund the acquisition of partial ownership while accepting certain conditions like, for example, a specific minimum share, e.g.: <i>"The support referred to in the first subparagraph may also be granted for the first acquisition of a partial ownership of at least xx % by a natural person who fulfils the conditions set out in that subparagraph or the first acquisition of a fishing vessel by several natural persons who each fulfil the conditions set out in that subparagraph." (Article 16(1), last sentence)</i>
Article 16(1), point(aa)				
203b		<u>aa the reclassification, renewal and resizing of vessels, when they are clearly obsolete, making it possible to improve fishing conditions and increase periods spent out at sea.</u>		No support to EP text

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		AM 312		
Article 16(1), point(b)				
204	(b) the replacement or modernisation of a main or ancillary engine.	(b) the replacement or modernisation of a main or ancillary engine.	deleted	
Article 16(1), point(ba)				
204a		<u>ba the facilitation of access to credit, insurance and financial instruments.</u> AM 136		Clarifications of EP position needed
Article 16(1a)				
204b			1a Support under this Article may also be granted to legal persons which are wholly owned by one or more natural persons who each fulfil the conditions set out in paragraph 1. n the Council General Approach, appears as paragraph 1 new.	<i>N.B.: similar to COM's alternative drafting in Article 16(2).</i>
Article 16(2)				
205	2. The vessels referred to in paragraph 1 shall be equipped for sea fishing and be between 5 and 30 years old.	deleted AM 137	deleted	Accept a compromise based on the Commission's alternative drafting in Article 16(3)(d): - at least 3 years into the Fleet

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
				Register for small-scale coastal fishing vessels - at least 5 years into the Fleet Register for other types of vessels up to 24 meters And a maximum of 30 years into the Fleet Register for the vessel
Article 16(2a), introductory part				
205a			2a Support under this Article may be granted only in respect of a fishing vessel which: In the Council General Approach, appears as paragraph 2.	
Article 16(3a), point(a)				
205b			a belongs to a segment of the fishing fleet for which the latest report on fishing capacity, referred to in Article 22(2) of Regulation (EU) No 1380/2013, has shown a balance with the fishing opportunities available to that segment;	<i>N.B.: similar to COM's alternative drafting in Article 16(3)(a).</i>
Article 16(3a), point(b)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
205c			b is equipped for sea fishing;	Flexibility to compromise on the new drafting suggested by the Commission in Article 16(3)(b): <i>"(b) is equipped for fishing activities"</i>
Article 16(3a), point(c)				
205d			c has been registered in the fleet register for at least 3 calendar years preceding the year of submission of the application for support; and	Flexibility to compromise along the drafting suggested by the Commission, with the adjustment of the drafting to the agreement of using "entrance into the fleet register" instead of "age". See row 205: <i>"(d) is at least 3 years of age at the date of submission of the application for support in the case of a small-scale coastal fishing vessel, and at least 5 years of age in the case of another type of vessel."</i>
Article 16(3a), point(d)				
205e			d is not longer than 24 meters in length overall.	<i>N.B: similar to COM's alternative drafting in Article 16(3)(c).</i>
Article 16(3), introductory part				

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206	3. The support referred to in paragraph 1(b) may only be granted under the following conditions:	3. The support referred to in paragraph 1(b) may only be granted under the following conditions:	deleted	
Article 16(3), point(a)				
207	(a) the new or modernised engine shall not have more power in kW than the current engine;	(a) the new or modernised engine shall not have more power in kW than the current engine;	deleted	
Article 16(3), point(b)				
208	(b) any reduction of fishing capacity in kW due to the replacement or modernisation of a main or ancillary engine shall be permanently removed from the Union fleet register;	(b) any reduction of fishing capacity in kW due to the replacement or modernisation of a main or ancillary engine shall be permanently removed from the Union fleet register;	deleted	
Article 16(3), point(c)				
209	(c) the engine power of the fishing vessel shall have been physically inspected by the Member State to ensure that it does not exceed the engine power stated in the fishing license.	(c) the engine power of the fishing vessel shall have been physically inspected by the Member State to ensure that it does not exceed the engine power stated in the fishing license.	deleted	
Article 16(3a)				
209a			3a The first acquisition covered by paragraph 1 and 1 new shall not be considered a transfer of ownership of a business under	<i>N.B: similar to COM's alternative drafting in Article 16(4).</i>

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			Article 13 (f) In the Council General Approach, appears as paragraph 3.	
Article 16(4)				
210	4. No support shall be granted under this Article, if the assessment on the balance between fishing capacity and fishing opportunities in the latest report referred to in Article 22(2) of Regulation (EU) No 1380/2013 for the fleet segment to which the vessels concerned belong, has not been prepared on the basis of the biological, economic and vessel use indicators set out in the common guidelines referred to in that Regulation.	4. No support shall be granted under this Article, if the assessment on the balance between fishing capacity and fishing opportunities in the latest report referred to in Article 22(2) of Regulation (EU) No 1380/2013 for the fleet segment to which the vessels concerned belong, has not been prepared on the basis of the biological, economic and vessel use indicators set out in the common guidelines referred to in that Regulation	deleted	Defend PGA (this paragraph is not included anymore in the new drafting suggested by the Commission).
Article 16a				
210a			Article 16a Replacement or modernisation of a main or ancillary engine In the Council General Approach, appears as Article 16 new.	Defend the principles of the PGA with flexibility to work on the basis of the alternative drafting suggested by the Commission
Article 16a(1), introductory part				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
210b			1 By way of derogation to Article 13 (l), to achieve the specific objective in Article 14 (1) b), support shall only be granted for vessels up to 24 meters in overall length that comply with the following conditions	<i>N.B.: similar to COM's alternative drafting in Article 16a(1).</i>
Article 16a(1), point(a)				
210c			a the vessel belongs to a fleet segment for which the latest report on fishing capacity, referred to in Article 22(2) of Regulation (EU) No 1380/2013, has shown a balance with the fishing opportunities available to that segment;	<i>N.B.: similar to COM's alternative drafting in Article 16a(1)(a).</i>
Article 16a(1), point(b)				
210d			b for small-scale coastal fishing vessels, the new or modernised engine does not have more power in kW than that of the current engine; and	<i>NB: PGA similar to part of COM's alternative drafting in Article 16a(1)(c)</i> Maintain PGA drafting and flexibility to accept an additional condition that the vessel has been registered for at least 5 years at the date of submission of the application for support.

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Article 16a(1), point(c)				
210e			c for other vessels up to 24 meters in overall length, the new or modernised engine does not have more power in kW than that of the current engine and shall emit at least 15% less CO2 compared to the current engine.	<i>N.B.: PGA similar to COM's alternative drafting in Article 16a(1)(d).</i> Some flexibility to establish a requirement, e.g. that the new engine has to comply with higher emission standards
Article 16a(2)				
210f			2 Member States shall ensure that all replaced or modernised engines are subject to verification of fulfilment of the conditions set out in paragraph 1 (b) and (c).	Some flexibility to find the most appropriate means to verify the fulfilment of conditions.
Article 16a(3)				
210g			3 Any reduction of fishing capacity in kW due to the replacement or modernisation of a main or ancillary engine shall be permanently removed from the Union fleet register.	Flexibility to accept the alternative drafting suggested by the Commission in Article 16a(3), which has the same sense than the Council's PGA: "3. The fishing capacity withdrawn due to the replacement or modernisation of a main or ancillary engine shall not be replaced."
Article 16a(4)				

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210h			4 The Commission shall adopt implementing acts, to establish the method for calculating the reduction of CO2 emissions referred to in paragraph 1 (c). Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 53(2).	
Article 16b				
210i				Flexibility to compromise in a new Article 16b as in the alternative drafting suggested by the Commission: "Article 16 b Increase of the gross tonnage of a fishing vessel to improve safety, working conditions or energy efficiency"
Article 16b(1)				
210j				Flexibility to refer to gross tonnage instead of to fishing capacity as per the alternative drafting suggested by the Commission in Article 16b(1): "Without prejudice to Article 13(a), the EMFAF may support

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
				<i>operations that increase the gross tonnage of a fishing vessel for the purpose of improving safety, working conditions or energy efficiency and to achieve the specific objective referred to in Article 14(1)(a), under the following conditions:"</i>
Article 16b(1), point a				
210k				The new drafting suggested by the Commission is consistent with the Council's PGA in Article 16b(1)(a):. "(a) the fishing vessel belongs to a fleet segment for which the latest report on fishing capacity, referred to in Article 22(2) of Regulation (EU) No 1380/2013, has shown a balance of the fishing capacity of the segment with the fishing opportunities available to that segment;"
Article 16b(1), point b				
210l				Some flexibility to compromise on vessels up to

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
				24 meters, but these vessels can receive support through grants or financial instruments, contrary to the Commission's alternative drafting that makes financial instruments compulsory as mentioned in Article 16b(1)(b).
Article 16b(1), point c				
210m				Some flexibility to compromise on the age of the vessel as per the Commission's suggested alternative drafting as mentioned in Article 16b(1)(c), subject to alignment to drafting change to "entry into fleet register" instead of "age of the vessel": <i>"(c) the fishing vessel is at least [10-15] years of age at the moment of submitting the application for support; and"</i>
Article 16b(1), point d				
210n				Flexibility for COM's alternative drafting as mentioned in Article 16b(1)(c): <i>"(d) the entry into the fleet of"</i>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
				<i>new fishing capacity generated by the operation is compensated by the prior withdrawal of at least the same amount of fishing capacity without public aid from the same fleet segment or from a fleet segment where the fishing capacity is not in balance with the available fishing opportunities."</i>
Article 16b(2)				
210o				Flexibility to have a list of operations included but not in a delegated act as suggested by the Commission in the alternative drafting for Article 16b(2).
Article 16b(3)				
210p				See row 210l. No support for the Commission's suggested alternative drafting as mentioned in Article 16b(3) as: <i>"3. Support under this Article shall be granted through the</i>

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
				<i>financial instruments provided for in Article 52 of Regulation (EU) No [Regulation laying down Common Provisions] and through InvestEU, in accordance Article 10 of that Regulation."</i>
Article 16b(4)				
210q				Flexibility to compromise in including a clarification that operations aimed at improving safety, working conditions or energy efficiency without increasing the fishing capacity are eligible, as per the Commission's suggested alternative drafting as mentioned in Article 16b(4): "4. Support under this Article shall not cover operations related to investments aimed at improving safety, working conditions or energy efficiency where such operations do not increase the fishing capacity of the vessel concerned. Those operations may be supported in accordance with Article 12a."

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TITLE II, CHAPTER II, Section 3				
211	Section 3 Specific areas of support	Section 3 Specific areas of support	Section 3 Specific areas of support In the Council General Approach, Section 3 is deleted.	
Article 17				
212	Article 17 Management of fisheries and fishing fleets	Article 17 Management of fisheries and fishing fleets	Article 17 Management of fisheries and fishing fleets and Permanent cessation of fishing fleets activities	Defend the principles of the PGA with flexibility to work on the basis of the alternative drafting suggested by the Commission
Article 17(1)				
213	1. The EMFF may support operations for the management of fisheries and fishing fleets.	1. The EMFF EMFAF may support operations for the management of fisheries and fishing fleets	deleted	
Article 17(2), introductory part				
214	2. If the support referred to in paragraph 1 is granted through the compensation for the permanent cessation of fishing activities, the following conditions shall be complied with:	2. If The support referred to in paragraph 1 may be is granted through the compensation for the permanent cessation of fishing activities, provided that the the following conditions shall be <u>are</u> complied with AM 139	2. If the support referred to in paragraph 1 is granted through the compensation for the By way of derogation to Article 13 (d), support may be provided for permanent cessation of fishing activities, the following conditions shall be complied with capacity to fishing	Defend PGA N.B.: similar to COM's alternative drafting in Article 17(1)

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			opportunities under the specific objective in in Article 14 (1) c). Support to permanent cessation shall comply with the following conditions: In the Council General Approach, appears as unnumbered paragraph.	
Article 17(2), point(a)				
215	(a) the cessation is foreseen as a tool of an action plan referred to in Article 22(4) of Regulation (EU) No 1380/2013;	(a) the cessation is foreseen as a tool of an action plan referred to in Article 22(4) of Regulation (EU) No 1380/2013;	(a) the cessation is foreseen as a tool of an action plan referred to in Article 22(4) of Regulation (EU) No 1380/2013;	N.B.: similar to COM's alternative drafting in Article 17(1)(a)
Article 17(2), point(aa)				
215a		<u>aa the cessation leads to a permanent decrease in the fishing capacity as the support received is not re-invested in the fleet;</u> AM 140		No support to EP text
Article 17(2), point(b)				
216	(b) the cessation is achieved through the scrapping of the fishing vessel or through its decommissioning and retrofitting to activities other than commercial	(b) the cessation is achieved through the scrapping of the fishing vessel or through its decommissioning and retrofitting to activities other than commercial	(b) the cessation is achieved through the scrapping of the fishing vessel or through its decommissioning and retrofitting to activities other than commercial	N.B.: similar to COM's alternative drafting in Article 17(1)(b)

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	fishing, keeping in line with the objectives of the CFP and multiannual plans;	fishing, keeping in line with the objectives of the CFP and multiannual plans;	fishing, keeping in line with the objectives of the CFP and multiannual plans;	
Article 17(2), point(c)				
217	(c) the fishing vessel is registered as active and has carried out fishing activities at sea for at least 120 days in each of the last three calendar years preceding the year of submission of the application for support;	(c) the fishing vessel is registered as active and has carried out fishing activities at sea for at least 120 <u>90</u> days in each of the last three <u>two</u> calendar years preceding the year of submission of the application for support; AM 141	(c) the fishing vessel is registered as active and has carried out fishing activities at sea for at least 120 <u>90</u> days in each of the last three <u>two</u> calendar years preceding the year of submission of the application for support;	Identical position of EP and Council, reflected in the new alternative drafting suggested by the Commission in Article 17(1)(c).
Article 17(2), point(d)				
218	(d) the equivalent fishing capacity is permanently removed from the Union fishing fleet register and the fishing licenses and authorisations are permanently withdrawn, in accordance with Article 22(5) and (6) of Regulation (EU) No 1380/2013; and	(d) the equivalent fishing capacity is permanently removed from the Union fishing fleet register and the fishing licenses and authorisations are permanently withdrawn, in accordance with Article 22(5) and (6) of Regulation (EU) No 1380/2013; and	(d) the equivalent fishing capacity is permanently removed from the Union fishing fleet register and the fishing licenses and authorisations are permanently withdrawn, in accordance with Article 22(5) and (6) of Regulation (EU) No 1380/2013; and	<i>N.B.: similar to COM's alternative drafting in Article 17(1)(d).</i>
Article 17(2), point(e)				
219	(e) the beneficiary is prohibited from registering any fishing vessel within five years following the receipt of support.	(e) the beneficiary is prohibited from registering any fishing vessel within five years following the receipt of support.	(e) the beneficiary is prohibited from registering any fishing vessel within five years following the receipt of support.	<i>N.B.: similar to COM's alternative drafting in Article 17(1)(e).</i>

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Article 17(2a)				
219a		<u>2a Fishers, including owners of fishing vessels and crew members, who have worked at sea for at least 90 days per year during the last two calendar years preceding the date of submission of the application for support, on board a Union fishing vessel concerned by the permanent cessation may also benefit from the support referred to in paragraph 1. The fishers concerned shall completely cease all fishing activities. The beneficiary shall provide proof of the complete cessation of fishing activities to the competent authority. The compensation shall be refunded by the fisher on a pro rata temporis basis where that fisher returns to a fishing activity within a period of less than two years from the date of submission of the</u>		Flexibility to accept the Commission's alternative drafting in Article 17(3) on the explicit reference to crew members as beneficiaries, except for the last sentence and provided they reimburse pro rata temporis the funding received if they re-enter the profession: "3. The support referred to in paragraph 1 may only be granted to: a. owners of Union fishing vessels concerned by the permanent cessation; or b. fishers who have worked at sea for at least 90 days per

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		<u>application for support.</u> AM 143 - This element should be presented as a new subparagraph of the Paragraph 1. No change of substance.		year during the last two calendar years preceding the year of submission of the application for support on board a Union fishing vessel concerned by the permanent cessation No support for the following paragraph of the alternative COM Drafting: <i>"The fishers referred to in point (b) of the first subparagraph shall cease all fishing activities for five years following the receipt of support."</i>
Article 17(3), first subparagraph, introductory part				
220	3. The support for the permanent cessation of fishing activities referred to in paragraph 2 shall be implemented by financing not linked to costs, in accordance with Articles 46(a) and 89 of Regulation (EU) No [Regulation laying down Common Provisions],	3. The support for the permanent cessation of fishing activities referred to in paragraph 2 shall be implemented by financing not linked to costs, in accordance with Articles 46(a) and 89 of Regulation (EU) No [Regulation laying down Common Provisions],	deleted	Defend PGA <i>N.B.: the Commission's alternative drafting is in Article 17(2).</i>

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	and shall be based on:	and shall be based on: <u>the fulfilment of the conditions laid down in paragraph 2 of this Article.</u> AM 144		
Article 17(3), first subparagraph, point(a)				
221	(a) the fulfilment of conditions, in accordance with Article 46(a)(i) of Regulation (EU) No [Regulation laying down Common Provisions]; and	deleted AM 145	deleted	
Article 17(3), first subparagraph, point(b)				
222	(b) the achievement of results, in accordance with Article 46(a)(ii) of Regulation (EU) No [Regulation laying down Common Provisions].	deleted AM 146	deleted	
Article 17(3), second subparagraph				
223	The Commission shall be empowered to adopt delegated acts, in accordance with Article 52, laying down the conditions referred to in point (a), which shall relate to the implementation of conservation measures, as referred to in Article 7 of Regulation (EU) No 1380/2013.	deleted AM 147	deleted	

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Article 17(4)				
224	4. No support shall be granted under paragraph 2, if the assessment on the balance between fishing capacity and fishing opportunities in the latest report referred to in Article 22(2) of Regulation (EU) No 1380/2013 for the fleet segment to which the vessels concerned belong has not been prepared on the basis of the biological, economic and vessel use indicators set out in the common guidelines referred to in that Regulation.	4. No support shall be granted under paragraph 2, if the assessment on the balance between fishing capacity and fishing opportunities in the latest report referred to in Article 22(2) of Regulation (EU) No 1380/2013 for the fleet segment to which the vessels concerned belong has not been prepared on the basis of the biological, economic and vessel use indicators set out in the common guidelines referred to in that Regulation.	deleted	Flexibility to accept the alternative drafting suggested by the Commission in Article 17(4) as it's consistent with Council's PGA in row 215: "4. Support under this Article may be granted only if adjustment targets and tools to achieve a balance in the fleet segment concerned have been set out pursuant to Article 22(4) of Regulation (EU) No 1380/2013."
Article 18				
225	Article 18 Extraordinary cessation of fishing activities	Article 18 Extraordinary <u>Temporary</u> cessation of fishing activities AM 148	Article 18 Extraordinary <u>Temporary</u> cessation of fishing activities	Defend the principles of the PGA with flexibility to work on the basis of the alternative drafting suggested by the Commission
Article 18(1), introductory part				
226	1. The EMFF may support a compensation for the extraordinary cessation of fishing activities caused by:	1. The EMFF <u>EMFAF</u> may support a compensation for the extraordinary <u>temporary</u> cessation of fishing activities caused by:	1. The EMFF may By way of derogation to Article 13 (d), support a compensation for the extraordinary may be provided for temporary cessation to achieve the specific objective in Article	Defend PGA principles with flexibility on the drafting N.B.: similar to COM's alternative drafting in Article 18(1)

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		AM 149	14 (1) c. Support to the temporary cessation of fishing activities caused by shall be granted in the following circumstances:	
Article 18(1), point(a)				
227	(a) conservation measures, as referred to in Article 7(1), points (a), (b), (c) and (j) of Regulation (EU) No 1380/2013, or equivalent conservation measures adopted by regional fisheries management organisations, where applicable to the Union;	(a) conservation measures, as referred to in Article 7(1), points (a), (b), (c), <u>(i)</u> and (j) of Regulation (EU) No 1380/2013, <u>including biological recovery periods and excluding TACs and quotas</u> , or equivalent conservation measures adopted by regional fisheries management organisations, where applicable to the Union; AM 150	(a) conservation measures, as referred to in Article 7(1), points (a), (b), (c) and (j) of Regulation (EU) No 1380/2013, or equivalent conservation measures adopted by regional fisheries management organisations, where applicable to the Union	Some flexibility to include point (i) <i>N.B.: similar to COM's alternative drafting in Article 18(1)(a)</i>
Article 18(1), point(b)				
228	(b) Commission measures in case of a serious threat to marine biological resources, as referred to in Article 12 of Regulation (EU) No 1380/2013;	(b) Commission <u>or Member States' emergency</u> measures in case of a serious threat to marine biological resources, as referred to in <u>Articles 12 and 13 respectively</u> Article 12 of Regulation (EU) No 1380/2013; AM 151	(b) Commission measures in case of a serious threat to marine biological resources, as referred to in Article 12 of Regulation (EU) No 1380/2013;	Some flexibility to explore if EP's concerns are covered by point ba <i>N.B.: similar to COM's alternative drafting in Article 18(1)(b)</i>

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Article 18(1), point(ba)				
228a			ba Member States' emergency measures pursuant to Article 13 of Regulation (EU) 1380/2013;	<i>N.B.: similar to COM's alternative drafting in Article 18(1)(c)</i>
Article 18(1), point(c)				
229	(c) the interruption due to reasons of force majeure of the application of a sustainable fisheries partnership agreement or protocol thereto; or	(c) the interruption <u>of the application or non-renewal</u> , due to reasons of force majeure of the application , of a sustainable fisheries partnership agreement or protocol thereto; or AM 152	(c) the interruption due to reasons of force majeure of the application of a sustainable fisheries partnership agreement or protocol thereto; or	Defend PGA <i>N.B.: COM's alternative drafting in Article 18(1)(d)</i>
Article 18(1), point(d)				
230	(d) natural disasters or environmental incidents, as formally recognised by the competent authorities of the relevant Member State.	(d) natural disasters or , <u>including episodes of health closures or abnormal mortality of fishery resources, accidents at sea during fishing activities and adverse climate events, including prolonged unsafe weather conditions at sea that impacts a</u>	(d) natural disasters or environmental incidents, as formally recognised by the competent authorities of the relevant Member State.	No support to the EP's amendments. It's covered by natural disasters and environmental incidents. Flexibility to accept the addition of health crisis as per the alternative drafting suggested by the Commission in Article 18(1)(e):

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		<i>certain fishery</i> , as formally recognised by the competent authorities of the relevant Member State. AM 153		"e. natural disasters, environmental incidents or health crises, as formally recognised by the competent authorities of the relevant Member State"
Article 18(1a)				
230a		<u>1a The recurrent seasonal suspension of fishing activities shall not be taken into account when granting compensation or making payments under this Article.</u> AM 154 - This element should be presented as second subparagraph of the Paragraph 1. No change of substance.		No support to EP text
Article 18(2), introductory part				
231	2. The support referred to in paragraph 1 may only be granted where:	2. The support referred to in paragraph 1 may only be granted where:	2. The support referred to in paragraph 1 may only be granted where: the commercial activities of the vessel concerned are stopped during at least 5 consecutive days and at least 30 days in a given calendar year.	Flexibility to compromise with the only condition that the vessel has stopped during 30 days in a given calendar year. Flexibility to compromise also on the new paragraph 3 as proposed by the Commission in the suggested new drafting

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				in Article 18(2) and (3): "2. The support referred to in paragraph 1 may only be granted where the fishing activities of the vessel or fisher concerned are stopped during at least 30 days in a given calendar year 3. The support referred to in paragraph 1(a) may only be granted where, based on scientific advice, a reduction of fishing effort is needed in order to achieve the objectives referred to in Articles 2(2) and 2(5)(a) of Regulation (EU) No 1380/2013."
Article 18(2), point(a)				
232	(a) the commercial activities of the vessel concerned are stopped during at least 90 consecutive days; and	(a) the commercial <u>fishing</u> activities of the vessel concerned are stopped during at least 90 <u>30</u> consecutive days; and AM 155	Deleted	See row 231

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Article 18(2), point(b)				
233	(b) the economic losses resulting from the cessation amount to more than 30% of the annual turnover of the business concerned, calculated on the basis of the average turnover of that business over the preceding three calendar years.	(b) the economic losses resulting from the cessation amount to more than 30% of the annual turnover of the business concerned, calculated on the basis of the average turnover of that business over the preceding three calendar years.	deleted	<i>N.B.: deleted in COM's alternative drafting.</i>
Article 18(3), first subparagraph, introductory part				
234	3. The support referred to in paragraph 1 shall only be granted to:	3. The support referred to in paragraph 1 shall only be granted to:	3. The support referred to in paragraph 1 shall only be granted to:	<i>N.B.: similar to COM's alternative drafting in Article 18(4)</i>
Article 18(3), first subparagraph, point(a)				
235	(a) owners of fishing vessels which are registered as active and which have carried out fishing activities at sea for at least 120 days in each of the last three calendar years preceding the year of submission of the application for support; or	(a) owners of fishing vessels <u>or fishers on foot</u> which are registered as active and which have carried out fishing activities at sea for at least 120 days in each of <u>during</u> the last three <u>two</u> calendar years preceding the year of submission of the application for support; or AM 157	(a) owners or operators ¹ of fishing vessels which are registered as active and which have carried out fishing activities at sea for at least 120 days in each of the last three two calendar years preceding the year of submission of the application for support; or <u>1. Armateur</u>	Defend the principles of the PGA with flexibility to work on the basis of the alternative drafting suggested by the Commission in Article 18(4)(a): <i>"a. owners or operators of Union fishing vessels which are registered as active and which have carried out fishing activities at sea for at least 120 days in the last two calendar years preceding the year of submission of the application for support;"</i>

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				To be seen together with row 236a
Article 18(3), first subparagraph, point(b)				
236	(b) fishers who have worked at sea for at least 120 days in each of the last three calendar years preceding the year of submission of the application for support on board a Union fishing vessel concerned by the extraordinary cessation.	(b) fishers who have worked at sea for at least 120 days in each of <u>during</u> the last three <u>two</u> calendar years preceding the year of submission of the application for support on board a Union fishing vessel concerned by the extraordinary <u>temporary</u> cessation. AM 158	(b) fishers who have worked at sea for at least 120 days in each of the last three <u>two</u> calendar years preceding the year of submission of the application for support on board a Union fishing vessel concerned by the cessation; or extraordinary cessation.	Defend PGA but flexibility to include "during the last two calendar years" instead of "in the last two calendar years" <i>N.B.: similar to COM's alternative drafting in Article 18(4)(b)</i>
Article 18(3), first subparagraph, point(ba)				
236a			ba fishers not using vessels. <u>In the Council General Approach, appears as point (c) .</u>	Defend the principles of the PGA with flexibility to work on the basis of the alternative drafting suggested by the Commission in Article 18(4)(c)

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				whilst ensuring consistency throughout the regulation on the term used: <i>"c. fishers on foot who have carried out fishing activities for at least 120 days in the last two calendar years preceding the year of submission of the application for support."</i>
Article 18(3), second subparagraph				
237	The reference to the number of days at sea in this paragraph shall not apply to eel fisheries.	The reference to the number of days at sea in this paragraph shall not apply to eel fisheries.	The reference to the number of days at sea in this paragraph shall not apply to eel fisheries.	<i>N.B.: similar to COM's alternative drafting in Article 18(4) (last sentence)</i>
Article 18(4)				
238	4. The support referred to in paragraph 1 may be granted for a maximum duration of 6 months per vessel during the period from 2021 to 2027	deleted <i>Separate Vote</i>	4. The support referred to in paragraph 1 may be granted for a maximum duration of 6 months per vessel or per fisher not using vessels during the period from 2021 to 2027.	Flexible for a maximum duration of up to 12 months. <i>N.B.: COM's alternative drafting is in Article 18(5)</i>
Article 18(5)				
239	5. All fishing activities carried out by the vessels and fishers concerned shall be effectively suspended during the period concerned by the cessation. The competent authority shall satisfy itself that the vessel concerned has	5. All fishing activities carried out by the vessels and fishers concerned shall be effectively suspended during the period concerned by the cessation. The competent authority shall satisfy itself that the vessel concerned has	5. All fishing activities carried out by the vessels and or fishers concerned shall be effectively suspended during the period concerned by the cessation. The competent authority shall satisfy itself that the vessel or fisher	Defend the principles of the PGA with flexibility to work on the basis of the alternative drafting suggested by the Commission in Article 18(6): <i>"6. All fishing activities carried out by the vessels or fishers"</i>

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	stopped any fishing activities during the period concerned by the extraordinary cessation and that any overcompensation resulting from the use of the vessel for other purposes is avoided.	stopped any fishing activities during the period concerned by the extraordinary <u>temporary</u> cessation and that any overcompensation resulting from the use of the vessel for other purposes is avoided. AM 159	concerned has stopped any fishing activities during the period concerned by the extraordinary temporary cessation and that any overcompensation resulting from the use of the vessel for other purposes is avoided.	<i>concerned shall be effectively suspended during the period concerned by the cessation. The Member State shall satisfy itself that the vessel or fisher concerned has stopped any fishing activities during the period concerned by the temporary cessation and that any overcompensation resulting from the use of the vessel for other purposes is avoided."</i>
Article 19				
240	Article 19 Control and enforcement	Article 19 Control and enforcement	Article 19 Control and enforcement	
Article 19(1)				
241	1. The EMFF may support the development and implementation of a Union fisheries control system as provided for in Article 36 of Regulation (EU) No 1380/2013 and further specified in Council Regulation (EC) No 1224/2009.	1. The EMFF <u>EMFAF</u> may support the development and implementation of a Union fisheries control system as provided for in Article 36 of Regulation (EU) No 1380/2013 and further specified in Council Regulation (EC) No 1224/2009.	1. To achieve the specific objective in Article 14 (1) d) through efficient fisheries control and enforcement, The EMFF may support shall be granted for the development and implementation of a Union fisheries control system as provided for in Article 36 of Regulation (EU) No 1380/2013 and further specified in Council	

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			Regulation (EC) No 1224/2009 and in Council Regulation (EC) No 1005/2008.	
Article 19(2), introductory part				
242	2. By way of derogation from Article 13(j), the support referred to in paragraph 1 may also cover:	2. By way of derogation from Article 13(j), the support referred to in paragraph 1 may also cover:	2. By way of derogation from Article 13(j), the support referred to in paragraph 1 may also cover:	
Article 19(2), point(a)				
243	(a) the purchase and installation on vessels of the necessary components for compulsory vessel tracking and electronic reporting systems used for control purposes, only in the case of small-scale coastal fishing vessels;	(a) the purchase, <u>installation and management</u> and installation on vessels of the necessary components for compulsory vessel tracking and electronic reporting systems used for control <u>and inspection</u> purposes, only in the case of <u>fishing vessels with an overall length of less than 12 metres</u> small-scale coastal fishing vessels ; AM 160	(a) the purchase and installation on vessels of the necessary components for compulsory vessel tracking and electronic reporting systems used for control purposes, only in the case of small-scale coastal fishing vessels ;	Defend PGA
Article 19(2), point(b)				
244	(b) the purchase and installation on vessels of the necessary components for compulsory remote electronic monitoring systems used for controlling the implementation of the landing	(b) the purchase and installation on vessels of the necessary components for compulsory remote electronic monitoring systems used for controlling the implementation of the landing	(b) the purchase and installation on vessels of the necessary components for compulsory remote electronic monitoring systems used for controlling the implementation of the landing	Defend PGA

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	obligation referred to in Article 15 of Regulation (EU) No 1380/2013;	obligation referred to in Article 15 of Regulation (EU) No 1380/2013; AM 161	obligation referred to in Article 15 of Regulation (EU) No 1380/2013;	
Article 19(2), point(c)				
245	(c) the purchase and installation on vessels of devices for compulsory continuous measurement and recording of propulsive engine power.	(c) the purchase and installation on vessels of devices for compulsory continuous measurement and recording of propulsive engine power. AM 162	(c) the purchase and installation on vessels of devices for compulsory continuous measurement and recording of propulsive engine power.	Defend PGA
Article 19(3)				
246	3. The support referred to in paragraph 1 may also contribute to maritime surveillance as referred to in Article 28 and to the European cooperation on coastguard functions as referred to in Article 29.	3. The support referred to in paragraph 1 may also contribute to maritime surveillance as referred to in Article 28 and to the European cooperation on coastguard functions as referred to in Article 29.	deleted	Flexibility
Article 19(4)				
247	4. By way of derogation from Article 2, the support referred to in paragraph 1 may also be granted to operations carried out outside the territory of the Union.	4. By way of derogation from Article 2, the support referred to in paragraph 1 may also be granted to operations carried out outside the territory of the Union.	deleted	
Article 20				

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248	Article 20 Collection and processing of data for fisheries management and scientific purposes	Article 20 Collection, <u>processing and dissemination</u> and processing of data for fisheries <u>and aquaculture</u> management and scientific purposes AM 163	Article 20 Collection and processing of data for fisheries and aquaculture management and scientific purposes	Flexibility to align to the scope of the data collection framework
Article 20(1)				
249	1. The EMFF may support the collection, management and use of data for fisheries management and scientific purposes, as provided for in Article 25(1) and (2) and Article 27 of Regulation (EU) No 1380/2013 and further specified in Regulation (EU) No 2017/1004, on the basis of the national work plans referred to in Article 6 of Regulation (EU) No 2017/1004.	1. The EMFF EMFAF may support the collection, management, <u>processing, use and dissemination</u> and use of data for fisheries <u>and aquaculture</u> management and scientific purposes, <u>including data on recreational fisheries</u> , as provided for in Article 25(1) and (2) and Article 27 of Regulation (EU) No 1380/2013 and further specified in Regulation (EU) No 2017/1004 2017/1004 , on the basis of the national work plans referred to in Article 6 of Regulation (EU) No 2017/1004 2017/1004 . AM 164	1. To achieve the specific objective in Article 14 (1) d) through reliable data for knowledge-based decision- making, The EMFF may support shall be granted for the collection, management and use of data for fisheries and aquaculture management and scientific purposes, as provided for in Article 25(1) and (2) and Article 27 of Regulation (EU) No 1380/2013 and further specified in Regulation (EU) No 2017/1004, on the basis of the national work plans referred to in Article 6 of Regulation (EU) No 2017/1004. In the Council General Approach appears as unnumbered paragraph.	Flexibility to align to the scope of the data collection framework
Article 20(2)				

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250	2. By way of derogation from Article 2, the support referred to in paragraph 1 may also be granted to operations carried out outside the territory of the Union.	2. By way of derogation from Article 2, the support referred to in paragraph 1 may also be granted to operations carried out outside the territory of the Union.	deleted	
Article 20(3)				
251	3. The Commission may adopt implementing acts laying down rules on procedures, format and timetables for the submission of the national work plans referred to in paragraph 1. Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 53(2).	3. The Commission may adopt implementing acts laying down rules on procedures, format and timetables for the submission of the national work plans referred to in paragraph 1. Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 53(2).	deleted	
Article 20(4)				
252	4. The Commission shall adopt implementing acts approving or amending the national work plans referred to in paragraph 1 by 31 December of the year preceding the year from which the work plan is to apply.	4. The Commission shall adopt implementing acts approving or amending the national work plans referred to in paragraph 1 by 31 December of the year preceding the year from which the work plan is to apply.	deleted	
Article 21				
253	Article 21 Compensation for additional costs in the outermost regions for fishery	Article 21 Compensation for additional costs in the outermost regions for fishery	Article 21 Compensation for additional costs in the outermost regions for fishery	Flexible

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	and aquaculture products	and aquaculture products AM 165 - This Article Should be moved to the newly created CHAPTER Va, after the new Article 29d, Row 301s	and aquaculture products	
Article 21(1)				
254	1. The EMFF may support the compensation of additional costs incurred by beneficiaries in the fishing, farming, processing and marketing of certain fishery and aquaculture products from the outermost regions referred to in Article 6(2).	1. The EMFF EMFAF may support the compensation of additional costs incurred by beneficiaries in the fishing, farming, processing and marketing of certain fishery and aquaculture products from the outermost regions referred to in Article <u>29 b(1)-6(2)</u> . AM 165	1. To achieve the specific objective in Article 14 (1) e),The EMFF may support shall be granted for the compensation of additional costs incurred by beneficiaries in the fishing, farming, processing and marketing of certain fishery and aquaculture products from the outermost regions referred to in Article 6(2).	Defend PGA drafting but flexible to include the article in the new chapter Va on outermost regions (as tentatively agreed in the trilogue that a separate chapter for outermost regions will be created)
Article 21(1a)				
254a		<u>1a The compensation shall be proportionate to the additional costs it intends to off-set. The level of compensation in respect of the additional costs shall be duly justified in the compensation plan. However, the compensation shall not in any event exceed 100 % of the expenditure</u>		No support to EP text

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u>incurred.</u> AM 165		
Article 21(2)				
255	2. Each Member State concerned shall determine, in line with the criteria laid down in accordance with paragraph 7, for the regions referred to in paragraph 1, the list of fishery and aquaculture products and the quantity of those products eligible for compensation.	2. Each Member State concerned shall determine, in line with the criteria laid down in accordance with paragraph 7, for the regions referred to in paragraph 1, the list of fishery and aquaculture products and the quantity of those products eligible for compensation.	. Each Member State concerned shall determine, in line with the criteria laid down in accordance with paragraph 7, for the regions referred to in paragraph 1, the list of fishery and aquaculture products and the quantity of those products eligible for compensation.	
Article 21(3)				
256	3. When establishing the list and the quantities referred to in paragraph 2, Member States shall take into account all relevant factors, in particular the need to ensure that the compensation is compatible with the rules of the CFP.	3. When establishing the list and the quantities referred to in paragraph 2, Member States shall take into account all relevant factors, in particular the need to ensure that the compensation is compatible with the rules of the CFP.	3. When establishing the list and the quantities referred to in paragraph 2, Member States shall take into account all relevant factors, in particular the need to ensure that the compensation is compatible with the rules of the CFP.	
Article 21(4), introductory part				
257	4. The compensation shall not be granted for fishery and aquaculture products:	4. The compensation shall not be granted for fishery and aquaculture products:	4. The compensation shall not be granted for fishery and aquaculture products:	
Article 21(4), point(a)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
258	(a) caught by third country vessels, with the exception of fishing vessels which fly the flag of Venezuela and operate in Union waters, in accordance with Council Decision (EU) 2015/1565 ¹ ; 1. Council Decision (EU) 2015/1565 of 14 September 2015 on the approval, on behalf of the European Union, of the Declaration on the granting of fishing opportunities in EU waters to fishing vessels flying the flag of the Bolivarian Republic of Venezuela in the exclusive economic zone off the coast of French Guiana (OJ L 244, 14.09.2015, p. 55).	(a) caught by third country vessels, with the exception of fishing vessels which fly the flag of Venezuela and operate in Union waters, in accordance with Council Decision (EU) 2015/1565 ¹ ; 1. Council Decision (EU) 2015/1565 of 14 September 2015 on the approval, on behalf of the European Union, of the Declaration on the granting of fishing opportunities in EU waters to fishing vessels flying the flag of the Bolivarian Republic of Venezuela in the exclusive economic zone off the coast of French Guiana (OJ L 244, 14.09.2015, p. 55).	(a) caught by third country vessels, with the exception of fishing vessels which fly the flag of Venezuela and operate in Union waters, in accordance with Council Decision (EU) 2015/1565 ¹ ; 1. Council Decision (EU) 2015/1565 of 14 September 2015 on the approval, on behalf of the European Union, of the Declaration on the granting of fishing opportunities in EU waters to fishing vessels flying the flag of the Bolivarian Republic of Venezuela in the exclusive economic zone off the coast of French Guiana (OJ L 244, 14.09.2015, p. 55).	
Article 21(4), point(b)				
259	(b) caught by Union fishing vessels that are not registered in a port of one of the regions referred to in paragraph 1;	(b) caught by Union fishing vessels that are not registered in a port of one of the regions referred to in paragraph 1;	(b) caught by Union fishing vessels that are not registered in a port of one of the regions referred to in paragraph 1;	
Article 21(4), point(ba)				
259a		<u><i>ba caught by Union fishing vessels registered in the port of one of the regions referred to in paragraph 1 but not operating or involved in that region;</i></u> AM 165		No support to EP amendment
Article 21(4), point(c)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
260	(c) imported from third countries.	(c) imported from third countries.	(c) imported from third countries.	
Article 21(5)				
261	5. Point (b) of paragraph 4 shall not apply if the existing capacity of the processing industry in the outermost region concerned exceeds the quantity of raw material supplied.	5. Point (b) of paragraph 4 shall not apply if the existing capacity of the processing industry in the outermost region concerned exceeds the quantity of raw material supplied.	5. Point (b) of paragraph 4 shall not apply if the existing capacity of the processing industry in the outermost region concerned exceeds the quantity of raw material supplied.	
Article 21(6), introductory part				
262	6. The compensation paid to the beneficiaries carrying out activities referred to in paragraph 1 in the outermost regions or owning a vessel registered in a port of these regions shall, in order to avoid overcompensation, take into account:	6. The compensation paid to the beneficiaries carrying out activities referred to in paragraph 1 in the outermost regions or owning a vessel registered in a port of these regions <u>and operating there</u> shall, in order to avoid overcompensation, take into account: AM 165	6. The compensation paid to the beneficiaries carrying out activities referred to in paragraph 1 in the outermost regions or owning a vessel registered in a port of these regions shall, in order to avoid overcompensation, take into account:	No support to EP amendment
Article 21(6), point(a)				
263	(a) for each fishery or aquaculture product or category of products, the additional costs resulting from the specific handicaps of the regions concerned; and	(a) for each fishery or aquaculture product or category of products, the additional costs resulting from the specific handicaps of the regions concerned; and	a) for each fishery or aquaculture product or category of products, the additional costs resulting from the specific handicaps of the regions concerned; and	
Article 21(6), point(b)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
264	(b) any other type of public intervention affecting the level of additional costs.	(b) any other type of public intervention affecting the level of additional costs.	(b) any other type of public intervention affecting the level of additional costs.	
Article 21(7)				
265	7. The Commission shall be empowered to adopt delegated acts, in accordance with Article 52, laying down the criteria for the calculation of the additional costs resulting from the specific handicaps of the regions concerned.	7. The Commission shall be empowered to adopt delegated acts, in accordance with Article 52, laying down the criteria for the calculation of the additional costs resulting from the specific handicaps of the regions concerned <u>and approving the methodological framework for the payment of the compensation aid.</u> AM 165 -- END of Article 21 that must be moved after newly created Article 29d in the new CHAPTER Va --	7. The Commission shall be empowered to adopt delegated acts, in accordance with Article 52, laying down the criteria for the calculation of the additional costs resulting from the specific handicaps of the regions concerned.	No support to EP text
Article 22				
266	Article 22 Protection and restoration of marine and coastal biodiversity and ecosystems	Article 22 Protection and restoration of marine, <u>coastal and freshwater</u> and coastal biodiversity and ecosystems AM 166	Article 22 Protection and restoration of marine and coastal aquatic biodiversity and ecosystems	Defend PGA with flexibility to tackle some of the EP's concerns in recitals
Article 22(1)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
267	1. The EMFF may support actions for the protection and restoration of marine and coastal biodiversity and ecosystems, including in inland waters.	1. The EMFF EMFAF may support actions for the protection and restoration of marine and ₁ coastal and freshwater biodiversity and ecosystems, including in inland waters. <u>For this purpose the cooperation with the European Space Agency and European satellite programmes should be fostered to gather more data on the situation of maritime pollution and especially plastic waste in the waters.</u> AM 167	1. To achieve the specific objective in Article 14 (1) f), The EMFF may support shall be granted for actions for the protection and restoration of marine and coastal aquatic biodiversity and ecosystems, including in inland waters.	Defend PGA with flexibility to tackle some of the EP's concerns in recitals
Article 22(2), introductory part				
268	2. The support referred to in paragraph 1 may cover:	2. The support referred to in paragraph 1 may cover:	2. The support referred to in paragraph 1 may cover, inter alia :	
Article 22(2), point(a)				
269	(a) compensations to fishers for the collection of lost fishing gears and marine litter from the sea;	(a) compensations to fishers for the collection of lost fishing gears and <u>the passive collection of</u> marine litter from the sea, <u>including the collection of sargassum seaweed in the outermost regions affected;</u> AM 168	(a) compensations to fishers for the collection of lost fishing gears and marine litter from the sea;	Flexibility to tackle some of the EP's concerns in recitals
Article 22(2), point(b)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
270	(b) investments in ports to provide adequate reception facilities for lost fishing gears and marine litter collected from the sea;	(b) investments in ports to provide adequate reception, <u>storage and recycling</u> facilities for lost fishing gears and marine litter, <u>as well as unwanted catches as provided for in Article 15 of Regulation (EU) No 1380/2013</u> , collected from the sea; AM 169	(b) investments in ports or other infrastructure to provide adequate reception facilities for lost fishing gears and marine litter collected from the sea;	Defend PGA Flexibility to tackle some of the EP's concerns in recitals
Article 22(2), point(ba)				
270a		<u>ba protecting gear and catches from mammals and birds protected by Directives 92/43/EEC or 2009/147/EC, provided that it does not undermine the selectivity of the fishing gear;</u> AM 170		Flexibility to tackle some of the EP's concerns in recitals
Article 22(2), point(bb)				
270b		<u>bb compensation for the use of sustainable fishing and shellfishing gears;</u> AM 171		Flexibility to tackle some of the EP's concerns in recitals
Article 22(2), point(c)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
271	(c) actions to achieve or maintain a good environmental status in the marine environment, as set out in Article 1(1) of Directive 2008/56/EC;	(c) actions to achieve or maintain a good environmental status in the marine environment, as set out in Article 1(1) of Directive 2008/56/EC;	(c) actions to achieve or maintain a good environmental status in the marine environment, as set out in Article 1(1) of Directive 2008/56/EC;	
Article 22(2), point(ca)				
271a		<u>ca measures to achieve and maintain good environmental status in the freshwater environment;</u> AM 172		Flexibility to tackle some of the EP's concerns in a recital
Article 22(2), point(cb)				
271b		<u>cb clean-up actions, particularly for plastic, in the Union's coastal areas, ports and fishing grounds;</u> AM 173		Flexibility to tackle some of the EP's concerns in recitals
Article 22(2), point(d)				
272	(d) the implementation of spatial protection measures established pursuant to Article 13(4) of Directive 2008/56/EC;	(d) the implementation of spatial protection measures established pursuant to Article 13(4) of Directive 2008/56/EC;	(d) the implementation of spatial protection measures established pursuant to Article 13(4) of Directive 2008/56/EC;	
Article 22(2), point(e)				
273	(e) the management, restoration and monitoring of Natura 2000 areas, in accordance with the	(e) the management, restoration and monitoring of Natura 2000 areas, in accordance with the	(e) the management, restoration, surveillance and monitoring of Natura 2000 areas, in accordance	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	prioritised action frameworks established pursuant to Article 8 of Directive 92/43/EEC;	prioritised action frameworks established pursuant to Article 8 of Directive 92/43/EEC;	with taking into account the prioritised action frameworks established pursuant to Article 8 of Directive 92/43/EEC;	
Article 22(2), point(f)				
274	(f) the protection of species under Directive 92/43/EEC and Directive 2009/147/EC, in accordance with the prioritised action frameworks established pursuant to Article 8 of Directive 92/43/EEC.	(f) the protection of species under Directive 92/43/EEC and , Directive 2009/147/EC, in accordance with the prioritised action frameworks established pursuant to Article 8 of Directive 92/43/EEC, <u>and the protection of all species covered by the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) and/or included in the International Union for Conservation of Nature (IUCN) Red List;</u> AM 174	(f) the protection of species under Directive 92/43/EEC and Directive 2009/147/EC, in accordance with taking into account the prioritised action frameworks established pursuant to Article 8 of Directive 92/43/EEC;	Flexibility to tackle some of the EP's concerns in a recital
Article 22(2), point(fa)				
274a			fa the restoration of inland waters in accordance with the programme of measures established pursuant to article 11 of Directive 2000/60/EC.	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
			In the Council General Approach, appears as point (g) .	
Article 22(2), point(fa)				
274b		<u>fa the construction, installation or modernisation of fixed or mobile devices intended to protect and enhance marine fauna and flora, including their scientific preparation and assessment and, in the case of the outermost regions, anchored fish aggregation devices that contribute to sustainable and selective fishing;</u> AM 175		Flexibility to tackle some of the EP's concerns in recitals
Article 22(2), point(fb)				
274c		<u>fb schemes for compensation for damage to catches caused by mammals and birds protected by Directives 92/43/EEC and 2009/147/EC;</u> AM 176		Flexibility to tackle some of the EP's concerns in recitals
Article 22(2), point(fc)				
274d		<u>fc contributions to a better</u>		Flexibility to tackle some of

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u>management or conservation of marine biological resources;</u> AM 177		the EP's concerns in recitals
Article 22(2), point(fd)				
274e		<u>fd support for protective hunting or nuisance wildlife management of species that endanger sustainable levels of fish stocks;</u> AM 178		Flexibility to tackle some of the EP's concerns in recitals
Article 22(2), point(fe)				
274f		<u>fe direct restocking as a conservation measure in a Union legal act;</u> AM 179		Flexibility to tackle some of the EP's concerns in recitals
Article 22(2), point(ff)				
274g		<u>ff support for the collection and management of data on the occurrence of alien species that may cause catastrophic effects on biodiversity;</u> AM 180		Flexibility to tackle some of the EP's concerns in recitals
Article 22(2), point(fg)				
274h		<u>fg training for fishermen, in</u>		Flexibility to tackle some of

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u>particular in the use of more selective fishing gear and equipment, with a view to raising awareness and reducing fishing's impact on the marine environment.</u> AM 181		the EP's concerns in recitals
Article 22(2a)				
274i		<u>2a The EMFAF may provide funding for damages and investments with reference to points (a) and (b) of Article 22(2) at 100 %.</u> AM 182		Flexibility to tackle some of the EP's concerns in recitals
Article 22(2b)				
274j		<u>2b Points (e) and (f) of paragraph 2 include corresponding actions by fish farms and farmers.</u> AM 183		Flexibility to tackle some of the EP's concerns in recitals
Article 22a				
274k		<u>Article 22a Scientific research and data collection on migratory birds impact</u>		No support to EP text, but some flexibility to address the concerns of the EP in an illustrative recital

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		AM 184		
Article 22a(1)				
274l		<u>1 The EMFAF may support, based on the multiannual national strategic plans, the establishment of national or cross border scientific research and data collection projects with the aim of better understanding the impact of the migratory birds on the aquaculture sector and other relevant Union fish stocks. These projects should publish their results on an early basis and make recommendations regarding better management.</u> AM 184		Flexibility to tackle some of the EP's concerns in an illustrative recital
Article 22a(2)				
274m		<u>2 In order to be eligible, a national scientific research and data collection project has to include at least one national or Union recognised institute.</u> AM 184		Flexibility to tackle some of the EP's concerns in a recital
Article 22a(3)				
274n		<u>3 In order to be eligible, a cross-</u>		Flexibility to tackle some of

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u><i>border scientific research and data collection project shall include at least one institute from at least two different Member States.</i></u> AM 184		the EP's concerns in a recital
Article 22b				
274o		<u><i>Article 22b Innovations</i></u> AM 185		Flexibility to tackle some of the EP's concerns in recitals
Article 22b(1)				
274p		<u><i>In order to stimulate innovation in fisheries, the EMFAF may support projects aimed at developing or introducing new or substantially improved products and equipment, new or improved processes and techniques, new or improved management and organisation systems, including at the level of processing and marketing, gradual elimination of discards and by-catches, introduction of new technical or organisational knowledge, reducing the environmental</i></u>		Flexibility to tackle some of the EP's concerns in recitals

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u><i>impact of fishing activities, including improved fishing techniques and selectivity of fishing gear, or achieving a more sustainable use of living marine resources and coexistence with protected predators.</i></u> AM 185		
Article 22b(2)				
274q		<u><i>2 Operations financed under this Article shall be initiated by individual entrepreneurs or producer organisations and their associations.</i></u> AM 185		Flexibility to tackle some of the EP's concerns in recitals
Article 22b(3)				
274r		<u><i>3 The results of operations financed under this Article shall be made public by the Member State.</i></u> AM 185		No support to EP text
TITLE II, Chapter iia				
274s		<u><i>Chapter iia</i></u> <u><i>Priority 1 a: Fostering sustainable aquaculture</i></u>		No support to EP amendment

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		AM 186		
TITLE II, CHAPTER III				
275	CHAPTER III Priority 2: Contributing to food security in the Union through competitive and sustainable aquaculture and markets	CHAPTER III Priority 2: <u>Promoting competitive and sustainable fisheries and aquaculture markets and processing sectors</u> contributing to food security in the Union through competitive and sustainable aquaculture and markets. AM 190 - Start of the Chapter III to be moved at the start of the Article 24 Row 280. Chapter IIa replaces the Chapter III at this location	CHAPTER III Priority 2: Contributing to food security in the Union through competitive and sustainable aquaculture and markets Fostering sustainable aquaculture activities and processing and marketing of fisheries and aquaculture products SECTION 1 SCOPE OF SUPPORT	Needs to be aligned with the drafting of the priority
Article 22a				
275a			Article 22a Specific objectives Article 22 new in the Council General Approach is Article 22a in this table.	
Article 22a(1), introductory part				
275b			1 Support under this Chapter shall cover interventions that contribute to the achievement of	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
			the objectives of the CFP, as set out in Art 2 of Regulation EU 1380 2013 through the following specific objectives:	
Article 22a(1), point(a)				
275c			a the promotion of sustainable aquaculture activities;	
275ca				See row 275f
Article 22a(1), point(b)				
275d			b the promotion of marketing, quality and value added of fisheries and aquaculture products, as well as processing of these products.	
Article 22a(2)				
275e			2 Support under paragraph 1 (a) may also cover aquaculture providing environmental services, as well as animal health and welfare in aquaculture in accordance with Regulation (EU) No 2016/429 of the European Parliament and of the Council and Regulation (EU) No 652/2014 of the European Parliament and of the Council.	Flexibility to explore some alternative drafting to address EP concerns, i.e. "2. In addition to activities referred to in paragraph 1(a) within the scope of Article 2 of Regulation (EU) N° 1380/2014, support under this paragraph may also cover interventions that contribute to

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
				aquaculture providing environmental services, as well as ensuring animal health and welfare in aquaculture".
Article 22a(3)				
275f			3 Support under paragraph 1 (b) may also contribute to the achievement of the objectives of CMO as provided for in art. 35 of Reg 1380/2013, including the production and marketing plans as described in Article 28 of Regulation 1379/2013.	Flexibility to compromise on a new paragraph 4 in Art.22a for the temporary storage of fisheries and aquaculture products in case of natural disasters, environmental incidents or health crises in exchange for the EP withdrawing its amendments in Article 25a (rows 284b-284k).
Article 22a(4)				
275g			SECTION 2 SPECIFIC CONDITIONS In the Council General Approach, appears as section 2.	
Article 23				
276	Article 23 Aquaculture	Article 23 Aquaculture	Article 23 Aquaculture	
Article 23(1)				
277	1. The EMFF may support the	1. The EMFF EMFAF may	deleted	Defend PGA

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	promotion of a sustainable aquaculture as provided for in Article 34(1) of Regulation (EU) No 1380/2013. It may also support animal health and welfare in aquaculture in accordance with Regulation (EU) No 2016/429 of the European Parliament and of the Council¹ and Regulation (EU) No 652/2014 of the European Parliament and of the Council². 1. Regulation (EU) No 2016/429 of the European Parliament and of the Council of 9 March 2016 on transmissible animal diseases and amending and repealing certain acts in the area of animal health ('Animal Health Law') (OJ L 84, 31.03.2016, p. 1). 2. Regulation (EU) No 652/2014 of the European Parliament and of the Council of 15 May 2014 laying down provisions for the management of expenditure relating to the food chain, animal health and animal welfare, and relating to plant health and plant reproductive material, amending Council Directives 98/56/EC, 2000/29/EC and 2008/90/EC, Regulations (EC) No 178/2002, (EC) No 882/2004 and (EC) No 396/2005 of the European Parliament and of the Council, Directive 2009/128/EC of the European Parliament and of the Council and Regulation (EC) No 1107/2009 of the European Parliament and of the Council and repealing Council	support the promotion of a sustainable aquaculture - <u>seawater and freshwater, including aquaculture with closed containment and water recirculating systems</u> - as provided for in Article 34(1) of Regulation (EU) No 1380/2013 <u>and the increase of aquaculture production, taking into account ecological carrying capacity</u>. It may also support animal health and welfare in aquaculture in accordance with Regulation (EU) No 2016/429 <u>2016/429</u> of the European Parliament and of the Council¹ and Regulation (EU) No 652/2014 of the European Parliament and of the Council². 1. Regulation (EU) No 2016/429 <u>2016/429</u> of the European Parliament and of the Council of 9 March 2016 on transmissible animal diseases and amending and repealing certain acts in the area of animal health ('Animal Health Law') (OJ L 84, 31.03.2016, p. 1). 2. Regulation (EU) No 652/2014 of the European Parliament and of the Council of 15 May 2014 laying down provisions for the management of expenditure relating to the food chain, animal health and animal	PUBLIC	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	Decisions 66/399/EEC, 76/894/EEC and 2009/470/EC (OJ L 189, 27.06.2014, p. 1).	welfare, and relating to plant health and plant reproductive material, amending Council Directives 98/56/EC, 2000/29/EC and 2008/90/EC, Regulations (EC) No 178/2002 , (EC) No 882/2004 and (EC) No 396/2005 <u>No 882/2004 and (EC) No 396/2005</u> of the European Parliament and of the Council, Directive 2009/128/EC of the European Parliament and of the Council and Regulation (EC) No 1107/2009 <u>No 1107/2009</u> of the European Parliament and of the Council and repealing Council Decisions 66/399/EEC, 76/894/EEC and 2009/470/EC (OJ L 189, 27.06.2014 <u>27.6.2014</u> , p. 1). AM 187		
Article 23(2)				
278	2. The support referred to in paragraph 1 shall be consistent with the multiannual national strategic plans for the development of aquaculture referred to in Article 34(2) of Regulation (EU) No 1380/2013.	2. The support referred to in paragraph 1 shall be consistent with the multiannual national strategic plans for the development of aquaculture referred to in Article 34(2) of Regulation (EU) No 1380/2013.	2. The support referred to in To achieve the specific objective in Article 22 new paragraph 1 (a) through the promotion of aquaculture activities, support shall be consistent with the multiannual national strategic plans for the development of aquaculture referred to in Article 34(2) of Regulation (EU) No 1380/2013. In the Council General Approach, appears as	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
			unnumbered paragraph.	
Article 23(3)				
279	3. Productive aquaculture investments under this Article may only be supported through the financial instruments provided for in Article 52 of Regulation (EU) No [Regulation laying down Common Provisions] and through InvestEU, in accordance Article 10 of that Regulation.	3. Productive Aquaculture investments under this Article may only be supported <u>through grants, in accordance with Article 48(1) of Regulation (EU) [Regulation laying down Common Provisions], and, preferably,</u> through the financial instruments provided for in Article 52 of Regulation (EU) No [Regulation laying down Common Provisions] and through InvestEU, in accordance Article 10 of that Regulation. AM 188	deleted	Defend PGA
Article 23a				
279a		<u>Article 23a</u> <u>Aquaculture Statistical Information Network</u> AM 1 and 189		No support to EP text
Article 23a(1)				
279b		<u>1 The EMFAF may support the collection, management and use of data for the management of</u>		No support to EP text

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u>aquaculture as provided for in points (a) and (e) of Article 34(1) and in Article 34(5) and point (d) of Article 35(1) of Regulation (EU) No 1380/2013 for the establishment of the Aquaculture Statistical Information Network (ASIN-RISA) and national work plans for its implementation.</u> Am. 1 and 189		
Article 23a(2)				
279c		<u>2 By way of derogation from Article 2, the support referred to in paragraph 1 of this Article may also be granted for operations outside the territory of the Union.</u> Am. 1 and 189		No support to EP text
Article 23a(3)				
279d		<u>3 The Commission may adopt implementing acts laying down rules concerning the procedures, format and timetables for the creation of the ASIN-RISA referred to in paragraph 1. Those implementing acts shall be adopted in accordance with the advisory procedure referred to in</u>		No support to EP text

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		Article 53(2). Am. 1 and 189		
Article 23a(4)				
279e		4 The Commission may adopt implementing acts approving or amending the national work plans referred to in paragraph 1 by 31 December of the year preceding the year from which the work plan is to apply. Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 53(2). Am. 1 and 189		No support to EP text
Article 24				
280	Article 24 Marketing of fishery and aquaculture products	Article 24 Marketing of fishery and aquaculture products	Article 24 deleted	
Article 24, first paragraph				
281	The EMFF may support actions contributing to the achievement of the objectives of the common organisation of the markets in fishery and aquaculture products as provided for in Article 35 of	1. The EMFF EMFAF may support actions contributing to the achievement of the objectives of the common organisation of the markets in fishery and aquaculture products as provided for in Article	deleted	No support to EP text

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	Regulation (EU) No 1380/2013 and further specified in Regulation (EU) No 1379/2013. It may also support actions promoting the marketing, the quality and the value added of fishery and aquaculture products.	35 of Regulation (EU) No 1380/2013 and further specified in Regulation (EU) No 1379/2013. It may also support <u>tangible investments and</u> actions promoting the marketing, the quality and the value added of fishery and <u>sustainable</u> aquaculture products. In EP position appears as para 1 AM 191 - to be converted into an numbered paragraph		
Article 24, first paragraph a				
281a		<u>1a .Regarding the preparation and implementation of production and marketing plans referred to in Article 28 of Regulation (EU) No 1379/2013, the Member State concerned may grant an advance of 50 % of the financial support after approval of the production and marketing plan in accordance with Article 28(3) of Regulation (EU) No 1379/2013.</u> In EP position appears as para 1a		No support to EP text.

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		AM 192 - to be converted into an numbered paragraph		
Article 24, first paragraph b				
281b		<u><i>1b. Support granted per producer organisation per year under this Article shall not exceed 3 % of the average annual value of the production placed on the market by that producer organisation during the preceding three calendar years or of the production placed on the market by the members of that organisation during the same period. For any newly recognised producer organisation, that support shall not exceed 3 % of the average annual value of the production placed on the market by the members of that organisation during the preceding three calendar years.</i></u> AM 193 - to be converted into an numbered paragraph		Some flexibility to explore EP's concerns
Article 24, first paragraph c				
281c		<u><i>1c. The support referred to in paragraph 1a shall only be</i></u>		Some flexibility to explore EP's concerns

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u>granted to producer organisations and associations of producers organisations.</u> AM 194 - to be converted into an numbered paragraph		
Article 25				
282	Article 25 Processing of fishery and aquaculture product	Article 25 Processing <u>and storage</u> of fishery and aquaculture products AM 195	Article 25 Processing of fishery and aquaculture products	Defend PGA
Article 25(1)				
283	1. The EMFF may support investments in the processing of fishery and aquaculture products. Such support shall contribute to the achievement of the objectives of the common organisation of the markets in fishery and aquaculture products as provided for in Article 35 of Regulation (EU) No 1380/2013 and further specified in Regulation (EU) No 1379/2013.	1. The EMFF <u>EMFAF</u> may support investments in the processing <u>and storage</u> of fishery and aquaculture products. Such support shall contribute to the achievement of the objectives of the common organisation of the markets in fishery and aquaculture products as provided for in Article 35 of Regulation (EU) No 1380/2013 and further specified in Regulation (EU) No 1379/2013. AM 196	deleted	Defend PGA
Article 25(1a)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
283a		<u>1a The EMFAF may also support investments for the innovation in the processing of fishery and aquaculture products, as well as the promotion of partnership between POs and scientific entities.</u> AM 197		No support to EP text
Article 25(2)				
284	2. Support under this Article shall only be granted through the financial instruments provided for in Article 52 of Regulation (EU) No [Regulation laying down Common Provisions] and through InvestEU, in accordance Article 10 of that Regulation.	2. Support under this Article shall only be granted <u>through grants</u> and through the financial instruments provided for in Article 52 of Regulation (EU) No [Regulation laying down Common Provisions] and through InvestEU, in accordance Article 10 of that Regulation. AM 198	2. Support under this As regards enterprises other than SMEs, to achieve the specific objective in Article 22 new paragraph 1 (b) through processing support shall only be granted through the financial instruments provided for in Article 52 of Regulation (EU) No [Regulation laying down Common Provisions] and through InvestEU, in accordance Article 10 of that Regulation. In the Council General Approach, appears as unnumbered paragraph.	Flexible
Article 25(2a)				
284a		<u>2a The development of fisheries and aquaculture processing</u>		No support to EP text

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u>plants may be supported by the Member States by the involvement of other Structural Fund resources.</u> AM 199		
Article 25a				
284b		<u>Article 25a</u> <u>Storage aid</u> AM 200		No support to EP text. See row 275f.
Article 25a(1), introductory part				
284c		<u>1 The EMFAF may support compensation to recognised producer organisations and associations of producers organisations which store fishery products listed in Annex II to Regulation (EU) No 1379/2013, provided that those products are stored in accordance with Articles 30 and 31 of that Regulation and subject to the following conditions:</u> AM 200		No support to EP text. See row 275f.
Article 25a(1), point(a)				
284d		<u>a the amount of the storage aid</u>		No support to EP text. See row

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u>does not exceed the amount of the technical and financial costs of the actions required for the stabilisation and storage of the products in question;</u> AM 200		275f.
Article 25a(1), point(b)				
284e		<u>b the quantities eligible for storage aid do not exceed 15 % of the annual quantities of the products concerned put up for sale by the producer organisation;</u> AM 200		No support to EP text. See row 275f.
Article 25a(1), point(c)				
284f		<u>c the financial support per year does not exceed 2 % of the average annual value of the production placed on the market by the members of the producer organisation in the period 2016-2018. For the purposes of this point, where a member of the producer organisation did not have any production placed on the market in the period 2016 to 2018, the average annual value of production placed on the market</u>		No support to EP text. See row 275f.

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u><i>in the first three years of production of that member shall be taken into account.</i></u> AM 200		
Article 25a(2)				
284g		<u><i>2 The support referred to in paragraph 1 shall only be granted once the products are released for human consumption.</i></u> AM 200		No support to EP text. See row 275f.
Article 25a(3), introductory part				
284h		<u><i>3 Member States shall fix the amount of the technical and financial costs applicable in their territories as follows:</i></u> AM 200		No support to EP text. See row 275f.
Article 25a(3), point(a)				
284i		<u><i>a technical costs shall be calculated each year on the basis of direct costs relating to the actions required in order to stabilise and store the products in question;</i></u>		No support to EP text. See row 275f.

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		AM 200		
Article 25a(3), point(b)				
284j		<u><i>b financial costs shall be calculated each year using the interest rate set annually in each Member State; those technical and financial costs shall be made publicly available.</i></u> AM 200		No support to EP text. See row 275f.
Article 25a(4)				
284k		<u><i>4 Member States shall carry out controls to ensure that the products benefitting from storage aid fulfil the conditions laid down in this Article. For the purposes of such controls, beneficiaries of storage aid shall keep stock records for each category of products entered into storage and later reintroduced onto the market for human consumption.</i></u> AM 200		No support to EP text. See row 275f.
TITLE II, CHAPTER IV				
285	CHAPTER IV Priority 3: Enabling the growth of	CHAPTER IV Priority 3: Enabling the growth of	CHAPTER IV Priority 3: Enabling the growth of	Needs to be aligned with the drafting of the priority

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	a sustainable blue economy and fostering prosperous coastal communities	a sustainable blue economy <u>within ecological limits</u> and fostering prosperous coastal <u>island and waterfront</u> communities AM 201	a sustainable blue economy and fostering the development of fishing and aquaculture communities in prosperous coastal communities and inland areas SECTION 1 SCOPE OF SUPPORT	
Article 25a				
285a			Article 25a Specific objective In the Council General Approach, appears as article 25 new.	
Article 25a(1)				
285b			1 Support under this Chapter shall cover interventions that contribute to the development of fishing and aquaculture communities in coastal and inland areas. In the Council General Approach, appears as unnumbered paragraph.	Some flexibility could be shown to accept the alternative drafting proposed by EP, to align this specific objective to the wording of priority 3, as agreed in Article 4, for example: Support under this Chapter shall cover interventions that contribute to enabling a sustainable blue economy in

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
				coastal, island and inland areas, and fostering the sustainable development of fishing and aquaculture communities.
Article 25a(2)				
285c			SECTION 2 SPECIFIC CONDITIONS In the Council General Approach, appears as Section 2.	
Article 26				
286	Article 26 Community-led local development	Article 26 Community-led local development	Article 26 Community-led local development	
Article 26(1)				
287	1. The EMFF may support the sustainable development of local economies and communities through the community-led local development set out in Article 25 of Regulation (EU) No [Regulation laying down Common Provisions].	1. The EMFF <u>EMFAF</u> may support the sustainable development of local economies <u>and favourable conditions needed for a sustainable blue economy</u> <u>and for the welfare of local</u> communities through the community-led local development set out in Article 25 of Regulation (EU) No [Regulation laying down Common Provisions].	1. To achieve the specific objective in Article 25 new, support shall be granted for actions implemented The EMFF may support the sustainable development of local economies and communities through the community-led local development set out in Article 25 of Regulation (EU) No [Regulation laying down Common Provisions].	Defend PGA

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		AM 202	Article 25 new in the Council General Approach is Article 25a in this table.	
Article 26(2)				
288	2. For the purpose of EMFF support, the community-led local development strategies referred to in Article 26 of Regulation (EU) No [Regulation laying down Common Provisions] shall ensure that local communities better exploit and benefit from the opportunities offered by the sustainable blue economy, capitalising on and strengthening environmental, cultural, social and human resources.	2. For the purpose of EMFF EMFAF support, the community-led local development strategies referred to in Article 26 of Regulation (EU) No [Regulation laying down Common Provisions] shall ensure that local communities better exploit and benefit from the opportunities offered by the a sustainable blue economy <u>within ecological limits</u> , capitalising on and strengthening environmental, cultural, social and human resources. AM 203	2. For the purpose of EMFF support, the community-led local development strategies referred to in Article 26 of Regulation (EU) No [Regulation laying down Common Provisions] shall ensure that local fishing or aquaculture communities better exploit and benefit from the their opportunities offered by the sustainable blue economy, capitalising on and strengthening environmental, cultural, social and human resources.	Defend PGA
Article 26(2a)				
288a		<u>2a The strategies shall be coherent with the opportunities and needs identified in the relevant area and the Union priorities set out in Article 4. Strategies may range from those which focus on fisheries to broader strategies directed at</u>	2a Strategies may range from those which focus on fisheries to broader strategies directed at the diversification of fisheries areas. In the Council General Approach appears unnumbered, it should probably be part of the precedent	Defend PGA

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u><i>diversification of fisheries areas. The strategies shall go beyond a mere collection of operations or juxtaposition of sectorial measures.</i></u> AM 204	para.	
Article 26(2b)				
288b		<u><i>2b Actions taken in this sector should be coherent with the regional development strategies so as to allow a sustainable blue economy to grow and coastal territories to have added value.</i></u> AM 205		No support to EP text
Article 26(2c)				
288c		<u><i>2c Member States shall implement the co-management regime to ensure that the objectives of this Regulation are achieved taking into account the local fishing realities.</i></u> AM 206		No support to EP text
Article 27				
289	Article 27 Marine knowledge	Article 27 Marine <u>and freshwater</u> knowledge	Article 27	Defend PGA

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		AM 207	deleted Moved to row CHAPTER V section 2.	
Article 27, first paragraph, introductory part				
290	The EMFF may support the collection, management and use of data to improve the knowledge on the state of the marine environment, with a view to:	The EMFF may <u>EMFAF may also</u> support the collection, management, <u>analysis, processing</u> and use of data to improve the knowledge on the state of the marine <u>and freshwater</u> environment, <u>recreational fisheries and recreational fisheries sector</u> with a view to: AM 208	deleted	Defend PGA
Article 27, first paragraph, point(a)				
291	(a) fulfilling monitoring and site designation and management requirements under Directive 92/43/EEC and Directive 2009/147/EC;	(a) fulfilling monitoring and site designation and management requirements under Directive 92/43/EEC and Directive 2009/147/EC;	deleted	Defend PGA
Article 27, first paragraph, point(aa)				
291a		<u>aa fulfilling data collection requirements under Commission Regulation (EC) No 665/2008¹, Commission Decision</u>		No support to EP text

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u>2010/93/EU², Commission Implementing Decision (EU) 2016/1251³ and the Data Collection Framework Regulation;</u> <u>1. Commission Regulation (EC) No 665/2008 of 14 July 2008 laying down detailed rules for the application of Council Regulation (EC) No 199/2008 concerning the establishment of a Community framework for the collection, management and use of data in the fisheries sector and support for scientific advice regarding the Common Fisheries Policy (OJ L 186, 15.7.2008, p. 3).</u> <u>2. Commission Decision 2010/93/EU of 18 December 2009 adopting a multiannual Community programme for the collection, management and use of data in the fisheries sector for the period 2011-2013 (notified under document C(2009) 10121) (OJ L 41, 16.2.2010, p. 8).</u> <u>3. Commission Implementing Decision (EU) 2016/1251 of 12 July 2016 adopting a multiannual Union programme for the collection, management and use of data in the fisheries and aquaculture sectors for the period 2017-2019 (OJ L 207, 1.8.2016, p. 113).</u> AM 209		
Article 27, first paragraph, point(b)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
292	(b) supporting maritime spatial planning as referred to in Directive 2014/89/EU of the European Parliament and of the Council ¹ ; 1. Directive 2014/89/EU of the European Parliament and of the Council of 23 July 2014 establishing a framework for maritime spatial planning (OJ L 257, 28.08.2014, p. 135).	(b) supporting maritime spatial planning as referred to in Directive 2014/89/EU of the European Parliament and of the Council ¹ ; 1. Directive 2014/89/EU of the European Parliament and of the Council of 23 July 2014 establishing a framework for maritime spatial planning (OJ L 257, 28.08.2014, p. 135).	deleted	
Article 27, first paragraph, point(ba)				
292a		<u>ba fulfilling data collection requirements under the CFP Regulation;</u> AM 210		No support to EP text
Article 27, first paragraph, point(c)				
293	(c) increasing data quality and sharing through the European marine observation and data network (EMODnet).	(c) increasing data quality and sharing through the European marine observation and data network (EMODnet); <u>as well as in other data networks covering freshwater;</u> AM 211	deleted	Defend PGA
Article 27, first paragraph, point(ca)				
293a		<u>ca increase the available reliable data on recreational fishing catches;</u>		No support to EP text

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		AM 212		
Article 27, first paragraph, point(cb)				
293b		<u><i>cb investments in the analysis and observation of marine pollution, especially plastics, to increase data on the situation;</i></u> AM 213		No support to EP text
Article 27, first paragraph, point(cc)				
293c		<u><i>cc increasing knowledge about marine plastic litter and its concentrations.</i></u> AM 214		No support to EP text
TITLE II, CHAPTER V				
294	CHAPTER V Priority 4: Strengthening international ocean governance and enabling safe, secure, clean and sustainably managed seas and oceans	CHAPTER V Priority 4: Strengthening international ocean governance and enabling safe, secure, clean and sustainably managed seas and oceans	CHAPTER V Priority 4: Strengthening international ocean governance and enabling safe, secure, clean and sustainably managed seas and oceans SECTION 1 SCOPE OF SUPPORT	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
Article 27a				
294a			Article 27a Specific objective In the Council General Approach, appears as Article 26 new.	
Article 27a(1)				
294b			1 Support under this Chapter shall cover interventions that contribute to strengthening international ocean governance and sustainable sea and ocean management through the promotion of marine knowledge, maritime surveillance and/or coastguard cooperation. In the Council General Approach, appears as unnumbered paragraph.	
Article 27a(2)				
294c			SECTION 2 SPECIFIC CONDITIONS In the Council General Approach, appears as Section 2.	
Article 27b				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
294d			Article 27b Marine knowledge In the Council General Approach, appears as Article 27.	
Article 27b(1), introductory part				
294e			1 To achieve the specific objective in Article 26 new through the promotion of marine knowledge, support shall be granted for actions aiming to collect, manage and use data to improve the knowledge on the state of the marine environment, with a view to: In the Council General Approach, appears as unnumbered paragraph.	Flexibility to make an explicit reference to analysis and processing of data, in exchange for EP withdrawing their amendment in row 290 : "To achieve the specific objective in Article 26 new through the promotion of marine knowledge, support shall be granted for actions aiming to collect, manage, analyse, process and use data to improve the knowledge on the state of the marine environment, with a view to:"
Article 27b(1), point(a)				
294f			a achieving or maintaining a good environmental status in the marine environment, as set out in Article 1(1) of Directive 2008/56/EC;	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
Article 27b(1), point(b)				
294g			b fulfilling monitoring and site designation and management requirements under Directive 92/43/EEC and Directive 2009/147/EC;	
Article 27b(1), point(c)				
294h			c supporting maritime spatial planning as referred to in Directive 2014/89/EU of the European Parliament and of the Council¹;or 1. Directive 2014/89/EU of the European Parliament and of the Council of 23 July 2014 establishing a framework for maritime spatial planning (OJ L 257, 28.08.2014, p. 135).	
Article 27b(1), point(d)				
294i			d increasing data quality and sharing through the European marine observation and data network (EMODnet).	
Article 28				
295	Article 28 Maritime surveillance	Article 28 Maritime surveillance	Article 28 Maritime surveillance	
Article 28(1)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
296	1. The EMFF may support actions contributing to the achievement of the objectives of the common information sharing environment.	1. The EMFF EMFAF may support actions contributing to the achievement of the objectives of the common information sharing environment.	1. To achieve the specific objective in Article 26 new through the promotion of maritime surveillance, The EMFF may support shall be granted for actions contributing to the achievement of the objectives of the Common Information Sharing Environment. In the Council General Approach, appears as unnumbered paragraph.	
Article 28(2)				
297	2. By way of derogation from Article 2, the support referred to in paragraph 1 of this Article may also be granted to operations carried out outside the territory of the Union.	2. By way of derogation from Article 2, the support referred to in paragraph 1 of this Article may also be granted to operations carried out outside the territory of the Union.	deleted	
Article 28(2a)				
297a		<u>2a In accordance with the objective of achieving safe, secure, clean and sustainably managed seas and oceans, the EMFAF shall contribute to the achievement of Sustainable Development Goal 14 of the</u>		Some flexibility to explore EP's concerns in a recital

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u>United Nations 2030 Agenda for Sustainable Development.</u> AM 215		
Article 29				
298	Article 29 Coastguard cooperation	Article 29 Coastguard cooperation	Article 29 Coastguard cooperation	
Article 29(1)				
299	1. The EMFF may support actions, carried out by national authorities, contributing to the European cooperation on coastguard functions referred to in Article 53 of Regulation (EU) 2016/1624 of the European Parliament and of the Council¹, Article 2b of Regulation (EU) No 2016/1625 of the European Parliament and of the Council² and Article 7a of Regulation (EU) No 2016/1626 of the European Parliament and of the Council³. 1. Regulation (EU) 2016/1624 of the European Parliament and of the Council of 14 September 2016 on the European Border and Coast Guard and amending Regulation (EU) 2016/399 of the European Parliament and of the Council and	1. The EMFFEMFAF may support actions, carried out by national authorities, contributing to the European cooperation on coastguard functions referred to in Article 53 of Regulation (EU) 2016/1624 of the European Parliament and of the Council¹, Article 2b of Regulation (EU) No 2016/1625 of the European Parliament and of the Council² and Article 7a of Regulation (EU) No 2016/1626 of the European Parliament and of the Council³. 1. Regulation (EU) 2016/1624 of the European Parliament and of the Council of 14 September 2016 on the European Border and Coast Guard and amending Regulation (EU) 2016/399 of the European Parliament and of the Council and	1. To achieve the specific objective in Article 26 new through the promotion of coastguard cooperation,The EMFF may support shall be granted for actions, carried out by national authorities, contributing to the European cooperation on coastguard functions referred to in Article 53 of Regulation (EU) 2016/1624 of the European Parliament and of the Council¹, Article 2b of Regulation (EU) No 2016/1625 of the European Parliament and of the Council² and Article 7a of Regulation (EU) No 2016/1626 of the European Parliament and of the Council³. 1. Regulation (EU) 2016/1624 of the	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	repealing Regulation (EC) No 863/2007 of the European Parliament and of the Council, Council Regulation (EC) No 2007/2004 and Council Decision 2005/267/EC (OJ L 251, 16.09.2016, p. 1). 2. Regulation (EU) 2016/1625 of the European Parliament and of the Council of 14 September 2016 amending Regulation (EC) No 1406/2002 establishing a European Maritime Safety Agency (OJ L 251, 16.09.2016, p. 77). 3. Regulation (EU) 2016/1626 of the European Parliament and of the Council of 14 September 2016 amending Council Regulation (EC) No 768/2005 establishing a Community Fisheries Control Agency (OJ L 251, 16.09.2016, p. 80).	repealing Regulation (EC) No 863/2007 of the European Parliament and of the Council, Council Regulation (EC) No 2007/2004 and Council Decision 2005/267/EC (OJ L 251, 16.09.2016, p. 1). 2. Regulation (EU) 2016/1625 of the European Parliament and of the Council of 14 September 2016 amending Regulation (EC) No 1406/2002 establishing a European Maritime Safety Agency (OJ L 251, 16.09.2016, p. 77). 3. Regulation (EU) 2016/1626 of the European Parliament and of the Council of 14 September 2016 amending Council Regulation (EC) No 768/2005 establishing a Community Fisheries Control Agency (OJ L 251, 16.09.2016, p. 80).	European Parliament and of the Council of 14 September 2016 on the European Border and Coast Guard and amending Regulation (EU) 2016/399 of the European Parliament and of the Council and repealing Regulation (EC) No 863/2007 of the European Parliament and of the Council, Council Regulation (EC) No 2007/2004 and Council Decision 2005/267/EC (OJ L 251, 16.09.2016, p. 1). 2. Regulation (EU) 2016/1625 of the European Parliament and of the Council of 14 September 2016 amending Regulation (EC) No 1406/2002 establishing a European Maritime Safety Agency (OJ L 251, 16.09.2016, p. 77). 3. Regulation (EU) 2016/1626 of the European Parliament and of the Council of 14 September 2016 amending Council Regulation (EC) No 768/2005 establishing a Community Fisheries Control Agency (OJ L 251, 16.09.2016, p. 80). Article 26new appears in this table as Article 27 a	
Article 29(2)				
300	2. The support for actions referred to in paragraph 1 may also contribute to the development and implementation of a Union fisheries control system under the conditions set out in Article 19.	2. The support for actions referred to in paragraph 1 may also contribute to the development and implementation of a Union fisheries control <u>and inspection</u> system under the conditions set out in Article 19.	deleted	Flexibility

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		AM 216		
Article 29(3)				
301	3. By way of derogation from Article 2, the support referred to in paragraph 1 may also be granted to operations carried out outside the territory of the Union.	3. By way of derogation from Article 2, the support referred to in paragraph 1 may also be granted to operations carried out outside the territory of the Union.	deleted	
Article 29a				
301a		<u>Article 29a</u> <u>Protecting nature and species</u> Ams. 217 and 301		No support to EP text
Article 29a, first subparagraph				
301b		<u>The EMFAF shall support nature protection measures taken within the framework of the UN's World Charter for Nature, particularly Articles 21, 22, 23 and 24 thereof.</u> In EP position appears as unnumbered para. Ams. 217 and 301		No support to EP text, but could accept a recital to cover EP's concerns.
Article 29a, second subparagraph				
301c		<u>The EMFAF shall also support voluntary cooperation and</u>		No support to EP text, but could accept a recital to cover

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u>coordination, with and between international forums, organisations, bodies and institutions with a view to pooling means of tackling IUU fishing, the poaching of marine species and the slaughter of species considered to be predators for fish stocks.</u> In EP position appears as unnumbered para Ams. 217 and 301		EP's concerns.
TITLE II, Chapter va				
301d		<u>Chapter va</u> <u>Outermost regions</u> AM 218		Flexible
Article 29b				
301e		<u>Article 29b</u> <u>Budgetary resources under shared management</u> AM 321		No support to EP text
Article 29b(1), introductory part				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
301f		<u><i>1 For operations located in the outermost regions, each Member State concerned shall allocate, within its Union financial support set out in Annex V, at least¹:</i></u> <u><i>1. These figures will need to be adapted according to the agreed figures in Article 5(1).</i></u> AM 321		No support to EP text
Article 29b(1), point(a)				
301g		<u><i>a EUR 114 000 000 in 2018 constant prices (i.e. EUR 128 566 000 in current prices) for the Azores and Madeira;</i></u> AM 321		No support to EP text
Article 29b(1), point(b)				
301h		<u><i>b EUR 91 700 000 in 2018 constant prices (i.e. EUR 103 357 000 in current prices) for the Canary Islands;</i></u> AM 321		No support to EP text
Article 29b(1), point(c)				
301i		<u><i>c EUR 146 500 000 in 2018 constant prices (i.e. EUR 165 119 000 in current prices) for</i></u>		No support to EP text

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u>Guadeloupe, French Guiana, Martinique, Mayotte, Réunion and Saint-Martin.</u> AM 321		
Article 29b(2)				
301j		<u>2 Each Member State shall determine the part of the financial envelopes established in paragraph 1, earmarked for the compensation referred to in Article 29d, and shall not exceed 50 % of each allocation referred to in paragraph 1.</u> AM 321		No support to EP text
Article 29b(3)				
301k		<u>3 By way of derogation from Article 9(8) of this Regulation and Article 19(2) of Regulation (EU) No .../... [Regulation laying down Common Provisions], and in order to take account of changing conditions, Member States may adjust annually the list and quantities of eligible fishery products and the level of the compensation referred to in Article 29d, provided that the</u>		No support to EP text

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u>amounts referred to in paragraphs 1 and 2 of this Article are respected. Such adjustments shall be possible only to the extent that a corresponding increase or decrease is made to the compensation plans of another region of the same Member State. The Member State shall inform the Commission about the adjustments in advance.</u> AM 321		
Article 29c				
301l		<u>Article 29c Action plan</u> Am. 220		Flexible
Article 29c(1), introductory part				
301m		<u>1 Member States concerned shall prepare as part of their programme an action plan for each of their outermost regions referred to in Article 6(2), which shall set out:</u> Am. 220 - in EP mandate presented as an unnumbered paragraph		Support EP - Identical to Article 9(5) PGA (appears as Article 9(4) in this table.

Commission Proposal		4/04/2019	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1)	Presidency's mandate
		EP position	Council partial GA	
Article 29c(1), point(a)				
301n		<u><i>aa strategy for the sustainable exploitation of fisheries and the development of sustainable blue economy sectors;</i></u> Am. 220		Support EP - Identical to Article 9(5) PGA (appears as Article 9(4) in this table.
Article 29c(1), point(b), introductory part				
301o		<u><i>ba description of the main actions envisaged and the corresponding financial means, including;</i></u> Am. 220		Support EP - Identical to Article 9(5) PGA (appears as Article 9(4) in this table.
Article 29c(1), point(b)(i)				
301p		<u><i>i the structural support to the fishery and aquaculture sector under Title II;</i></u> Am. 220		Support EP - Identical to Article 9(5) PGA (appears as Article 9(4) in this table.
Article 29c(1), point(b)(ii)				
301q		<u><i>ii the compensation for additional costs referred to in Article 29d, including the list and quantities of fishery and aquaculture products and the level of compensation;</i></u> Am. 220		Defend PGA text in Article 9(5) PGA (appears as Article 9(4) in this table) but some flexibility to explore EP's concerns.
Article 29c(1), point(b)(iii)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
301r		<u>iii any other investment in the sustainable blue economy necessary to achieve a sustainable coastal development.</u> Am. 220		Identical to Article 9(5) PGA (appears as Article 9(4) in this table.
Article 29d				
301s		<u>Article 29d</u> <u>Renewal of small-scale coastal fishing fleets and associated measures</u> M 287		Explore EP's concerns
Article 29d(1), introductory part				
301t		<u>1 Notwithstanding points (a) and (b) of Article 13 and Article 16, the EMFAF may support in the outermost regions:</u> AM 287 - in the EP mandate presented as an unnumbered paragraph		Explore EP's concerns
Article 29d(1), point(a)				
301u		<u>a the renewal of small-scale coastal fishing fleets, including the construction and acquisition of new vessels, for the applicants</u>		Explore EP's concerns

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u>who, five years prior to the date of applying for the aid have their main place of registration in the outermost region where the new vessel will be registered, which land all their catches in ports in the outermost regions, so as to improve human safety, comply with Union and national rules on hygiene, health and working conditions on board, fight IUU fishing and achieve greater environmental efficiency. The vessel acquired with aid shall remain registered in the outermost region for at least 15 years from the date of granting the aid. If that condition is not complied with, the aid shall be reimbursed in an amount that is proportionate, having regard to the nature, gravity, duration and repetition of the non-compliance. That fishing fleet renewal shall remain within the limits of authorised capacity ceilings, and shall comply with the CFP objectives;</u> AM 287		

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
Article 29d(1), point(b)				
301v		<u><i>b the replacement or modernisation of a main or ancillary engine. The power of the new engine or the modernised engine may exceed the current engine's power in the event of a duly justified need for increased power for reasons of safety at sea, without increasing the ability of the fishing vessel concerned to catch fish;</i></u> AM 287		Explore EP's concerns
Article 29d(1), point(c)				
301w		<u><i>c the partial renovation of the structural wooden hull of a fishing vessel, when this is necessary for reasons of improvement of maritime safety, according to objective technical criteria of the naval architecture;</i></u> AM 287		Explore EP's concerns
Article 29d(1), point(d)				
301x		<u><i>d the construction and modernisation of ports, port infrastructures, landing sites,</i></u>		Explore EP's concerns

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u>auction halls, shipyards and shipbuilding and repair workshops, when infrastructure contributes to sustainable fishing.</u> AM 287		
Article 29e				
301y		Content of the article appears in Article 21 of this table		
Article 29f				
301z		<u>Article 29f</u> <u>State aid</u> AM 223 Am. 222 - State Aid article must be placed after a repositioned Article 21 with the respective changes.		No support to EP amendment in principle but explore EP's concerns
Article 29e(1)				
301aa		<u>1 For the fishery and aquaculture products, listed in Annex I to the TFEU, to which Articles 107, 108 and 109 thereof apply, the Commission may authorise, in accordance with Article 108 TFEU, operating aid in the outermost regions referred to in Article 349 TFEU within the</u>		No support to EP amendment in principle but explore EP's concerns

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u>sectors producing, processing and marketing fishery and aquaculture products, with a view to alleviating the specific constraints in those regions as a result of their isolation, insularity and extreme remoteness.</u> In EP position appears as unnumbered para Am. 222		
Article 29e(2)				
301ab		<u>2 Member States may grant additional financing for the implementation of the compensation plans referred to in Article 29d. In such cases, Member States shall notify the Commission of the State aid which the Commission may approve in accordance with this Regulation as part of those plans. State aid thus notified shall be regarded as notified within the meaning of the first sentence of Article 108(3) TFEU.</u>		No support to EP amendment in principle but explore EP's concerns

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		Am. 222		
Article 29g				
301ac		<u>Article 29g</u> <u>Review – POSEI</u> AM 232		No support to EP amendment
Article 29f(1)				
301ad		<u>1 The Commission shall present a report on the implementation of the provisions of this Chapter by 31 December 2023 and, if necessary, adopt appropriate proposals. The Commission shall evaluate the possibility to create a Programme of Options Specifically Relating to Remoteness and Insularity (POSEI) for maritime and fisheries issues.</u> AM 232 - in the EP mandate presented as an unnumbered paragraph		No support to EP amendment
TITLE II, CHAPTER VI				
302	CHAPTER VI Rules for implementation under shared management	CHAPTER VI Rules for implementation under shared management	CHAPTER VI Rules for implementation under shared management	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
TITLE II, CHAPTER VI, Section 1				
303	Section 1 Support from the EMFF	Section 1 Support from the EMFF EMFAF	Section 1 Support from the EMFFEMFAF	
Article 30				
304	Article 30 Calculation of additional costs or income foregone	Article 30 Calculation of additional costs or income foregone	Article 30 Calculation of Compensations for additional costs or income foregone	
Article 30, first paragraph				
305	Support granted on the basis of additional costs or income foregone shall be granted under any of the forms referred to in points (a), (c), (d) and (e) of Article 46 of Regulation (EU) No [Regulation laying down Common Provisions].	Support granted on the basis of additional costs or income foregone shall be granted under any of the forms referred to in points (a), (c), (d) and (e) of Article 46 of Regulation (EU) No [Regulation laying down Common Provisions].	Support granted on the basis of Compensations for additional costs or income foregone shall be granted under any of the forms referred to in points (a) (b) , (c); (d) and (e) and (d) of Article 48 (1) -46 of Regulation (EU) No [Regulation laying down Common Provisions].	Subject to final alignment with the CPR.
Article 31				
306	Article 31 Determination of co-financing rates	Article 31 Determination of co-financing rates	Article 31 Determination of co-financing rates	
Article 31, first paragraph				
307	The maximum EMFF co-financing	The maximum EMFF EMFAF co-	The maximum EMFF EMFAF co-	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	rate per area of support is set out in Annex II.	financing rate per area of support is set out in Annex II.	financing rate per specific objective is 80% with the exception of Art. 14 (1) (e) which is 100% -area of support is set out in Annex II.	
Article 32				
308	Article 32 Intensity of public aid	Article 32 Intensity of public aid	Article 32 Intensity of public aid	
Article 32(1)				
309	1. Member States shall apply a maximum aid intensity rate of 50% of the total eligible expenditure of the operation.	1. Member States shall apply a maximum aid intensity rate of 50% of the total eligible expenditure of the operation.	1. Member States shall apply a maximum aid intensity rate of 50% of the total eligible expenditure of the operation.	
Article 32(2)				
310	2. By way of derogation from paragraph 1, specific maximum aid intensity rates for certain areas of support and certain types of operations are set out in Annex III.	2. By way of derogation from paragraph 1, specific maximum aid intensity rates for certain areas of support and certain types of operations are set out in Annex III	2. By way of derogation from paragraph 1, specific maximum aid intensity rates for certain areas of support specific objectives and certain types of operations are set out in Annex III.	
Article 32(3)				
311	3. Where one operation falls under several of the rows 2 to 16 of Annex III, the highest maximum aid intensity rate shall apply.	3. Where one operation falls under several of the rows 2 to 16 of Annex III, the highest maximum aid intensity rate shall apply	3. Where one operation falls under several of the rows 2 to 16 22 of Annex III, the highest maximum aid intensity rate shall apply.	
Article 32(4)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
312	4. Where one operation falls under one or several of the rows 2 to 16 of Annex III and at the same time under row 1 of that Annex, the maximum aid intensity rate to in row 1 shall apply.	4. Where one operation falls under one or several of the rows 2 to 16 of Annex III and at the same time under row 1 of that Annex, the maximum aid intensity rate to in row 1 shall apply.	4. Where one operation falls under one or several of the rows 2 to 16 22 of Annex III and at the same time under row 1 of that Annex, the maximum aid intensity rate referred to in row 1 shall apply.	
Article 32a				
312a		<u>Article 32a</u> <u>Maritime policy and development of a sustainable blue economy</u> AM 224		No support to EP text
Article 32a(1)				
312b		<u>1 The EMFAF shall support the implementation of the integrated maritime policy and the growth of the sustainable blue economy through the development of regional platforms for funding innovative projects.</u> AM 224 – in the EP mandate presented as an unnumbered paragraph		No support to EP text
TITLE II, CHAPTER VI, Section 2				
313	Section 2 financial management	Section 2 financial management	Section 2 financial management	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
Article 33				
314	Article 33 Interruption of the payment deadline	Article 33 Interruption of the payment deadline	Article 33 Interruption of the payment deadline	
Article 33(1)				
315	1. In accordance with Article 90(4) of Regulation (EU) No [Regulation laying down Common Provisions], the Commission may interrupt the payment deadline for all or part of a payment application in the case of evidence of non-compliance by a Member State with the rules applicable under the CFP, if the non-compliance is liable to affect the expenditure contained in a payment application for which the interim payment is requested.	1. In accordance with Article 90(4) of Regulation (EU) No [Regulation laying down Common Provisions], the Commission may interrupt the payment deadline for all or part of a payment application in the case of evidence <u>proving the of</u> non-compliance by a Member State with the rules applicable under the CFP <u>or relevant Union environmental law</u> , if the non-compliance is liable to affect the expenditure contained in a payment application for which the interim payment is requested. AM 225	. In accordance with Article 90(4) of Regulation (EU) No [Regulation laying down Common Provisions], the Commission may interrupt the payment deadline for all or part of a payment application in the case of evidence of non-compliance by a Member State with the rules applicable under the CFP, if the non-compliance is liable to affect the expenditure contained in a payment application for which the interim payment is requested.	No support to EP text
Article 33(2)				
316	2. Prior to the interruption referred to in paragraph 1, the Commission shall inform the Member State concerned about the evidence of	2. Prior to the interruption referred to in paragraph 1, the Commission shall inform the Member State concerned about the evidence of	2. Prior to the interruption referred to in paragraph 1, the Commission shall inform the Member State concerned about the evidence of	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	non-compliance and give it the opportunity to present observations within a reasonable period of time.	non-compliance and give it the opportunity to present observations within a reasonable period of time.	non-compliance and give it the opportunity to present observations within a reasonable period of time.	
Article 33(3)				
317	3. The interruption referred to in paragraph 1 shall be proportionate, having regard to the nature, gravity, duration and repetition of the non- compliance.	3. The interruption referred to in paragraph 1 shall be proportionate, having regard to the nature, gravity, duration and repetition of the non- compliance.	3. The interruption referred to in paragraph 1 shall be proportionate, having regard to the nature, gravity, duration and repetition of the non- compliance.	
Article 33(4)				
318	4. The Commission shall be empowered to adopt delegated acts, in accordance with Article 52, defining the cases of non-compliance referred to in paragraph 1.	4. The Commission shall be empowered to adopt delegated acts, in accordance with Article 52, defining the cases of non-compliance referred to in paragraph 1.	4. The Commission shall be empowered to adopt delegated implementing acts, in accordance with Article 52, defining to define the cases of non-compliance referred to in paragraph 1. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 53(2).	
Article 34				
319	Article 34 Suspension of payments	Article 34 Suspension of payments	Article 34 Suspension of payments	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
Article 34(1)				
320	1. In accordance with Article 91(3) of Regulation (EU) No [Regulation laying down Common Provisions], the Commission may adopt implementing acts suspending all or part of the interim payments under the programme in the case of serious non-compliance by a Member State with the rules applicable under the CFP, if the serious non-compliance is liable to affect the expenditure contained in a payment application for which the interim payment is requested.	1. In accordance with Article 91(3) of Regulation (EU) No [Regulation laying down Common Provisions], the Commission may adopt implementing acts suspending all or part of the interim payments under the programme in the case of serious non-compliance by a Member State with the rules applicable under the CFP <u>or relevant Union environmental law</u> , if the serious non-compliance is liable to affect the expenditure contained in a payment application for which the interim payment is requested. AM 226	1. In accordance with Article 91(3) of Regulation (EU) No [Regulation laying down Common Provisions], the Commission may adopt implementing acts suspending all or part of the interim payments under the programme in the case of serious non-compliance by a Member State with the rules applicable under the CFP, if the serious non-compliance is liable to affect the expenditure contained in a payment application for which the interim payment is requested.	No support to EP amendment
Article 34(2)				
321	2. Prior to the suspension referred to in paragraph 1, the Commission shall inform the Member State that the Commission considers that there is a case of serious non-compliance with the rules applicable under the CFP and give it opportunity to present observations within a reasonable	2. Prior to the suspension referred to in paragraph 1, the Commission shall inform the Member State that the Commission considers that there is a case of serious non-compliance with the rules applicable under the CFP and give it opportunity to present observations within a reasonable	2. Prior to the suspension referred to in paragraph 1, the Commission shall inform the Member State that the Commission considers that there is a case of serious non-compliance with the rules applicable under the CFP and give it opportunity to present observations within a reasonable	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	period of time.	period of time.	period of time.	
Article 34(3)				
322	3. The suspension referred to in paragraph 1 shall be proportionate, having regard to the nature, gravity, duration and repetition of the serious non-compliance.	3. The suspension referred to in paragraph 1 shall be proportionate, having regard to the nature, gravity, duration and repetition of the serious non-compliance.	3. The suspension referred to in paragraph 1 shall be proportionate, having regard to the nature, gravity, duration and repetition of the serious non-compliance.	
Article 34(4)				
323	4. The Commission shall be empowered to adopt delegated acts, in accordance with Article 52, defining the cases of serious non-compliance referred to in paragraph 1.	4. The Commission shall be empowered to adopt delegated acts, in accordance with Article 52, defining the cases of serious non-compliance referred to in paragraph 1.	4. The Commission shall be empowered to adopt delegated implementing acts, in accordance with Article 52, defining to define the cases of serious non-compliance referred to in paragraph 1. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 53(2).	
Article 35				
324	Article 35 Financial corrections by Member States	Article 35 Financial corrections by Member States	Article 35 Financial corrections by Member States	
Article 35(1)				
325	1. In accordance with Article	1. In accordance with Article	1. In accordance with Article	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	97(4) of Regulation (EU) No [Regulation laying down Common Provisions], Member States shall apply financial corrections in case of the non-respect of the obligations referred to in Article 12(2) of this Regulation.	97(4) of Regulation (EU) No [Regulation laying down Common Provisions], Member States shall apply financial corrections in case of the non-respect of the obligations referred to in Article 12(2) of this Regulation.	97(4) of Regulation (EU) No [Regulation laying down Common Provisions], Member States shall apply financial corrections in case of the non-respect of the obligations referred to in Article 12(2) of this Regulation.	
Article 35(2)				
326	2. In the cases of the financial corrections referred to in paragraph 1, Member States shall determine the amount of the correction, which shall be proportionate, having regard to the nature, gravity, duration and repetition of the infringement or offence by the beneficiary and the importance of the EMFF contribution to the economic activity of the beneficiary.	2. In the cases of the financial corrections referred to in paragraph 1, Member States shall determine the amount of the correction, which shall be proportionate, having regard to the nature, gravity, duration and repetition of the infringement or offence by the beneficiary and the importance of the EMFF EMFAF contribution to the economic activity of the beneficiary.	2. In the cases of the financial corrections referred to in paragraph 1, Member States shall determine the amount of the correction, which shall be proportionate, having regard to the nature, gravity, duration and repetition of the infringement or offence by the beneficiary and the importance of the EMFF EMFAF contribution to the economic activity of the beneficiary.	
Article 36				
327	Article 36 Financial corrections by the Commission	Article 36 Financial corrections by the Commission	Article 36 Financial corrections by the Commission	
Article 36(1), introductory part				
328	1. In accordance with Article 98(5) of Regulation (EU) No [Regulation laying down Common	1. In accordance with Article 98(5) of Regulation (EU) No [Regulation laying down Common	1. In accordance with Article 98(5) of Regulation (EU) No [Regulation laying down Common	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	Provisions], the Commission shall adopt implementing acts making financial corrections by cancelling all or part of the Union contribution to a programme if, after carrying out the necessary examination, it concludes that:	Provisions], the Commission shall adopt implementing acts making financial corrections by cancelling all or part of the Union contribution to a programme if, after carrying out the necessary examination, it concludes that:	Provisions], the Commission shall adopt implementing acts making financial corrections by cancelling all or part of the Union contribution to a programme if, after carrying out the necessary examination, it concludes that:	
Article 36(1), point(a)				
329	(a) expenditure contained in a payment application is affected by cases in which the beneficiary does not respect the obligations referred to in Article 12(2) and has not been corrected by the Member State prior to the opening of the correction procedure under this paragraph;	(a) expenditure contained in a payment application is affected by cases in which the beneficiary does not respect the obligations referred to in Article 12(2) and has not been corrected by the Member State prior to the opening of the correction procedure under this paragraph;	(a) expenditure contained in a payment application is affected by cases in which the beneficiary does not respect the obligations referred to in Article 12(2) and has not been corrected by the Member State prior to the opening of the correction procedure under this paragraph;	
Article 36(1), point(b)				
330	(b) expenditure contained in a payment application is affected by cases of serious non-compliance with the rules of the CFP by the Member State which have resulted in the suspension of payment under Article 34 and the Member State concerned still fails to demonstrate that it has taken the necessary remedial action to	(b) expenditure contained in a payment application is affected by cases of serious non-compliance with the rules of the CFP <u>or relevant Union environmental law</u> by the Member State which have resulted in the suspension of payment under Article 34 and the Member State concerned still fails to demonstrate that it has taken the	(b) expenditure contained in a payment application is affected by cases of serious non-compliance with the rules of the CFP by the Member State which have resulted in the suspension of payment under Article 34 and the Member State concerned still fails to demonstrate that it has taken the necessary remedial action to ensure	No support to EP amendment

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	ensure compliance with and the enforcement of applicable rules in the future.	necessary remedial action to ensure compliance with and the enforcement of applicable rules in the future. AM 227	compliance with and the enforcement of applicable rules in the future.	
Article 36(2)				
331	2. The Commission shall decide on the amount of the correction taking into account the nature, gravity, duration and repetition of the serious non-compliance by the Member State or beneficiary with the rules of the CFP and the importance of the EMFF contribution to the economic activity of the beneficiary concerned.	2. The Commission shall decide on the amount of the correction taking into account the nature, gravity, duration and repetition of the serious non-compliance by the Member State or beneficiary with the rules of the CFP <u>or relevant Union environmental law</u> and the importance of the EMFF <u>EMFAF</u> contribution to the economic activity of the beneficiary concerned. AM 228	2. The Commission shall decide on the amount of the correction taking into account the nature, gravity, duration and repetition of the serious non-compliance by the Member State or beneficiary with the rules of the CFP and the importance of the EMFF <u>EMFAF</u> contribution to the economic activity of the beneficiary concerned.	No support to EP amendment
Article 36(3)				
332	3. Where it is not possible to quantify precisely the amount of expenditure linked to non-compliance with the rules of the CFP by the Member State, the Commission shall apply a flat rate or extrapolated financial correction	3. Where it is not possible to quantify precisely the amount of expenditure linked to non-compliance with the rules of the CFP <u>or relevant Union environmental law</u> by the Member State, the Commission shall apply	3. Where it is not possible to quantify precisely the amount of expenditure linked to non-compliance with the rules of the CFP by the Member State, the Commission shall apply a flat rate or extrapolated financial correction	No support to EP amendment

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	in accordance with paragraph 4.	a flat rate or extrapolated financial correction in accordance with paragraph 4. AM 229	in accordance with paragraph 4.	
Article 36(4)				
333	4. The Commission shall be empowered to adopt delegated acts, in accordance with Article 52, determining the criteria for establishing the level of financial correction to be applied and the criteria for applying flat rates or extrapolated financial corrections.	4. The Commission shall be empowered to adopt delegated acts, in accordance with Article 52, determining the criteria for establishing the level of financial correction to be applied and the criteria for applying flat rates or extrapolated financial corrections.	4. The Commission shall be empowered to adopt delegated implementing acts, in accordance with Article 52, determining to determine the criteria for establishing the level of financial correction to be applied and the criteria for applying flat rates or extrapolated financial corrections. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 53(2).	
TITLE II, CHAPTER VI, Section 3				
334	Section 3 Monitoring and reporting	Section 3 Monitoring and reporting	Section 3 Monitoring and reporting	
Article 37				
335	Article 37 Monitoring and evaluation framework	Article 37 Monitoring and evaluation framework	Article 37 Monitoring and evaluation framework	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
Article 37(1)				
336	1. Indicators to report on progress of the EMFF towards the achievement of the priorities referred to in Article 4 are set out in Annex I.	1. Indicators to report on progress of the EMFF EMFAF towards the achievement of the priorities referred to in Article 4 are set out in Annex I.	deleted	Defend PGA
Article 37(2)				
337	2. To ensure effective assessment of progress of the EMFF towards the achievement of its priorities, the Commission shall be empowered to adopt delegated acts, in accordance with Article 52, to amend Annex I to review or complement the indicators where considered necessary and to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework .	2. To ensure effective assessment of progress of the EMFF EMFAF towards the achievement of its priorities, the Commission shall be empowered to adopt delegated acts, in accordance with Article 52, to amend Annex I to review or complement the indicators where considered necessary and to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework.	deleted	Defend PGA
Article 37(2a)				
337a			2a Common output and result indicators for the EMFAF as set out in Annex I and where necessary, programme-specific indicators, shall be used in accordance with point (a) of the second subparagraph of Article	

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			[12(1)], point (d)(ii) of Article [17(3)] and point (b) of Article [37(2)] of Regulation (EU) 2018/xxx CPR. In the Council General Approach, appears as paragraph 1.	
Article 37(2b)				
337b			2b In compliance with its reporting requirement pursuant to Article 41(3)(h)(iii) of Regulation (EU) No 2018/1046 (Financial Regulation), the Commission shall report to the European Parliament and the Council on the performance of the EMFAF. In this report, the Commission shall use core performance indicators set out in Annex I. In the Council General Approach, appears as paragraph 2.	
Article 37(2c)				
337c			2c In addition to the general rules set out in Article 37 of Regulation (EU) No 2018/xxx (CPR), the managing authority shall provide the Commission	Flexibility to accept twice a year reporting.

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			with relevant operation level implementation data which include key characteristics of the beneficiary (name, type of beneficiary, size of enterprise, gender and contact details) and funded operations (specific objective, type of operation, sector addressed, values of indicators, state of progress of the operation, vessel number, financial data and form of support). The data shall be reported on 31 January of each year. The first transmission shall be due by 31 January 2022 and the last one by 31 January 2030. In the Council General Approach, appears as paragraph 3.	
Article 37(2d)				
337d			2d The Commission shall adopt implementing acts laying down rules for further specifying the exact data referred to in paragraph 3 and for its presentation. Those implementing acts shall be adopted in accordance with the	

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			examination procedure referred to in Article 53 (2)¹. 1. It will be necessary to ensure consistency between paragraphs 3 and 4 of this Article and Article 66(4) and Annex XYZ of the CPR. In the Council General Approach, appears as paragraph 4.	
Article 37(2e)				
337e			2e The Commission shall be empowered to adopt delegated acts, in accordance with Article 52, to supplement core performance indicators of Annex I in order to adapt to changes occurring during the programming period. In the Council General Approach, appears as paragraph 5.	
Article 37a				
337f			Article 37a Reporting of the results of the funded operation	

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			In the Council General Approach, appears as Article 37 new.	
Article 37a(1)				
337g			1 The beneficiaries shall report the value of relevant result indicators after the completion of the operation and no later than with the final payment claim. The Managing Authority shall review the plausibility of the value of result indicators reported by the beneficiary in parallel with the final payment.	
Article 37a(2)				
337h			2 The timelines established in paragraph 1 can be postponed if so decided at the national level.	
Article 38				
338	Article 38 Annual performance report	Article 38 Annual performance report	Article 38 Deleted	
Article 38(1)				
339	1. In accordance with Article 36(6) of Regulation (EU) No [Regulation laying down Common Provisions], each Member State	1. In accordance with Article 36(6) of Regulation (EU) No [Regulation laying down Common Provisions], each Member State	deleted	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	shall submit to the Commission an annual performance report no later than one month before the annual review meeting. The first report shall be submitted in 2023 and the last report in 2029.	shall submit to the Commission an annual performance report no later than one month before the annual review meeting. The first report shall be submitted in 2023 and the last report in 2029.		
Article 38(2)				
340	2. The report referred to in paragraph 1 shall describe the progress in programme implementation and in achieving the milestones and targets referred to in Article 12 of Regulation (EU) No [Regulation laying down Common Provisions]. It shall also describe any issues that affect the performance of the programme and the measures taken to address those issues.	2. The report referred to in paragraph 1 shall describe the progress in programme implementation and in achieving the milestones and targets referred to in Article 12 of Regulation (EU) No [Regulation laying down Common Provisions]. It shall also describe any issues that affect the performance of the programme and the measures taken to address those issues.	deleted	
Article 38(3)				
341	3. The report referred to in paragraph 1 shall be examined during the annual review meeting, in accordance with Article 36 of Regulation (EU) No [Regulation laying down Common Provisions].	3. The report referred to in paragraph 1 shall be examined during the annual review meeting, in accordance with Article 36 of Regulation (EU) No [Regulation laying down Common Provisions].	deleted	
Article 38(3a)				

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341a		<u>3a Each Member State shall publish the report referred to in paragraph 1 in both the original language and in one of the working languages of the European Commission.</u> AM 230		No support to EP position
Article 38(3b)				
341b		<u>3b The report referred to in paragraph 1 shall be routinely published on the website of the European Commission.</u> AM 231		No support to EP position
Article 38(3c)				
341c		<u>3c Each Member State and the Commission shall publish reports on best practices on their respective websites.</u> AM 232		No support to EP position
Article 38(4)				
342	4. The Commission shall adopt implementing acts laying down rules for the presentation of the report referred to in paragraph 1.	4. The Commission shall adopt implementing acts laying down rules for the presentation of the report referred to in paragraph 1.	deleted	

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	Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 53(2).	Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 53(2).		
Article 38(4a)				
342a		<u>4a The Commission shall publish all relevant documents related to the adoption of the implementing acts referred to in paragraph 7.</u> AM 233		No support to EP position
TITLE III				
343	TITLE III SUPPORT UNDER DIRECT AND INDIRECT MANAGEMENT	TITLE III SUPPORT UNDER DIRECT AND INDIRECT MANAGEMENT	TITLE III SUPPORT UNDER DIRECT AND INDIRECT MANAGEMENT	
Article 39				
344	Article 39 Geographical scope	Article 39 Geographical scope	Article 39 Geographical scope	
Article 39, first paragraph				
345	By way of derogation from Article 2, this Title may also be granted to operations carried out outside the territory of the Union, with the exception of technical assistance.	By way of derogation from Article 2, this Title may also be granted to operations carried out outside the territory of the Union, with the exception of technical assistance.	By way of derogation from Article 2, The support referred to in this Title may also be granted apply to operations carried out all or part of which are outside the territory of a Member State, including outside the Union, with the	

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			exception of technical assistance.	
TITLE III, CHAPTER I				
346	CHAPTER I Priority 1: Fostering sustainable fisheries and the conservation of marine biological resources	CHAPTER I Priority 1: Fostering sustainable fisheries and the conservation of marine biological resources	CHAPTER I Priority 1: Fostering sustainable fisheries and the conservation of marine aquatic biological resources	
Article 40				
347	Article 40 Implementation of the CFP	Article 40 Implementation of the CFP	Article 40 Implementation of the CFP	
Article 40, first paragraph, introductory part				
348	The EMFF shall support the implementation of the CFP through:	The EMFF EMFAF shall support the implementation of the CFP through:	The EMFF EMFAF shall support the implementation of the CFP through:	
Article 40, first paragraph, point(a)				
349	(a) the provision of scientific advice and knowledge for the purpose of promoting sound and efficient fisheries management decisions under the CFP, including through the participation of experts in scientific bodies;	(a) the provision of scientific advice and knowledge for the purpose of promoting sound and efficient fisheries management decisions under the CFP, including through the participation of experts in scientific bodies;	(a) the provision of scientific advice and knowledge for the purpose of promoting sound and efficient fisheries management decisions under the CFP, including through the participation of experts in scientific bodies;	
Article 40, first paragraph, point(aa)				
349a		<u>aa involvement of the funds of the Horizon Europe research and</u>		Clarifications on the EP position needed

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		<u>development programme as much as possible to support and encourage research and development and innovation activities in the fisheries and aquaculture sector;</u> AM 234		
Article 40, first paragraph, point(b)				
350	(b) the development and implementation of a Union fisheries control system as provided for in Article 36 of Regulation (EU) No 1380/2013 and further specified in Regulation (EC) No 1224/2009;	(b) the development and implementation of a Union fisheries control system as provided for in Article 36 of Regulation (EU) No 1380/2013 and further specified in Regulation (EC) No 1224/2009;	(b) the development and implementation of a Union fisheries control system as provided for in Article 36 of Regulation (EU) No 1380/2013 and further specified in Regulation (EC) No 1224/2009;	
Article 40, first paragraph, point(c)				
351	(c) the functioning of Advisory Councils established in accordance with Article 43 of Regulation (EU) No 1380/2013, which have an objective forming part of, and supporting, the CFP;	(c) the functioning of Advisory Councils established in accordance with Article 43 of Regulation (EU) No 1380/2013, which have an objective forming part of, and supporting, the CFP;	(c) the functioning of Advisory Councils established in accordance with Article 43 of Regulation (EU) No 1380/2013, which have an objective forming part of, and supporting, the CFP;	
Article 40, first paragraph, point(d)				
352	(d) voluntary contributions to the activities of international organisations dealing with fisheries, in accordance with	(d) voluntary contributions to the activities of international organisations dealing with fisheries, in accordance with	(d) voluntary contributions to the activities of international organisations dealing with fisheries, in accordance with	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	Article 29 and Article 30 of Regulation (EU) No 1380/2013.	Article 29 and Article 30 of Regulation (EU) No 1380/2013.	Article 29 and Article 30 of Regulation (EU) No 1380/2013.	
Article 41				
353	Article 41 Promotion of clean and healthy seas	Article 41 Promotion of clean and healthy seas	Article 41 Promotion of clean and healthy seas ¹ 1. This Article will be moved to Chapter IV " Priority 4: Strengthening international ocean governance and enabling safe, secure, clean and sustainably managed seas and oceans"	
Article 41(1)				
354	1. The EMFF shall support the promotion of clean and healthy seas, including through actions to support the implementation of Directive 2008/56/EC and actions to ensure coherence with the achievement of good environmental status pursuant to Article 2(5)(j) of Regulation (EU) No 1380/2013, and the implementation of the European strategy for plastics in a circular economy.	1. The EMFF EMFAF shall support the promotion of clean and healthy seas, including through actions to support the implementation of Directive 2008/56/EC and actions to ensure coherence with the achievement of good environmental status pursuant to Article 2(5)(j) of Regulation (EU) No 1380/2013, and the implementation of the European strategy for plastics in a circular economy.	1. The EMFF EMFAF shall support the promotion of clean and healthy seas, including through actions to support the implementation of Directive 2008/56/EC and actions to ensure coherence with the achievement of good environmental status pursuant to Article 2(5)(j) of Regulation (EU) No 1380/2013, and the implementation of the European strategy for plastics in a circular economy.	
Article 41(2)				

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355	2. The support referred to in paragraph 1 shall be coherent with the Union environmental legislation, in particular with the objective of achieving or maintaining a good environmental status as set out in Article 1(1) of Directive 2008/56/EC.	2. The support referred to in paragraph 1 shall be coherent with the Union environmental legislation, in particular with the objective of achieving or maintaining a good environmental status as set out in Article 1(1) of Directive 2008/56/EC.	2. The support referred to in paragraph 1 shall be coherent with the Union environmental legislation, in particular with the objective of achieving or maintaining a good environmental status as set out in Article 1(1) of Directive 2008/56/EC.	
TITLE III, CHAPTER II				
356	CHAPTER II Priority 2: Contributing to food security in the Union through competitive and sustainable aquaculture and markets	CHAPTER II Priority 2: Contributing to food security in the Union through competitive and sustainable <u>fisheries</u> , aquaculture and markets	CHAPTER II Priority 2: Contributing to food security in the Union through competitive and sustainable Fostering sustainable aquaculture activities and processing and marketing of fisheries and aquaculture and markets products	Needs to be aligned with the drafting of the priority
Article 42				
357	Article 42 Market intelligence	Article 42 Market intelligence	Article 42 Market intelligence	
Article 42, first paragraph				
358	The EMFF shall support the development and dissemination of market intelligence for fishery and aquaculture products by the Commission in accordance with Article 42 of Regulation (EU) No	The EMFF EMFAF shall support the development and dissemination of market intelligence for fishery and aquaculture products by the Commission in accordance with Article 42 of Regulation (EU) No	The EMFF EMFAF shall support the development and dissemination of market intelligence for fishery and aquaculture products by the Commission in accordance with Article 42 of Regulation (EU) No	Defend PGA

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	1379/2013.	1379/2013, <u>namely by the creation of an Aquaculture Statistical Information Network (ASIN-RISA).</u> AM 236	1379/2013.	
TITLE III, CHAPTER III				
359	CHAPTER III Priority 3: Enabling the growth of a sustainable blue economy and fostering prosperous coastal communities	CHAPTER III Priority 3: Enabling the <u>appropriate conditions for</u> growth of a sustainable blue economy and fostering <u>a healthy marine environment for</u> prosperous coastal communities AM 237	CHAPTER III Priority 3: Enabling the growth of a sustainable blue economy and fostering the development of fishing and aquaculture prosperous coastal communities in coastal and inland areas	Needs to be aligned with the drafting of the priority
Article 43				
360	Article 43 Maritime policy and development of a sustainable blue economy	Article 43 Maritime policy and development of a sustainable blue economy <u>that develops within ecological limits at sea and in freshwater</u> AM 238	Article 43 Maritime policy and development of a sustainable blue economy	No support to EP position
Article 43, first paragraph, introductory part				
361	The EMFF shall support the implementation of the maritime	The EMFF EMFAF shall support the implementation of the maritime	The EMFF EMFAF shall support the implementation of the maritime	No support to EP position

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	policy through:	policy <u>and the development of a sustainable blue economy</u> through: AM 239	policy through:	
Article 43, first paragraph, point(a)				
362	(a) the promotion of a sustainable, low carbon and climate resilient blue economy;	(a) the promotion of a sustainable, low carbon and climate resilient blue economy <u>that ensures human and environmental well-being that develops within ecological limits at sea and in freshwater</u> ; AM 240	(a) the promotion of a sustainable, low carbon and climate resilient blue economy;	No support to EP position
Article 43, first paragraph, point(aa)				
362a		<u>aa the restoration, protection and maintenance of the diversity, productivity, resilience and intrinsic value of marine systems</u> ; AM 241		No support to EP position
Article 43, first paragraph, point(b)				
363	(b) the promotion of an integrated governance and management of the maritime policy, including through maritime spatial planning,	(b) the promotion of an integrated governance and management of the maritime policy, including through maritime spatial planning,	(b) the promotion of an integrated governance and management of the maritime policy, including through maritime spatial planning, sea	No support to EP position

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	sea basin strategies and maritime regional cooperation;	sea basin strategies and maritime regional <u>cooperation, Union macro-regional strategies and cross-border</u> cooperation;	basin strategies and maritime regional cooperation;	
Article 43, first paragraph, point(ba)				
363a		<u>ba the promotion of responsible production and consumption, clean technologies, renewable energy and circular material flows;</u> AM 243		No support to EP text
Article 43, first paragraph, point(c)				
364	(c) the enhancement of the transfer and uptake of research, innovation and technology in the sustainable blue economy, including the European marine observation and data network (EMODnet);	(c) the enhancement of the transfer and uptake of research, innovation and technology in the sustainable blue economy, including the European marine observation and data network (EMODnet) <u>as well as in other data networks covering freshwater, to ensure that the technology and efficiency gains are not outweighed by growth, that the focus is on sustainable economic activities that meet the needs of current and future generations, and that the necessary tools and capacities for</u>	(c) the enhancement of the transfer and uptake of research, innovation and technology in the sustainable blue economy, including the European marine observation and data network (EMODnet);	No support to EP amendment

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		<u>the transition towards a circular economy are developed in line with the Union strategy for plastics in a circular economy;</u> AM 244		
Article 43, first paragraph, point(d)				
365	(d) the improvement of maritime skills, ocean literacy and sharing of socio-economic data on the sustainable blue economy;	(d) the improvement of maritime skills, ocean <u>and freshwater</u> literacy and sharing of socio-economic <u>and environmental</u> data on the sustainable blue economy; AM 245	(d) the improvement of maritime skills, ocean literacy and sharing of socio-economic data on the sustainable blue economy;	No support to EP amendment
Article 43, first paragraph, point(e)				
366	(e) the development of project pipelines and innovative financing instruments.	(e) the development of project pipelines and innovative financing instruments.	(e) the development of project pipelines and innovative financing instruments.	
Article 43, first paragraph, point(ea)				
366a		<u>ea the support to actions for the protection and restoration of marine and coastal biodiversity and ecosystems providing compensations to fishers for the collection of lost fishing gears and marine litter from the sea.</u> AM 246		No support to EP text

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Article 43a				
366b		<u>Article 43a</u> <u>Investment decisions in the blue economy</u> AM 247		No support to EP text
Article 43a(1)				
366c		<u>1 Investment decisions under the sustainable blue economy shall be underpinned by the best available scientific advice so as to avoid harmful effects on the environment that might jeopardise long-term sustainability. Where adequate knowledge or information does not exist, the precautionary approach shall be applied in both the public and private sectors, as actions with potentially harmful effects might be taken.</u> AM 247 - in the EP mandate presented as an unnumbered paragraph		No support to EP text
TITLE III, CHAPTER IV				
367	CHAPTER IV Priority 4: Strengthening international ocean governance	CHAPTER IV Priority 4: Strengthening international ocean governance	CHAPTER IV Priority 4: Strengthening international ocean governance and	

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	and enabling safe, secure, clean and sustainably managed seas and oceans	and enabling safe, secure, clean and sustainably managed seas and oceans	enabling safe, secure, clean and sustainably managed seas and oceans	
Article 44				
368	Article 44 Maritime security and surveillance	Article 44 Maritime security and surveillance	Article 44 Maritime security and surveillance	
Article 44, first paragraph				
369	The EMFF shall support the promotion of maritime security and surveillance, including through data sharing, coastguard and agencies cooperation and fight against criminal and illegal activities at sea.	The EMFF EMFAF shall support the promotion of maritime security and surveillance, including through data sharing, coastguard and agencies cooperation and fight against criminal and illegal activities at sea.	The EMFF EMFAF shall support the promotion of maritime security and surveillance, including through data sharing, coastguard and agencies cooperation and fight against criminal and illegal activities at sea.	
Article 45				
370	Article 45 International ocean governance	Article 45 International ocean governance	Article 45 International ocean governance	
Article 45, first paragraph, introductory part				
371	The EMFF shall support the implementation of the international ocean governance policy through:	The EMFF EMFAF shall support the implementation of the international ocean governance policy through:	The EMFF EMFAF shall support the implementation of the international ocean governance policy through:	
Article 45, first paragraph, point(a)				
372	(a) voluntary contributions to international organisations active in the field of ocean governance;	(a) voluntary contributions to international organisations active in the field of ocean governance;	(a) voluntary contributions to international organisations active in the field of ocean governance;	

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Article 45, first paragraph, point(b)				
373	(b) voluntary cooperation with and coordination among international fora, organisations, bodies and institutions in the context of the United Nations Convention on the Law of the Sea, the 2030 Agenda for Sustainable Development and other relevant international agreements, arrangements and partnerships;	(b) voluntary cooperation with and coordination among international fora, organisations, bodies and institutions in the context of the United Nations Convention on the Law of the Sea, the 2030 Agenda for Sustainable Development and other relevant international agreements, arrangements and partnerships;	(b) voluntary cooperation with and coordination among international fora, organisations, bodies and institutions in the context of the United Nations Convention on the Law of the Sea, the 2030 Agenda for Sustainable Development and other relevant international agreements, arrangements and partnerships;	
Article 45, first paragraph, point(c)				
374	(c) the implementation of ocean partnerships between the Union and relevant ocean actors;	(c) the implementation of ocean partnerships between the Union and relevant ocean actors;	(c) the implementation of ocean partnerships between the Union and relevant ocean actors;	
Article 45, first paragraph, point(d)				
375	(d) the implementation of relevant international agreements, arrangements and instruments that aim to promote better ocean governance, as well as the development of actions, measures, tools and knowledge that enable safe, secure, clean and sustainably managed oceans;	(d) the implementation of relevant international agreements, arrangements and instruments that aim to promote better ocean governance, as well as the development of actions, measures, tools and knowledge that enable safe, secure, clean and sustainably managed oceans;	(d) the implementation of relevant international agreements, arrangements and instruments that aim to promote better ocean governance, as well as the development of actions, measures, tools and knowledge that enable safe, secure, clean and sustainably managed oceans;	
Article 45, first paragraph, point(e)				

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376	(e) the implementation of relevant international agreements, measures and tools to prevent, deter and eliminate illegal, unreported and unregulated fishing;	(e) the implementation of relevant international agreements, measures and tools to prevent, deter and eliminate illegal, unreported and unregulated fishing <u>IUU fishing and measures and tool to minimise the impact on the marine environment, in particular incidental catches of seabirds, marine mammals and sea turtles;</u> AM 248	(e) the implementation of relevant international agreements, measures and tools to prevent, deter and eliminate illegal, unreported and unregulated fishing;	No support to EP text
Article 45, first paragraph, point(f)				
377	(f) international cooperation on and development of ocean research and data.	(f) international cooperation on and development of ocean research and data.	(f) international cooperation on and development of ocean research and data.	
Article 45a				
377a		<u>Article 45a</u> <u>Cleaning up oceans</u> Ams. 249 and 300		No support to EP text
Article 45a(1)				
377b		<u>1 The EMFAF shall support measures taken to rid seas and oceans of all types of waste, including, as a matter of priority, plastics, 'plastic continents' and</u>		No support to EP text

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		<u>hazardous or radioactive waste.</u> Ams. 249 and 300 - In the EP mandate presented as an unnumbered paragraph		
TITLE III, CHAPTER V				
378	CHAPTER V Rules for implementation under direct and indirect management	CHAPTER V Rules for implementation under direct and indirect management	CHAPTER V Rules for implementation under direct and indirect management	
Article 46				
379	Article 46 Forms of Union funding	Article 46 Forms of Union funding	Article 46 Forms of Union funding	
Article 46(1)				
380	1. The EMFF may provide funding in any of the forms laid down in Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union], in particular procurement pursuant to Title VII of that Regulation and grants pursuant to Title VIII of that Regulation. It may also provide financing in the form of financial instruments within blending operations, as referred to in Article 47.	1. The EMFF EMFAF may provide funding in any of the forms laid down in Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union], in particular procurement pursuant to Title VII of that Regulation and grants pursuant to Title VIII of that Regulation. It may also provide financing in the form of financial instruments within blending operations, as referred to in Article 47.	1. The EMFF EMFAF may provide funding in any of the forms laid down in Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union], in particular procurement pursuant to Title VII of that Regulation and grants pursuant to Title VIII of that Regulation. It may also provide financing in the form of financial instruments within blending operations, as referred to in Article 47.	
Article 46(2)				

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381	2. The evaluation of grant proposals may be carried out by independent experts.	2. The evaluation of grant proposals may be carried out by independent experts.	. The evaluation of grant proposals may be carried out by independent experts.	
Article 46(2a)				
381a		<u>2a Payment procedures related to this Regulation shall be accelerated in order to reduce economic burdens on fishermen. The Commission shall evaluate the current performance to improve and accelerate the payments process.</u> AM 250		No support to EP amendment
Article 47				
382	Article 47 Blending operations	Article 47 Blending operations	Article 47 Blending operations	
Article 47, first paragraph				
383	Blending operations under the EMFF shall be implemented in accordance with Regulation (EU) No [Regulation on InvestEU] and Title X of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union].	Blending operations under the EMFF <u>EMFAF</u> shall be implemented in accordance with Regulation (EU) No [Regulation on InvestEU] and Title X of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union]. <u>In the four months following publication of this Regulation in</u>	Blending operations under the EMFF <u>EMFAF</u> shall be implemented in accordance with Regulation (EU) No [Regulation on InvestEU] and Title X of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union].	Flexible

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		<u>the Official Journal, the Commission shall present a set of detailed guidelines to Member States for implementing blending operations in national operational programmes in accordance with the EMFAF while giving particular attention to blending operations carried out by local actors in local development.</u>		
		AM 251		
Article 48				
384	Article 48 Evaluation	Article 48 Evaluation	Article 48 Evaluation Evaluations by the Commission	
Article 48(1)				
385	1. Evaluations shall be carried out in a timely manner to feed into the decision-making process.	1. Evaluations shall be carried out in a timely manner to feed into the decision-making process.	1. Evaluations shall be carried out in a timely manner to feed into the decision-making process. Evaluations shall be entrusted to internal or external experts who are functionally independent.	
Article 48(2)				
386	2. The interim evaluation of the support under Title III shall be performed once there is sufficient information available about the	2. The interim evaluation of the support under Title III shall be performed once there is sufficient information available about the	2. The interim evaluation of the support under Title III shall be performed once there is sufficient information available about the	Some flexibility to consider how to address EP's concerns

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	implementation, but not later than four years after the start of the implementation of the support.	implementation, but not later than four years after the start of the implementation of the support. <u><i>This evaluation shall take the form of a report by the Commission and provide detailed assessment of all specific aspects of the implementation.</i></u> AM 252	implementation, but not later than four years after the start of the implementation of the support by the end of 2024.	
Article 48(3)				
387	3. At the end of the implementation period, but no later than four years after it, a final evaluation report on the support under Title III shall be prepared by the Commission.	3. At the end of the implementation period, but no later than four years after it, a final evaluation report on the support under Title III shall be prepared by the Commission.	3. At the end of the implementation period, but no later than four years after it, A final evaluation report on the support under Title III shall be prepared delivered by the Commission end of 2031	
Article 48(4)				
388	4. The Commission shall communicate the conclusion of the evaluations, accompanied by its observations, to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions.	4. The Commission shall communicate the <u><i>evaluations reports referred to in paragraphs 2 and 3</i></u> <i>conclusion of the evaluations, accompanied by its observations,</i> to the European Parliament, the Council, the European Economic and Social	4. The Commission shall communicate the conclusion of the evaluations, accompanied by its observations, to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions.	Some flexibility to explore how to address EP's concerns

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		Committee and the Committee of the Regions. AM 253		
Article 48(4a)				
388a		<u>4a As appropriate, the Commission may propose amendments to this Regulation on the basis of the report referred to in paragraph 2.</u> AM 254		No support to EP's position
Article 48a				
388b			Article 48a Monitoring under direct and indirect management In the Council General Approach, appears as Article 48 new.	
Article 48a(1)				
388c			1 The Commission shall use the result and output indicators set out in the Annex I to monitor the results of the EMFAF under direct and indirect management.	
Article 48a(2)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
388d			2 The Commission shall collect data on operations selected for funding, including key characteristics of the beneficiary and the operation itself under direct and indirect management as set out in the Article 37(3).	
Article 49				
389	Article 49 Audits	Article 49 Audits	Article 49 Audits	
Article 49, first paragraph				
390	Audits on the use of the Union contribution carried out by persons or entities, including by other than those mandated by the Union institutions or bodies, shall form the basis of the overall assurance pursuant to Article 127 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union].	Audits on the use of the Union contribution carried out by persons or entities, including by other than those mandated by the Union institutions or bodies, shall form the basis of the overall assurance pursuant to Article 127 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union].	Audits on the use of the Union contribution carried out by persons or entities, including by other than those mandated by the Union institutions or bodies, shall form the basis of the overall assurance pursuant to Article 127 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union].	
Article 50				
391	Article 50 Information, communication and publicity	Article 50 Information, communication and publicity	Article 50 Information, communication and publicity	
Article 50(1)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
392	1. The recipients of Union funding shall acknowledge the origin and ensure the visibility of the Union funding, in particular when promoting the actions and their results, by providing coherent, effective and proportionate targeted information to multiple audiences, including the media and the public.	1. The recipients of Union funding shall acknowledge the origin and ensure the visibility of the Union funding, in particular when promoting the actions and their results, by providing coherent, effective and proportionate targeted information to multiple audiences, including the media and the public.	1. The recipients of Union funding shall acknowledge the origin and ensure the visibility of the Union funding, in particular when promoting the actions and their results, by providing coherent, effective and proportionate targeted information to multiple audiences, including the media and the public.	
Article 50(2)				
393	2. The Commission shall implement information and communication actions relating to the EMFF, and its actions and results. Financial resources allocated to the EMFF shall also contribute to the corporate communication of the political priorities of the Union, as far as they are related to the priorities referred to in Article 4.	2. The Commission shall implement information and communication actions relating to the EMFF EMFAF, and its actions and results. Financial resources allocated to the EMFF EMFAF shall also contribute to the corporate communication of the political priorities of the Union, as far as they are related to the priorities referred to in Article 4.	2. The Commission shall implement information and communication actions relating to the EMFF EMFAF, and its actions and results. Financial resources allocated to the EMFF EMFAF shall also contribute to the corporate communication of the political priorities of the Union, as far as they are related to the priorities referred to in Article 4.	
Article 51				
394	Article 51 Eligible entities	Article 51 Eligible entities	Article 51 Eligible entities	
Article 51(1)				
395	1. The eligibility criteria set out in	1. The eligibility criteria set out in	1. The eligibility criteria set out in	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	paragraphs 2 to 3 shall apply in addition to the criteria set out in Article 197 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union].	paragraphs 2 to 3 shall apply in addition to the criteria set out in Article 197 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union].	paragraphs 2 to 3 shall apply in addition to the criteria set out in Article 197 of Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union].	
Article 51(2), introductory part				
396	2. The following entities are eligible:	2. The following entities are eligible:	2. The following entities are eligible:	
Article 51(2), point(a)				
397	(a) legal entities established in a Member State or in a third country listed in the work programme under the conditions specified in paragraphs 3 and 4;	(a) legal entities established in a Member State, <u>in an overseas country or territory</u> or in a third country listed in the work programme under the conditions specified in paragraphs 3 and 4; AM 255	(a) legal entities established in a Member State or in a third country listed in the work programme under the conditions specified in paragraphs 3 and 4; In the Council General Approach, appears as unnumbered.	Some flexibility to explore EP's concerns
Article 51(2), point(b)				
398	(b) any legal entity created under Union law or any international organisation.	(b) any legal entity created under Union law, <u>including professional organisations</u> or any international organisation. AM 256	(b) any legal entity created under Union law or any international organisation. In the Council General Approach, appears as unnumbered.	No support to EP amendment.
Article 51(3)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
399	3. Legal entities established in a third country are exceptionally eligible to participate where this is necessary for the achievement of the objectives of a given action.	3. Legal entities established in a third country are exceptionally eligible to participate where this is necessary for the achievement of the objectives of a given action.	3. Legal entities established in a third country are exceptionally eligible to participate where this is necessary for the achievement of the objectives of a given action.	
Article 51(4)				
400	4. Legal entities established in a third country which is not associated to the programme should in principle bear the cost of their participation.	4. Legal entities established in a third country which is not associated to the programme should in principle bear the cost of their participation.	4. Legal entities established in a third country which is not associated to the programme should in principle bear the cost of their participation.	
TITLE IV				
401	TITLE IV PROCEDURAL PROVISIONS	TITLE IV PROCEDURAL PROVISIONS	TITLE IV PROCEDURAL PROVISIONS	
Article 52				
402	Article 52 Exercise of delegation	Article 52 Exercise of delegation	Article 52 Exercise of delegation	
Article 52(1)				
403	1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.	1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article	1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.	
Article 52(2)				

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
404	2. The power to adopt delegated acts referred to in Articles 12, 17, 21, 33, 34, 36, 37 and 55 shall be conferred until 31 December 2027.	2. The power to adopt delegated acts referred to in Articles 12, 17, 21, 33, 34, 36, 37 and 55 shall be conferred until 31 December 2027.	2. The power to adopt delegated acts referred to in Articles 12, 17, 21, 33, 34, 36, 21, 37 and 55 shall be conferred until 31 December 2027.	
Article 52(3)				
405	3. The delegation of power referred to in Articles 12, 17, 21, 33, 34, 36, 37 and 55 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 referred to in Articles 12, 17, 21, 33, 34, 36, 37 and 55 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 referred to in Articles 12, 17, 21, 33, 34, 36, 21, 37 and 55 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.	
Article 52(3a)				
405a			3a Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
			on Better Law-Making of 13 April 2016. In the Council General Approach appears as paragraph 4.	
Article 52(4)				
406	4. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.	4. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.	4. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council. In the Council General Approach appears as paragraph 5.	
Article 52(5)				
407	5. A delegated act adopted pursuant to Articles 12, 17, 21, 33, 34, 36, 37 or 55 shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have	5. A delegated act adopted pursuant to Articles 12, 17, 21, 33, 34, 36, 37 or 55 shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have	5. A delegated act adopted pursuant to in Articles 12, 17, 21, 33, 34, 36, 37 or 21, 37 and 55 shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	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 the Council.	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 the Council.	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 the Council. In the Council General Approach appears as paragraph 6.	
Article 53				
408	Article 53 Committee procedure	Article 53 Committee procedure	Article 53 Committee procedure	
Article 53(1)				
409	1. The Commission shall be assisted by a Committee for the European Maritime and Fisheries Fund. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011 of the European Parliament and of the Council¹. 1. Regulation (EU) 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.02.2011, p. 13).	1. The Commission shall be assisted by a Committee for the European Maritime, <u>Fisheries and Aquaculture</u> and Fisheries Fund. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011 of the European Parliament and of the Council¹. 1. Regulation (EU) 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55,	1. The Commission shall be assisted by a Committee for the European Maritime Fisheries and Aquaculture and Fisheries Fund. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011 of the European Parliament and of the Council¹. 1. Regulation (EU) 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55,	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
		28.02.2011, p. 13). AM 257	28.02.2011, p. 13).	
Article 53(2)				
410	2. Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article-4 5 of Regulation (EU) No 182/2011 shall apply.	
TITLE V				
411	TITLE V FINAL PROVISIONS	TITLE V FINAL PROVISIONS	TITLE V FINAL PROVISIONS	
Article 53a				
411a			Article 53a Amendments to Regulation 2017/1004	
Article 53a(1), introductory part				
411b			1 Article 6 of Regulation (EU) No 2017/1004 is amended as follows: In the Council General Approach appears as unnumbered paragraph	
Article 53a(1), point(a), introductory part				
411c			a Paragraphs 1 and 2 of Article 6 of Regulation (EU) No 2017/1004 are replaced by the following	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
			text: In the Council General Approach appears as point (1)	
Article 53a(1), point(a), Amending Act, a				
411d			1. Without prejudice to their current data collection obligations under Union law, Member States shall collect data within the framework of a work plan drawn up in accordance with the multiannual Union programme ('national work plan')	
Article 53a(1), point(a), Amending Act, b				
411e			2. Member States shall submit to the Commission by electronic means their national work plans by 31 October of the year preceding the year from which the work plan is to apply, unless an existing plan still applies, in which case they shall notify the Commission thereof.	Flexibility to accept a change in the deadline to 15 October instead of 31 October.
Article 53a(1), point(a), Amending Act, c				
411f			3.The Commission shall adopt implementing acts approving the	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
			national work plans referred to in paragraph 1 and 1a by 31 December of the year preceding the year from which the work plan is to apply. When approving the national work plans, the Commission shall take into account the evaluation conducted by STECF in accordance with Article 10 of this Regulation. If such evaluation indicates that a national work plan does not comply with this Article or does not ensure the scientific relevance of the data or sufficient quality of the proposed methods and procedures, the Commission shall immediately inform the Member State concerned and indicate amendments to that work plan that the Commission considers necessary. Subsequently, the Member State concerned shall submit a revised national work plan to the Commission.	
	Article 53a(1), point(b), introductory part			
411g			b The following paragraph 5 is	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
			inserted: In the Council General Approach appears as point (2)	
Article 53a(1), point(b), Amending Act, a				
411h			5. The Commission may adopt implementing acts laying down rules on procedures, format for the submission of the national work plans referred to in paragraph 1. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 25(2).	
Article 54				
412	Article 54 Repeal	Article 54 Repeal	Article 54 deleted	
Article 54(1)				
413	1. Regulation (EU) No 508/2014 is repealed with effect from 1 January 2021.	1. Regulation (EU) No 508/2014 is repealed with effect from 1 January 2021.	deleted	
Article 54(2)				
414	2. References to the repealed Regulation shall be construed as	2. References to the repealed Regulation shall be construed as	deleted	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	references to this Regulation.	references to this Regulation.		
Article 55				
415	Article 55 Transitional provision	Article 55 Transitional provisions	Article 55 Transitional provisions	
Article 55(-1)				
415a			-1 Regulation (EU) No 508/2014 and any act adopted thereunder shall continue to apply to programmes and operations supported by the EMFF under the 2014–2020 programming period. In the Council General Approach, appears as paragraph 1.	
Article 55(1)				
416	1. In order to facilitate the transition from the support scheme established by Regulation (EU) No 508/2014 to the scheme established by this Regulation, the Commission shall be empowered to adopt delegated acts, in accordance with Article 52, laying down the conditions under which support approved by the Commission under Regulation	1. In order to facilitate the transition from the support scheme established by Regulation (EU) No 508/2014 to the scheme established by this Regulation, the Commission shall be empowered to adopt delegated acts, in accordance with Article 52, laying down the conditions under which support approved by the Commission under Regulation	1. In order to facilitate the transition from the support scheme established by Regulation (EU) No 508/2014 to the scheme established by this Regulation, the Commission shall be empowered to adopt delegated acts, in accordance with Article 52, laying down the conditions under which support approved by the Commission under Regulation	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	(EU) No 508/2014 may be integrated into support provided for under this Regulation.	(EU) No 508/2014 may be integrated into support provided for under this Regulation.	(EU) No 508/2014 may be integrated into support provided for under this Regulation. In the Council General Approach, appears as paragraph 2.	
Article 55(2)				
417	2. This Regulation shall not affect the continuation or modification of the actions concerned, until their closure, under Regulation (EU) No 508/2014, which shall continue to apply to the actions concerned until their closure.	2. This Regulation shall not affect the continuation or modification of the actions concerned, until their closure, under Regulation (EU) No 508/2014, which shall continue to apply to the actions concerned until their closure.	deleted	
Article 55(3)				
418	3. Applications made under Regulation (EU) No 508/2014 shall remain valid.	3. Applications made under Regulation (EU) No 508/2014 shall remain valid.	deleted	
Article 56				
419	Article 56 Entry into force and date of application	Article 56 Entry into force and date of application	Article 56 Entry into force and date of application	
Article 56, first paragraph				
420	This Regulation shall enter into force 20 days following that of its publication in the Official Journal	This Regulation shall enter into force 20 days following that of its publication in the Official Journal	This Regulation shall enter into force 20 days following that of its publication in the Official Journal	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	of the European Union.	of the European Union.	of the European Union.	
Article 56, second paragraph				
421	This Regulation shall apply from 1 January 2021.	This Regulation shall apply from 1 January 2021.	This Regulation shall apply from 1 January 2021.	
Article 56, third paragraph				
422	This Regulation shall be binding in its entirety and directly applicable in all Member States.	This Regulation shall be binding in its entirety and directly applicable in all Member States	This Regulation shall be binding in its entirety and directly applicable in all Member States.	
Formula				
423	Done at Strasbourg,	Done at Strasbourg,	Done at Strasbourg,	
Formula				
424	For the European Parliamen	For the European Parliament	For the European Parliament	
Formula				
425	The President	The President	The President	
Formula				
426	For the Council	For the Council	For the Council	
Formula				
427	The President	The President	The President	
Annex I, Sub-Heading				
428	COMMON INDICATORS	COMMON INDICATORS	COMMON INDICATORS OF	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
			THE EMFAF	
Annex I, Table				
429	The element is not present in the annex, as it is not supported. Please consult the original document	The element is not present in the annex, as it is not supported. Please consult the original document	The element is not present in the annex, as it is not supported. Please consult the original document	For Annex I, flexibility could be shown to modify the indicators as follows: RI 9 - Area addressed by operations [contributing to good environmental status,] protecting, conserving, and restoring biodiversity and ecosystems (km² or km) RI 10 - Actions [contributing to good environmental status including] nature restoration, conservation, protection of ecosystems, biodiversity, [fish] health and welfare (number of actions). Some flexibility could also be shown to accept an additional core performance indicator to address the EP's concerns: CI 11 - Number of small scale

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
				fishing vessels supported
Annex II, Sub-Heading				
430	AREAS OF SUPPORT UNDER SHARED MANAGEMENT	AREAS OF SUPPORT UNDER SHARED MANAGEMENT	AREAS ORGANISATION OF SUPPORT UNDER SHARED MANAGEMENT	The Presidency suggest not to support any of the amendments introduced by the EP and defend PGA
Annex II, Table				
431	The element is not present in the annex, as it is not supported. Please consult the original document	The element is not present in the annex, as it is not supported. Please consult the original document	he element is not present in the annex, as it is not supported. Please consult the original document	The Presidency suggest not to support any of the amendments introduced by the EP and defend PGA
Annex III, Sub-Heading				
432	SPECIFIC MAXIMUM AID INTENSITY RATES UNDER SHARED MANAGEMENT	SPECIFIC MAXIMUM AID INTENSITY RATES UNDER SHARED MANAGEMENT	SPECIFIC MAXIMUM AID INTENSITY RATES UNDER SHARED MANAGEMENT	
Annex III, Table				
433	The element is not present in the annex, as it is not supported. Please consult the original document	The element is not present in the annex, as it is not supported. Please consult the original document	The element is not present in the annex, as it is not supported. Please consult the original document	Defend PGA
Annex IV, Sub-Heading				
434	COEFFICIENTS FOR CALCULATING AMOUNTS OF	COEFFICIENTS FOR CALCULATING AMOUNTS OF	COEFFICIENTS FOR CALCULATING AMOUNTS OF	

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	SUPPORT FOR ENVIRONMENT-RELATED AND CLIMATE CHANGE OBJECTIVES	SUPPORT FOR ENVIRONMENT-RELATED AND CLIMATE CHANGE OBJECTIVES	SUPPORT FOR ENVIRONMENT-RELATED AND CLIMATE CHANGE OBJECTIVES	
Annex IV, Table				
435	The element is not present in the annex, as it is not supported. Please consult the original document	The element is not present in the annex, as it is not supported. Please consult the original document	The element is not present in the annex, as it is not supported. Please consult the original document	The Presidency suggest not to support any of the amendments introduced by the EP and defend PGA
Annex IV, first paragraph				
436	* A Member State may propose in its programme that a coefficient of 40% be assigned to an area of support marked with * in the table, provided it can demonstrate the relevance of that area of support to climate change mitigation or adaptation, or to environment-related objectives, as appropriate.	* A Member State may propose in its programme that a coefficient of 40% be assigned to an area of support marked with * in the table, provided it can demonstrate the relevance of that area of support to climate change mitigation or adaptation, or to environment-related objectives, as appropriate	* A Member State may propose in its programme that a coefficient of 40% be assigned to an area of support marked with * in the table, provided it can demonstrate the relevance of that area of support to climate change mitigation or adaptation, or to environment-related objectives, as appropriate.	The Presidency suggest not to support any of the amendments introduced by the EP and defend PGA
Annex V , Sub-Heading				
437	GLOBAL RESOURCES BY MEMBER STATE FOR THE EUROPEAN MARITIME AND	GLOBAL RESOURCES BY MEMBER STATE FOR THE EUROPEAN MARITIME AND	GLOBAL RESOURCES BY MEMBER STATE FOR THE EUROPEAN MARITIME AND	(N.B.: alignment to MFF adopted by the Council on 19.10.20)

	Commission Proposal	4/04/2019 EP position	(doc. 10297/19 + 12660/1/19 REV1 + 10050/20 + 10050/20 COR1) Council partial GA	Presidency's mandate
	FISHERIES FUND FOR THE PERIOD 2021 TO 2027	FISHERIES FUND FOR THE PERIOD 2021 TO 2027	FISHERIES FUND FOR THE PERIOD 2021 TO 2027	
Annex V , Table				
438	The element is not present in the annex, as it is not supported. Please consult the original document	The element is not present in the annex, as it is not supported. Please consult the original document	The element is not present in the annex, as it is not supported. Please consult the original document	